

N.C. GENERAL ASSEMBLY LEGISLATIVE FISCAL NOTE

Fiscal Research
733-4910

Prepared By: Carolyn Wyland	Date Prepared: 3-17-89	Bill No.: HB 267	Edition: 1
Approved By: Tom Covington TOMC			Sponsor: John McLaughlin
Short Title: Drug Free School Zone			

TYPE OF FISCAL IMPACT	COUNTY/		FUNDS AFFECTED:			
	State Gov't	Local Gov't	() General	() Highway	() Other: Local	
			State Fiscal Impact	FY	FY	FY
No Fiscal Impact	()	()	State Total Req'ments	No estimate available.		
Increase Expenditure	()	()	Receipts/Revenues	See Technical		
Decrease Expenditure	()	()	Net State Expend./Rev.	Considerations/		
			No. of Positions	Comments.		
			Local Fiscal Impact	FY	FY	FY
Increase Revenue	()	()	Local Total Req'ments			
Decrease Revenue	()	()	Receipts/Revenues			
No Estimate Avail.	(X)	()	Net Local Expend./Rev.			
			No. of Positions			

Description of Legislation

1. Summary of Legislation:

Provides for mandatory sentence for person twenty years or older who sells or delivers drugs to person under eighteen years or who manufactures, sells, or delivers a controlled substance within 1,000 feet of a school zone.

2. Effective Date:

October 1, 1989

3. Fund or Tax Affected:

General Fund

4. Principal Department/Program Affected:

Department of Correction

Cost or Revenue Impact on State

	FY	FY	FY
	88-89	89-90	

1. Non-Recurring Costs/Revenues

2. Recurring Costs/Revenues

3. Fiscal/Revenue Assumptions

Cost/Revenue Impact on County or Local Government

	FY	FY	FY
	88-89	89-90	

1. Non-Recurring Costs/Revenues

2. Recurring Costs/Revenues

3. Fiscal/Revenue Assumptions

Technical Considerations/Comments

The fiscal impact of this bill cannot be calculated due to the unavailability of data on:

1. Age of the person to whom a drug is sold;
2. Location of the manufacturing, selling, or delivering of a controlled substance, i.e., whether or not it is within 1,000 feet of a school zone.

If this law is enacted, there will be some fiscal impact upon the Department of Correction since the term imposed for violation of G.S. 90-95(a)(1) would become mandatory imprisonment with no early release or parole. Neither could a suspended sentence or probation be given.

Signed Copy Located in the NCGA Principal Clerk's Offices