

April 21, 2005

H 1472. RESENTENCE AFTER APPELLATE REVIEW. *TO PROVIDE THAT A MORE SEVERE PUNISHMENT MAY BE IMPOSED IN CERTAIN CIRCUMSTANCES WHEN A DEFENDANT IS SENTENCED AGAIN AFTER APPELLATE REVIEW OF THE DEFENDANT'S CASE.* Amends GS 15A-1335 for purpose indicated in title. Allows more severe punishment when (1) original sentence was imposed as result of negotiated plea agreement; and (2) judge includes in order imposing sentence reasons for imposing it and factual data on which sentence is based. Effective December 1, 2005, and applies to cases appealed on or after that date.

Intro. by Kiser.

Ref. to Judiciary IV

GS 15A