

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1003*
Second Edition Engrossed 5/15/07

Short Title: Aggravating Factor/No Probation Compliance. (Public)

Sponsors: Representatives Johnson, Barnhart, Steen (Primary Sponsors); Faison, Moore, and Tillis.

Referred to: Judiciary II.

March 26, 2007

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE COURT MAY CONSIDER A DEFENDANT'S
PRIOR FAILURES TO COMPLY WITH CONDITIONS OF RELEASE WHEN
PLACED ON SUPERVISED PROBATION, PAROLE, OR POST-RELEASE
SUPERVISION AS AN AGGRAVATING FACTOR.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 15A-1340.16(d) is amended by adding a new subdivision
to read:

"(12a) The defendant previously willfully failed to comply with conditions of
release when placed on supervised probation, parole, or post-release
supervision. A willful noncompliance more than 10 years past shall not
be considered."

SECTION 2. This act becomes effective December 1, 2007, and applies to
offenses committed on or after that date.