

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

S

1

SENATE BILL 712

Short Title: Amphetamine Traffick Offense.

(Public)

Sponsors: Senators Daniel, Basnight, Rauch, Barker, Kaplan, Plyler, Conder, Soles, Winner, Goldston, Taft, Staton, Murphy, Marvin, Block, Guy, Harris, Speed, Royall, Sherron, Parnell, Ward, Martin of Guilford, Walker, and Martin of Pitt; Ezzell, Hunt of Durham, Hunt of Moore, Johnson of Wake, Raynor, Richardson, Sands, and Tally.

Referred to: Judiciary I.

March 30, 1989

A BILL TO BE ENTITLED

AN ACT TO CREATE A FELONY OFFENSE OF TRAFFICKING IN AMPHETAMINES.

The General Assembly of North Carolina enacts:

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

"(3a) Any person who sells, manufactures, delivers, transports, or possesses 1,000 tablets, capsules or other dosage units, or the equivalent quantity, or more of amphetamine, its salts, optical isomers, and salts of its optical isomers or any mixture containing such substance, shall be guilty of a felony which felony shall be known as 'trafficking in amphetamine' and if the quantity of such substance or mixture involved:

a. Is 1,000 or more dosage units, or equivalent quantity, but less than 5,000 dosage units, or equivalent quantity, such person shall be punished as a Class G felon and shall be sentenced to a term of at least seven years in the State's prison and shall be fined not less than twenty-five thousand dollars (\$25,000);

b. Is 5,000 or more dosage units, or equivalent quantity, but less than 10,000 dosage units, or equivalent quantity, such person shall be punished as a Class F felon and shall be sentenced to a

1 term of at least 14 years in the State's prison and shall be fined
2 not less than fifty thousand dollars (\$50,000);
3 c. Is 10,000 or more dosage units, or equivalent quantity, such
4 person shall be punished as a Class D felon and shall be
5 sentenced to a term of at least 35 years in the State's prison and
6 shall be fined not less than two hundred thousand dollars
7 (\$200,000)."

8 Sec. 2. This act shall become effective October 1, 1989, and shall apply to
9 offenses occurring on or after that date.