

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 929

Short Title: Prison Escape/Juvenile Detention Facility.

(Public)

Sponsors: Senator Clodfelter.

Referred to: Judiciary I.

March 24, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE IT A CRIMINAL OFFENSE TO BREAK OUT OF A JUVENILE
3 DETENTION FACILITY OR YOUTH DEVELOPMENT CENTER.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 14-256 reads as rewritten:

6 "§ 14-256. **Prison breach and escape from county or municipal confinement**
7 **facilities or ~~officers.~~officers; breach and escape from juvenile detention**
8 **facility or youth development center.**

9 (a) If any person shall break any prison, jail or lockup maintained by any county
10 or municipality in North Carolina, being lawfully confined therein, or shall escape from
11 the lawful custody of any superintendent, guard or officer of such prison, jail or lockup,
12 he shall be guilty of a ~~Class 1~~Class A1 misdemeanor, except that the person is guilty of
13 a Class H felony if:

14 (1) He has been convicted of a felony and has been committed to the
15 facility pending transfer to the State prison system; or

16 (2) He is serving a sentence imposed upon conviction of a felony.

17 (b) If any person shall break any juvenile detention facility or youth development
18 center maintained by any county or municipality in North Carolina or by the
19 Department of Juvenile Justice and Delinquency Prevention, or shall escape from the
20 lawful custody of any superintendent, guard, officer, or employee of the facility or
21 center, the person is guilty of a Class A1 misdemeanor."

22 SECTION 2. This act becomes effective December 1, 2005, and applies to
23 offenses committed on or after that date.