

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2001

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SENATE BILL 1162

Short Title: Defraud Drug Tests/Urine Sample Sales.

(Public)

Sponsors: Senators Thomas; Dannelly and Foxx.

Referred to: Judiciary II.

June 4, 2002

1 A BILL TO BE ENTITLED  
2 AN ACT TO MAKE IT A CRIMINAL OFFENSE TO DEFRAUD DRUG OR  
3 ALCOHOL SCREENING TESTS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Article 52 of Chapter 14 of the General Statutes is amended by  
6 adding a new section to read:

7 "§ 14-401.20. Defrauding drug and alcohol screening tests; penalty.

8 (a) It is unlawful for a person to do any of the following:

9 (1) Sell, give away, distribute, or market urine in this State or transport  
10 urine into this State with the intent of using the urine to defraud a drug  
11 or alcohol screening test.

12 (2) Attempt to foil or defeat a drug or alcohol screening test by the  
13 substitution or spiking of a sample or the advertisement of a sample  
14 substitution or other spiking device or measure.

15 (b) It is unlawful for a person to do any of the following:

16 (1) Adulterate a urine or other bodily fluid sample with the intent to  
17 defraud a drug or alcohol screening test.

18 (2) Possess adulterants that are intended to be used to adulterate a urine or  
19 other bodily fluid sample for the purpose of defrauding a drug or  
20 alcohol screening test.

21 (3) Sell adulterants that are intended to be used to adulterate a urine or  
22 other bodily fluid sample for the purpose of defrauding a drug or  
23 alcohol screening test.

24 (c) A violation of this section is punishable as follows:

25 (1) For a first offense under this section, the person is guilty of a Class 1  
26 misdemeanor.

27 (2) For a second or subsequent offense under this section, the person is  
28 guilty of a Class I felony."

1           **SECTION 2.** This act becomes effective December 1, 2002, and applies to  
2 offenses committed on or after that date.