

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE DRH80402-LHz-195 (4/13)

Short Title: Meth Precursors/Increase Crim Penalty. (Public)

Sponsors: Representatives Kiser and Haire (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE CRIMINAL PENALTY FOR THE POSSESSION OF
PRECURSOR SUBSTANCES FOR METHAMPHETAMINE AS
RECOMMENDED BY THE JOINT LEGISLATIVE CORRECTIONS, CRIME
CONTROL, AND JUVENILE JUSTICE OVERSIGHT COMMITTEE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 90-95(d1) reads as rewritten:

"(d1) Except as authorized by this Article, it is unlawful for any person to:

- (1) Possess an immediate precursor chemical with intent to manufacture a controlled substance; or
- (2) Possess or distribute an immediate precursor chemical knowing, or having reasonable cause to believe, that the immediate precursor chemical will be used to manufacture a controlled substance.

Any person who violates this subsection shall be punished as a Class ~~H~~F felon."

SECTION 2. G.S. 90-95(d2) reads as rewritten:

"(d2) The immediate precursor chemicals to which subsection (d1) of this section applies are those immediate precursor chemicals designated by the Commission pursuant to its authority under G.S. 90-88, and the following (until otherwise specified by the Commission):

(1) Acetic anhydride.

(2) Acetone.

~~(1)~~(3) Anhydrous ammonia.

~~(1a)~~(4) Anthranilic acid.

(5) Benzyl chloride.

~~(2)~~(6) Benzyl cyanide.

(7) 2-Butanone (Methyl Ethyl Ketone).

~~(3)~~(8) Chloroephedrine.

- 1 ~~(4)~~(9) Chloropseudoephedrine.
2 ~~(5)~~(10) D-lysergic acid.
3 ~~(6)~~(11) Ephedrine.
4 ~~(7)~~(12) Ergonovine maleate.
5 ~~(8)~~(13) Ergotamine tartrate.
6 (14) Ethyl ether.
7 ~~(9)~~(15) Ethyl Malonate.
8 ~~(10)~~(16) Ethylamine.
9 (17) Gamma-butyrolactone.
10 (18) Hydrochloric Acid.
11 ~~(10a)~~(19) Iodine.
12 ~~(11)~~(20) Isosafrole.
13 ~~(11a)~~(21) Lithium.
14 ~~(12)~~(22) Malonic acid.
15 ~~(13)~~(23) Methylamine.
16 (24) Methyl Isobutyl Ketone.
17 ~~(14)~~(25) N-acetylanthranilic acid.
18 ~~(15)~~(26) N-ethylephedrine.
19 ~~(16)~~(27) N-ethylepseudoephedrine.
20 ~~(17)~~(28) N-methylephedrine.
21 ~~(18)~~(29) N-methylpseudoephedrine.
22 ~~(19)~~(30) Norpseudoephedrine.
23 ~~(20)~~(31) Phenyl-2-propane.
24 ~~(21)~~(32) Phenylacetic acid.
25 ~~(22)~~(33) Phenylpropanolamine.
26 ~~(23)~~(34) Piperidine.
27 ~~(24)~~(35) Piperonal.
28 ~~(25)~~(36) Propionic anhydride.
29 ~~(26)~~(37) Pseudoephedrine.
30 ~~(27)~~(38) Pyrrolidine.
31 ~~(27a)~~(39) Red phosphorous.
32 ~~(28)~~(40) Safrole.
33 ~~(28a)~~(41) Sodium.
34 (42) Sulfuric Acid.
35 (43) Tetrachloroethylene.
36 ~~(29)~~(44) Thionylchloride.
37 (45) Toluene.
38 ~~(30)~~ Gamma-butyrolactone.

39 **SECTION 3.** This act becomes effective December 1, 2004, and applies to
40 offenses committed on or after that date.