

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1749

Short Title: Sale of Drugs Near Parks. (Public)

Sponsors: Representatives Stiller; Cleveland, Current, Faison, Justice, Langdon, and Moore.

Referred to: Judiciary I.

April 19, 2007

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE PENALTY FOR THE ILLEGAL SALE OF DRUGS IF
2 THE TRANSACTION OCCURS IN OR NEAR A PUBLIC PARK.
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 90-95(e) is amended by adding a new subdivision to read:

6 "(11) Any person 21 years of age or older who commits an offense under
7 G.S. 90-95(a)(1) on property that is a public park or within 300 feet of
8 the boundary of real property that is a public park shall be punished as
9 a Class E felon. For purposes of this subdivision, the transfer of less
10 than five grams of marijuana for no remuneration shall not constitute a
11 delivery in violation of G.S. 90-95(a)(1)."

12 **SECTION 2.** This act becomes effective December 1, 2007, and applies to
13 offenses committed on or after that date.