

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 267\*

Short Title: Bomb Threat/Felony.

(Public)

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Sponsors: Representatives Sherrill; Arnold, Berry, Bonner, Brown, Buchanan, Cansler, Capps, Cole, Esposito, Gardner, Gulley, Hall, Hardy, Hiatt, Holmes, Ives, Justus, Kiser, McCrary, Moore, Mosley, Sexton, Thompson, Warwick, Weatherly, and Yongue.

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Referred to: Judiciary I.

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February 18, 1997

A BILL TO BE ENTITLED

1 AN ACT TO INCREASE THE PENALTY FROM A MISDEMEANOR TO A CLASS  
2 G FELONY FOR THE OFFENSES OF FALSELY REPORTING THAT A BOMB  
3 OR OTHER DESTRUCTIVE DEVICE MAY EXPLODE AND PERPETUATING A  
4 HOAX BY USING A FALSE DESTRUCTIVE DEVICE.  
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6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 14-69.1 reads as rewritten:

8 **"§ 14-69.1. Making a false report concerning destructive device.**

9 (a) If any person shall, by any means of communication to any person or group of  
10 persons, make a report, knowing or having reason to know the same to be false, that there  
11 is located in any building, house or other structure whatsoever or any vehicle, aircraft,  
12 vessel or boat any device designed to destroy or damage the building, house or structure  
13 or vehicle, aircraft, vessel or boat by explosion, blasting or burning, he shall be guilty of a  
14 Class 1 ~~misdemeanor.~~ G felony.

15 (b) ~~If any person shall, by any means of communication to any person or group of~~  
16 ~~persons, make a report, knowing or having reason to know the same to be false, that there~~  
17 ~~is located in any hospital facility as defined in G.S. 131E-6, which includes a health clinic~~  
18 ~~facility, any device designed to destroy or damage the hospital or health clinic facility by~~

1 ~~explosion, blasting, or burning, he shall, upon a first conviction, be guilty of a Class 1~~  
2 ~~misdemeanor, punishable by a minimum of 100 hours of mandatory community service.~~  
3 ~~Upon a second or subsequent conviction under this subsection, he shall be guilty of a~~  
4 ~~Class I felony.~~“

5 Section 2. G.S. 14-69.2 reads as rewritten:

6 **"§ 14-69.2. Perpetrating hoax by use of false bomb or other device.**

7 (a) If any person, with intent to perpetrate a hoax, shall secrete, place or display  
8 any device, machine, instrument or artifact, so as to cause any person reasonably to  
9 believe the same to be a bomb or other device capable of causing injury to persons or  
10 property, he shall be guilty of a Class 1 ~~misdemeanor.~~ G felony.

11 (b) ~~A violation of subsection (a) of this section that occurs in a hospital facility as~~  
12 ~~defined in G.S. 131E-6 is, upon a first conviction, a Class 1 misdemeanor punishable by a~~  
13 ~~minimum of 100 hours of mandatory community service. A second or subsequent~~  
14 ~~conviction under subsection (a) of this section is a Class I felony.”~~

15 Section 3. This act becomes effective December 1, 1997, and applies to  
16 offenses committed on or after that date.