

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 944

Short Title: Increase Habitual Felon Punishment.

(Public)

Sponsors: Representatives Braswell; Hensley and R. Hunter.

Referred to: Judiciary II.

April 12, 1995

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PUNISHMENT FOR AN HABITUAL FELON FROM
A CLASS C FELONY TO A CLASS B2 FELONY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-7.6 reads as rewritten:

"§ 14-7.6. Sentencing of habitual felons.

When an habitual felon as defined in this Article commits any felony under the laws of the State of North Carolina, the felon must, upon conviction or plea of guilty under indictment as provided in this Article (except where the felon has been sentenced as a Class ~~A, B1, or B2~~ A or B1 felon) be sentenced as a Class ~~C~~ B2 felon. In determining the prior record level, convictions used to establish a person's status as an habitual felon shall not be used. Sentences imposed under this Article shall run consecutively with and shall commence at the expiration of any sentence being served by the person sentenced under this section."

Sec. 2. This act becomes effective December 1, 1995, and applies to offenses committed on or after that date.