



HOUSE BILL 673: DWLR/Death or Injury by Vehicle.

2017-2018 General Assembly

Committee: House Judiciary II	Date: April 25, 2017
Introduced by: Rep. Faircloth	Prepared by: Susan Sitze
Analysis of: First Edition	Committee Counsel

OVERVIEW: *House Bill 673 would amend the statute regarding death or serious injury by motor vehicle to include driving while license revoked for impaired driving during the commission of the offense causing death or serious injury as an element increasing the offense to a felony.*

CURRENT LAW: G.S. 20-141.4 provides for the following offenses:

- Misdemeanor death by vehicle – Class A1 misdemeanor
- Felony serious injury by vehicle – Class F felony
- Aggravated felony serious injury by vehicle – Class E felony
- Felony death by vehicle – Class D felony
- Aggravated felony death by vehicle – Class D felony (requires sentencing in aggravated range)
- Repeat felony death by vehicle – Class B2 felony

The felony offenses all require that the person be engaged in the offense of impaired driving at the time of the offense causing the death or serious injury. Additionally, the aggravated felony offenses require that the person also have a previous conviction involving impaired driving within 7 years of the offense.

BILL ANALYSIS: House Bill 673 would amend G.S. 20-141.4 to provide that the felony offenses would also apply if the person is engaged in the offense of driving while license revoked for impaired driving in violation of G.S. 20-28(a1) at the time of the offense causing the death or serious injury. The bill would also provide that a previous conviction of driving while license revoked for impaired driving would raise the offense to one of the aggravated levels.

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

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Legislative Analysis
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