GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2001

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SENATE BILL 751

Judiciary II Committee Substitute Adopted 4/24/01

Short Title: No Drugs at Child Care Centers. (Public)

Sponsors:

Referred to:

April 2, 2001

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PUNISHMENT FOR DRUG OFFENSES COMMITTED AT OR NEAR CHILD CARE CENTERS.

The General Assembly of North Carolina enacts:

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

"(8) Any person 21 years of age or older who commits an offense under G.S. 90-95(a)(1) on property used for a child care center, or for an elementary or secondary school or within 300 feet of the boundary of real property used for a child care center, or for an elementary or secondary school shall be punished as a Class E felon. For purposes of this subdivision, the transfer of less than five grams of marijuana for no remuneration shall not constitute a delivery in violation of G.S. 90-95(a)(1). For purposes of this subdivision, a child care center is as defined in G.S. 110-86(3)a., and that is licensed by the Secretary of the Department of Health and Human Services."

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