



HOUSE BILL 65: Req Active Time Felony Death MV/Boat.

2017-2018 General Assembly

Committee:	House Judiciary II	Date:	February 28, 2017
Introduced by:	Reps. Pittman, Speciale, C. Graham, Jackson	Prepared by:	Susan Sitze
Analysis of:	First Edition		Committee Counsel

OVERVIEW: *House Bill 65 would require active time for a conviction of felony death by vehicle or felony death by impaired boating.*

CURRENT LAW: Felony death by vehicle under G.S. 20-141.4 and felony death by impaired boating under G.S. 75A-10.3 are both Class D felonies. Punishment for a Class D felony normally requires an active sentence at all prior record levels, however, both felony death by vehicle and felony death by impaired boating allow the court discretion to give a first offender an intermediate punishment.

BILL ANALYSIS: House Bill 65 would amend G.S. 20-141.4(b)(2) and G.S. 75A-10.3(f)(3) to provide that if a person is convicted of felony death by vehicle or felony death by impaired boating and receives an intermediate punishment, that intermediate punishment must include special probation with a period of continuous confinement of one-fourth of the maximum sentence imposed.

EFFECTIVE DATE: This act becomes effective December 1, 2017, and applies to offenses committed on or after that date.

Karen Cochrane-Brown
Director



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Legislative Analysis
Division
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