

April 9, 2009

H 1406. MAKE TERRORISM A CRIME. Filed 4/9/09. *TO CREATE THE CRIMINAL OFFENSE OF TERRORISM.*

Amends GS Chapter 14 by creating new Article 36C, entitled Terrorism, with new GS 14-288.25 through GS 14-288.29. Defines an *act of terrorism* as an act of violence committed with the intent to intimidate the civilian population at large or to influence, through intimidation, the conduct or activities of the government of the United States, a state, a county, or a city. New GS 14-288.26 makes it a Class B1 felony to commit or conspire to commit, or aid and abet the commission of an act of terrorism if the base offense of the act is a Class B1 or Class A felony. Also makes it a Class C felony to commit or conspire to commit or aid and abet the commission of an act of terrorism if the base offense is a Class B2 felony or a lesser offense. It is a Class D felony to solicit, invite, recruit encourage or otherwise cause or attempt to cause another to participate in act of terrorism. New GS 14-288.27 makes it a violation of new GS 14-288.26 to recklessly assist, or provide land or other resources or aid in the training of anyone intending to commit an act or terrorism. New GS 14-288.28 sets forth the factors that may constitute probably cause for search and seizure of the evidence of criminal activity related to unlawful paramilitary activity, acts of terrorism, or a continuing criminal enterprise in a closed community compound, which is defined in new GS 14-288.25(4) as a community with limited public access reputed to be bound together by a common purpose or ideology. New GS 14-288.29 provides that all real and personal property used, or intended for use, derived from or realized through a violation of new Article 36C is subject to legal seizure and forfeiture. Applies to offenses committed on or after December 1, 2009.

Intro. by Killian, Neumann.

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