

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 212*

Short Title: Break or Enter Pharmacy/Increase Penalty. (Public)

Sponsors: Representatives Sasser, C. Smith, Murphy, and Horn (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Judiciary, if favorable, Rules, Calendar, and Operations of the House

February 28, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A
3 PHARMACY.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Article 14 of Chapter 14 of the General Statutes is amended by adding
6 a new section to read:

7 "**§ 14-54.2. Breaking or entering a pharmacy.**

8 (a) Definition. – For purposes of this section, the term "pharmacy" is a business that has
9 a pharmacy permit under G.S. 90-85.21.

10 (b) Offense. – A person who breaks or enters a pharmacy with the intent to commit the
11 theft of opioids is guilty of a Class D felony.

12 (c) Additional Offense. – Unless the conduct is covered under some other provision of
13 law providing greater punishment, a person is guilty of a Class F felony if the person receives or
14 possesses any property that has been stolen during the commission of a violation of subsection
15 (b) of this section while knowing or having reasonable grounds to believe the property is stolen.

16 (d) Forfeiture. – Any interest a person has acquired or maintained in violation of this
17 section shall be subject to forfeiture pursuant to the procedures for forfeiture set out in
18 G.S. 18B-504."

19 **SECTION 2.** This act becomes effective December 1, 2019, and applies to offenses
20 committed on or after that date.

