

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 183

Short Title: Increase Penalties/Drug Sales.

(Public)

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Sponsors: Senators Parnell, Hartsell; Foxx, Carpenter, and Ballantine.

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Referred to: Judiciary II/Election Laws.

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February 14, 1995

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PENALTIES FOR DRUG SALES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-95(b) reads as rewritten:

"(b) Except as provided in subsections (h) and (i) of this section, any person who violates G.S. 90-95(a)(1) with respect to:

(1) A controlled substance classified in Schedule I or II shall be punished as a Class H ~~felon~~; felon, except that the sale of a controlled substance classified in Schedule I or II shall be punished as a Class G felon;

(2) A controlled substance classified in Schedule III, IV, V, or VI shall be punished as a Class I felon, except that the sale of a controlled substance classified in Schedule III, IV, V, or VI shall be punished as a Class H felon. ~~but the~~ The transfer of less than 5 grams of marijuana for no remuneration shall not constitute a delivery in violation of G.S. 90-95(a)(1)."

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