

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001**

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**SENATE BILL 751**

Short Title: No Drugs at Preschool Ed. Sites. (Public)

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Sponsors: Senators Thomas; Albertson, Carter, Cunningham, Forrester, Harris, Robinson, Swindell, and Weinstein.

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Referred to: Judiciary I.

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April 2, 2001

1 A BILL TO BE ENTITLED  
2 AN ACT TO INCREASE THE PUNISHMENT FOR DRUG OFFENSES  
3 COMMITTED AT OR NEAR PRESCHOOL EDUCATIONAL PROGRAM  
4 SITES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 90-95(e)(8) reads as rewritten:

7 "(8) Any person 21 years of age or older who commits an offense under  
8 G.S. 90-95(a)(1) on property used for a preschool educational  
9 program, or for an elementary or secondary school or within 300 feet  
10 of the boundary of real property used for a preschool educational  
11 program, or for an elementary or secondary school shall be punished  
12 as a Class E felon. For purposes of this subdivision, the transfer of less  
13 than five grams of marijuana for no remuneration shall not constitute a  
14 delivery in violation of G.S. 90-95(a)(1). For purposes of this  
15 subdivision, a preschool educational program shall include Smart Start  
16 programs, Head Start programs, and any other similar educational  
17 programs."

18 **SECTION 2.** This act becomes effective December 1, 2001, and applies to  
19 offenses committed on or after that date.