

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE BILL 1484

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

Sponsors: Representative Culpepper.

Referred to: Judiciary IV.

April 21, 2005

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE FOR THE FELONY OFFENSE OF DRIVING WHILE
2 IMPAIRED AFTER HAVING BEEN PREVIOUSLY CONVICTED OF A
3 DRIVING WHILE IMPAIRED OFFENSE THAT WAS THE PROXIMATE
4 CAUSE OF A TRAFFIC-RELATED DEATH.
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6 The General Assembly of North Carolina enacts:

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

9 "**§ 20-138.6. Impaired driving after a conviction of impaired driving which was a**
10 **proximate cause of traffic-related death.**

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

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