

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 597

Short Title: Drug Trafficking Conspiracy.

(Public)

Sponsors: Senators Kerr and Hoyle.

Referred to: Judiciary II/Election Laws

April 6, 1995

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A DEFENDANT WHO IS CONVICTED OF A DRUG
TRAFFICKING CONSPIRACY IS NOT ELIGIBLE FOR INTERMEDIATE
SANCTIONS UNDER THE STRUCTURED SENTENCING ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1340.13(h) reads as rewritten:

"(h) Exceptions When Extraordinary Mitigation Shall Not Be Used. – The court shall not impose an intermediate sanction pursuant to subsection (g) of this section if:

(1) The offense is a Class A or Class B1 felony;

(2) The offense is a drug trafficking offense under ~~G.S. 90-95(h)~~; G.S. 90-95(h) or a drug trafficking conspiracy offense under G.S. 90-95(i); or

(3) The defendant has five or more points as determined by G.S. 15A-1340.14."

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