

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 1401

Short Title: Change Penalty for Misd. Death by Vehicle. (Public)

Sponsors: Representatives Barnhart, Moore (Primary Sponsors); Faison, Glazier, Lucas, and Steen.

Referred to: Judiciary III, if favorable, Appropriations.

April 13, 2009

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE PENALTY FOR MISDEMEANOR DEATH BY MOTOR
3 VEHICLE FROM A CLASS 1 MISDEMEANOR TO A CLASS A1 MISDEMEANOR.

4 The General Assembly of North Carolina enacts:

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

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

9 (1) Aggravated felony death by vehicle is a Class D felony.

10 (2) Felony death by vehicle is a Class E felony.

11 (3) Aggravated felony serious injury by vehicle is a Class E felony.

12 (4) Felony serious injury by vehicle is a Class F felony.

13 (5) Misdemeanor death by vehicle is a Class ~~A1~~ misdemeanor."

14 **SECTION 2.** This act becomes effective December 1, 2009, and applies to
15 offenses committed on or after that date.

