

GENERAL ASSEMBLY OF NORTH CAROLINA

EXTRA SESSION 1994

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HOUSE BILL 86

Short Title: Delay Structured Sentencing.

(Public)

Sponsors: Representatives Brawley; Decker and Church.

Referred to: Judiciary III.

February 14, 1994

A BILL TO BE ENTITLED

AN ACT TO DELAY THE EFFECTIVE DATE OF STRUCTURED SENTENCING.

The General Assembly of North Carolina enacts:

Section 1. Section 56 of Chapter 538 of the 1993 Session Laws reads as rewritten:

"Sec. 56. This act becomes effective January 1, ~~1995~~, 1996, and applies only to offenses occurring on or after that date. Prosecutions for, or sentences based on, offenses occurring before the effective date of this act are not abated or affected by the repeal or amendment in this act of any statute, and the statutes that would be applicable to those prosecutions or sentences but for the provisions of this act remain applicable to those prosecutions or sentences."

Sec. 2. Section 1359 of Chapter 539 of the 1993 Session Laws reads as rewritten:

"Sec. 1359. This act becomes effective January 1, ~~1995~~, 1996, and applies to offenses occurring on or after that date. Prosecutions for offenses committed before the effective date of this act are not abated or affected by this act, and the statutes that would be applicable but for this act remain applicable to those prosecutions."

Sec. 3. G.S. 15A-1340.10 reads as rewritten:

**"§ 15A-1340.10. Applicability of structured sentencing.**

This Article applies to criminal offenses in North Carolina, other than impaired driving under G.S. 20-138.1, that occur on or after January 1, ~~1995~~, 1996."

Sec. 4. This act is effective upon ratification.