

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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SENATE BILL 151

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

Sponsors: Senators McInnis, Britt, and J. Davis (Primary Sponsors).

Referred to: Rules and Operations of the Senate

February 27, 2019

A BILL TO BE ENTITLED

AN ACT TO INCREASE THE PUNISHMENT FOR BREAKING AND ENTERING A PHARMACY.

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

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

