

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE DRH50103-LH-75 (02/26)

Short Title: Explosive Devices Offenses.-AB

(Public)

Sponsors: Representative Haire.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE CRIMINAL PENALTY FOR COMMITTING
CERTAIN EXPLOSIVE DEVICES OFFENSES, AS RECOMMENDED BY THE
NORTH CAROLINA SENTENCING AND POLICY ADVISORY COMMISSION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-49 reads as rewritten:

"§ 14-49. Malicious use of explosive or incendiary; punishment.

(a) Any person who willfully and maliciously injures another by the use of any explosive or incendiary device or material is guilty of a Class ~~D~~ B1 felony.

(b) Any person who willfully and maliciously damages any real or personal property of any kind or nature belonging to another by the use of any explosive or incendiary device or material is guilty of a Class ~~G-D~~ felony.

(b1) Any person who willfully and maliciously damages, aids, counsels, or procures the damaging of any church, chapel, synagogue, mosque, masjid, or other building of worship by the use of any explosive or incendiary device or material is guilty of a Class ~~E-C~~ felony.

(c) Repealed by Session Laws 1993, c. 539, s. 1149."

SECTION 2. G.S. 14-49.1 reads as rewritten:

"§ 14-49.1. Malicious damage of occupied property by use of explosive or incendiary; punishment.

Any person who willfully and maliciously damages any real or personal property of any kind or nature, being at the time occupied by another, by the use of any explosive or incendiary device or material is guilty of a felony punishable as a Class ~~D~~ B1 felony."

SECTION 3. This act becomes effective December 1, 2003, and applies to offenses committed on or after that date.