

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 727

Short Title: Public Housing/Drug Free Zones.

(Public)

Sponsors: Representatives Edwards; Alphin, Arnold, Bowman, D. Brown, Cummings, Daughtry, Joye, Lee, Mercer, Moore, P. Wilson, and Wood.

Referred to: Judiciary I.

April 5, 1993

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT CERTAIN DRUG OFFENSES COMMITTED ON
2 THE PREMISES OF OR WITHIN THREE HUNDRED FEET OF A PUBLIC
3 HOUSING FACILITY ARE CLASS E FELONIES.
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5 The General Assembly of North Carolina enacts:

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

7 "(10) Any person 21 years of age or older who commits an offense under
8 G.S. 90-95(a) on the premises of or within 300 feet of the boundary of
9 a public housing facility shall be punished as a Class E felon. A
10 person sentenced under this subdivision must serve a mandatory term
11 of imprisonment of no less than two years, notwithstanding the
12 provisions of G.S. 90-95(h)(5) or any other law. The sentencing judge
13 may not suspend the mandatory two-year term of imprisonment or
14 place the person on probation for the mandatory two-year term of
15 imprisonment. During that time the prisoner is not eligible for early
16 parole or early release."

17 Sec. 2. This act becomes effective December 1, 1993, and applies to offenses
18 committed on or after that date.