

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH10264-LK-194 (4/13)

Short Title: DWI After Conviction of DWI With a Death. (Public)

Sponsors: Representative Culpepper.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE FELONY OFFENSE OF DRIVING WHILE
IMPAIRED AFTER HAVING BEEN PREVIOUSLY CONVICTED OF A
DRIVING WHILE IMPAIRED OFFENSE THAT WAS THE PROXIMATE
CAUSE OF A TRAFFIC-RELATED DEATH.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 20 of the General Statutes is amended by adding a
new section to read:

**"§ 20-138.6. Impaired driving after a conviction of impaired driving which was a
proximate cause of traffic-related death.**

Any person convicted of G.S. 20-138.1 or G.S. 20-138.2, after having been
previously convicted of a violation of G.S. 20-138.1 or G.S. 20-138.2 where the prior
offense was a proximate cause of a traffic-related death, shall be guilty of a Class E
felony."

SECTION 2. This act becomes effective December 1, 2005, and applies to
offenses committed on or after that date.