

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 404
Committee Substitute Favorable 7/20/93

Short Title: Felony Bomb Threats.

(Public)

Sponsors:

Referred to:

March 9, 1993

A BILL TO BE ENTITLED

AN ACT TO AMEND CERTAIN CRIMINAL STATUTES TO MAKE THE CRIMES OF MAKING A FALSE REPORT CONCERNING DESTRUCTIVE DEVICE, AND PERPETRATING A HOAX BY THE USE OF A FALSE BOMB OR OTHER DEVICE, MORE SERIOUS AS THEY APPLY TO EDUCATIONAL PROPERTY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-69.1 reads as rewritten:

"§ 14-69.1. Making a false report concerning destructive device.

(a) If any person shall, by any means of communication to any person or group of persons, make a report, knowing or having reason to know the same to be false, that there is located in any building, house or other structure whatsoever or any vehicle, aircraft, vessel or boat any device designed to destroy or damage the building, house or structure or vehicle, aircraft, vessel or boat by explosion, blasting or burning, he shall be guilty of a misdemeanor, and shall, upon conviction, be fined or imprisoned or both in the discretion of the court.

(b) If any person shall, by any means of communication to any person or group of persons, make a report, knowing or having reason to know the same to be false, that there is located in any hospital facility as defined in G.S. 131E-6, which includes a health clinic facility, or that there is located on any educational property as defined in subsection (c) of this section, any device designed to destroy or damage the ~~hospital or hospital, health clinic facility~~ facility, or educational property by explosion, blasting, or burning, he shall, upon a first conviction, be guilty of a misdemeanor, punishable by a

1 minimum of 100 hours of mandatory community service. Upon a second or subsequent
2 conviction under this subsection, he shall be guilty of a Class I ~~felony and shall be fined or~~
3 ~~imprisoned or both in the discretion of the court.~~ felony.

4 (c) For purposes of this section, 'educational property' means any public or
5 private school building on any public or private school campus, grounds, or other
6 property owned, used, or operated by any board of education, school, college, or
7 university board of trustees or directors for the administration of any public or private
8 educational institution."

9 Sec. 2. G.S. 14-69.2 reads as rewritten:

10 **"§ 14-69.2. Perpetrating hoax by use of false bomb or other device.**

11 (a) If any person, with intent to perpetrate a hoax, shall secrete, place or display
12 any device, machine, instrument or artifact, so as to cause any person reasonably to
13 believe the same to be a bomb or other device capable of causing injury to persons or
14 property, he shall be guilty of a misdemeanor, and shall, upon conviction, be fined or
15 imprisoned or both in the discretion of the court.

16 (b) A violation of subsection (a) of this section that occurs in a hospital facility as
17 defined in G.S. ~~131E-6 is,~~ 131E-6, or that occurs on any educational property as defined
18 in subsection (c) of this section, upon a first conviction, is a misdemeanor punishable by
19 a minimum of 100 hours of mandatory community service. A second or subsequent
20 conviction under this subsection (a) ~~of this section~~ is a Class I felony.

21 (c) For purposes of this section, 'educational property' means any public or
22 private school building on any public or private school campus, grounds, or other
23 property owned, used, or operated by any board of education, school, college, or
24 university board of trustees or directors for the administration of any public or private
25 educational institution."

26 Sec. 3. This act is effective upon ratification.