

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 869
Committee Substitute Favorable 4/28/97

Short Title: Speed to Elude Arrest.

(Public)

Sponsors:

Referred to:

April 7, 1997

A BILL TO BE ENTITLED
AN ACT TO INCREASE THE PENALTY AND MODIFY THE OFFENSE OF
SPEEDING TO ELUDE ARREST.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-141(j) reads as rewritten:

"(j) A person who does one of the following while fleeing or attempting to elude arrest or apprehension by a law enforcement officer with authority to enforce the motor vehicle laws is guilty of a Class ~~4 misdemeanor~~ H felony, and at a minimum shall be punished by a fine of at least five hundred dollars (\$500.00):

(1) ~~Drives~~ Continues to drive a vehicle on a street or highway in excess of 55 miles per hour and more than 15 miles per hour over the legal ~~limit~~ limit after a law enforcement officer makes a reasonable attempt to engage the person's attention, by siren and flashing lights.

(2) Drives a vehicle in excess of 80 miles per hour.

It shall be prima facie evidence that a person is fleeing or attempting to elude arrest or apprehension by a law enforcement officer with authority to enforce the motor vehicle laws if the person violates subdivision (1) or (2) of this subsection."

Section 2. This act becomes effective December 1, 1997, and applies to offenses committed on or after that date.