

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE DRS55159-RK-35 (03/15)

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

Sponsors: Senator Atwater.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO APPROPRIATELY INCREASE THE PENALTIES FOR FELONY DEATH BY VEHICLE AND AGGRAVATED FELONY DEATH BY VEHICLE SO THAT THE PUNISHMENT FOR CAUSING A DEATH WHILE DRIVING IMPAIRED IS ONE CLASS HIGHER THAN CAUSING SERIOUS BODILY INJURY WHILE DRIVING IMPAIRED, AND TO MAINTAIN THE PENALTY FOR AGGRAVATED FELONY DEATH BY VEHICLE AT ONE CLASS HIGHER THAN FELONY DEATH BY VEHICLE.

The General Assembly of North Carolina enacts:

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

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

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

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

