

NORTH CAROLINA GENERAL ASSEMBLY
1979 SESSION

CHAPTER 671
SENATE BILL 664

AN ACT TO REWRITE THE "NORTH CAROLINA TOXIC VAPORS ACT".

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-113.9 is rewritten to read:

"**§ 90-113.9. Definitions.** — For purposes of this act, unless the context requires otherwise, (1) 'intoxication' means drunkenness, stupefaction, depression, giddiness, paralysis, irrational behavior, or other change, distortion, or disturbance of the auditory, visual, or mental processes."

Sec. 2. G.S. 90-113.10 is rewritten to read:

"**§ 90-113.10. Inhaling fumes for purpose of causing intoxication.** — It is unlawful for any person to knowingly breathe or inhale any compound, liquid, or chemical containing toluol, hexane, trichloroethane, isopropanol, methyl isobutyl ketone, methyl cellosolve acetate, cyclohexanone, or any other substance for the purpose of inducing a condition of intoxication. This section does not apply to any person using as an inhalant any chemical substance pursuant to the direction of a physician or dentist."

Sec. 3. G.S. 90-113.11 is rewritten to read:

"**§ 90-113.11. Possession of substances.** — It is unlawful for any person to possess any compound, liquid, or chemical containing toluol , hexane, trichloroethane, isopropanol, methyl isobutyl ketone, methyl cellosolve acetate, cyclohexanone, or any other substance which will induce a condition of intoxication through inhalation for the purpose of violating G.S. 90-113.10."

Sec. 4. G.S. 90-113.12 is rewritten to read:

"**§ 90-113.12 Sale of substance.** — It is unlawful for any person to sell, offer to sell, deliver, give, or possess with the intent to sell, deliver, or give any other person any compound, liquid, or chemical containing toluol, hexane trichloroethane, isopropanol, methyl isobutyl ketone, methyl cellosolve acetate, cyclohexanone, or any other substance which will induce a condition of intoxication through inhalation if he has reasonable cause to suspect that the product sold, offered for sale, given, delivered, or possessed with the intent to sell, give, or deliver, will be used for the purpose of violating G.S. 90-113.10."

Sec. 5. A new section is added to Chapter 90 of the General Statutes to read:

"**§ 90-113.13. Violation a misdemeanor.** — Violation of this Article is a misdemeanor."

Sec. 6. This act shall become effective on July 1, 1979.

In the General Assembly read three times and ratified, this the 29th day of May, 1979.