

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 908

Short Title: Robbery with Chemical Agent.

(Public)

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Sponsors: Representatives Gillespie; Baker, Buchanan, Capps, Culp, Eddins, Esposito, Gardner, Holmes, Howard, Kiser, McLawhorn, Melton, Mitchell, Morris, Neely, Owens, Preston, Rayfield, Setzer, Smith, Thomas, and Walend.

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Referred to: Judiciary III.

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April 5, 1999

A BILL TO BE ENTITLED

AN ACT TO CREATE THE OFFENSE OF ROBBERY WITH A CHEMICAL AGENT.

The General Assembly of North Carolina enacts:

Section 1. Article 17 of Chapter 14 of the General Statutes is amended by adding a new section to read:

**"§ 14-87.2. Robbery with a dangerous chemical agent.**

(a) Unless covered under some other provision of law providing greater punishment, a person who commits robbery and who displays, uses, or who possesses and threatens to use a dangerous chemical at the time of the robbery is guilty of a Class E felony.

(b) Unless covered under some other provision of law providing greater punishment, any person who aids or abets another person in a violation of this section is guilty of a Class E felony.

(c) The following definitions apply in this section:

(1) Robbery. – As defined at common law.

(2) Dangerous chemical. – Any chemical agent that causes incapacitation by impairment to vision or respiration, or that acts as a skin irritant including: mace, tear gas, and pepper spray."

1           Section 2. This act becomes effective December 1, 1999, and applies to  
2 offenses committed on or after that date.