

April 9, 2009

H 1360. AMEND HABITUAL OFFENDER LAW. Filed 4/8/09. *TO AMEND THE HABITUAL FELON LAW BY REDEFINING AN HABITUAL FELON AS A PERSON WHO HAS BEEN CONVICTED OF THREE PRIOR FELONY OFFENSES THAT WERE CLASS G FELONIES OR HIGHER AND BY CHANGING THE SENTENCE IMPOSED ON A PERSON CONVICTED AS AN HABITUAL FELON TO BE ONE FELONY CLASS HIGHER THAN THE UNDERLYING FELONY FOR WHICH THE PERSON IS CONVICTED, AND TO DIRECT THE POST-RELEASE SUPERVISION AND PAROLE COMMISSION TO STUDY THE FEASIBILITY OF REDUCING THE SENTENCE FOR CERTAIN HABITUAL FELONS WHO ARE CURRENTLY IN PRISON AND TO STUDY OTHER POSSIBLE MODIFICATIONS TO THE HABITUAL FELON LAW.*

Amends GS 14-7.1 through GS 14-7.6 as the title indicates. Provides that the Post-Release Supervision and Parole Commission must (1) evaluate the current prison population and identify prisoners who are habitual offenders but whose felony offenses consist solely of Class I and Class H felonies and (2) study the feasibility of reducing the sentence for each prisoner in that particular habitual offender category. Specifies issues to be considered. Effective December 1, 2009.

Intro. by Haire.

GS 14, STUDY

May 13, 2009

H 1360. AMEND HABITUAL OFFENDER LAW. Filed 4/8/09. House committee substitute makes the following changes to 1st edition. Amends proposed amended GS 14-7.6 by adding that intermediate punishment is not authorized for anyone sentenced as a habitual felon.