

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE DRH60322-RK-5A (3/4)

Short Title: Aggravate Penalty/Predatory Sex Offenders. (Public)

Sponsors: Representatives Goodwin, Sauls, and Brubaker (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AGGRAVATE THE PENALTY FOR PERSONS WHO COMMIT  
MULTIPLE SEX OFFENSES.

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 14 of the General Statutes is amended by adding a  
new section to read:

**"§ 14-27.6A. Habitual sexual offense.**

(a) A person commits a habitual sex offense if that person commits any one of  
the following offenses:

(1) Any reportable conviction, as set forth in G.S. 14-208.6(4), and as  
defined in G.S. 14-208.6;

(2) A violation of G.S. 14-190.9. Indecent exposure.;

(3) Any offense under G.S. 14-202. Secretly peeping into room occupied  
by another person.;

(4) A violation of G.S. 14-27.5A. Sexual battery.;

and has two or more convictions for any one of the offenses listed in this subsection.

(b) Unless the offense committed under this subsection provides for a greater  
punishment, a person convicted for violating this section is guilty of a Class F felony.

(c) A person convicted of violating this section is a recidivist, as defined by  
G.S. 14-208.6(2b), and is subject to the registration provisions under Article 27A of  
Chapter 14 of the General Statutes."

**SECTION 2.** G.S. 14-208.6 reads as rewritten:

**"§ 14-208.6. Definitions.**

The following definitions apply in this Article:

...

1           (2b) "Recidivist" means a person who has a prior conviction for an offense  
2           that is described in ~~G.S. 14-208.6(4)~~G.S. 14-208.6(4), or a conviction  
3           under G.S. 14-27.6A.

4           ...."

5           **SECTION 3.** This act becomes effective December 1, 2005, and applies to  
6           offenses committed on or after that date. Prosecutions for offenses committed before the  
7           effective date of this act are not abated or affected by this act, and the statutes that  
8           would be applicable but for this act remain applicable to those prosecutions.