

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

S

1

SENATE BILL 393

Short Title: Felony Death by Vehicle/Penalty Increase. (Public)

Sponsors: Senator Atwater.

Referred to: Judiciary II.

March 23, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO APPROPRIATELY INCREASE THE PENALTIES FOR FELONY DEATH BY
3 VEHICLE AND AGGRAVATED FELONY DEATH BY VEHICLE SO THAT THE
4 PUNISHMENT FOR CAUSING A DEATH WHILE DRIVING IMPAIRED IS ONE
5 CLASS HIGHER THAN CAUSING SERIOUS BODILY INJURY WHILE DRIVING
6 IMPAIRED, AND TO MAINTAIN THE PENALTY FOR AGGRAVATED FELONY
7 DEATH BY VEHICLE AT ONE CLASS HIGHER THAN FELONY DEATH BY
8 VEHICLE.

9 The General Assembly of North Carolina enacts:

10 SECTION 1. G.S. 20-141.4(b) reads as rewritten:

11 "(b) Punishments. – Unless the conduct is covered under some other provision of law
12 providing greater punishment, the following classifications apply to the offenses set forth in
13 this section:

- 14 (1) Aggravated felony death by vehicle is a Class ~~D~~C felony.
15 (2) Felony death by vehicle is a Class ~~E~~D felony.
16 (3) Aggravated felony serious injury by vehicle is a Class E felony.
17 (4) Felony serious injury by vehicle is a Class F felony.
18 (5) Misdemeanor death by vehicle is a Class A1 misdemeanor."

19 SECTION 2. This act becomes effective December 1, 2011, and applies to
20 offenses committed on or after that date.

