

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007**

**H**

**1**

**HOUSE BILL 1802**

Short Title: Battery on a Police Officer/Felony. (Public)

---

Sponsors: Representatives Carney, Saunders, Neumann, Earle (Primary Sponsors); Almond, Barnhart, Current, Folwell, Glazier, Harrison, Hurley, Justice, McGee, McLawhorn, Moore, Pierce, Rapp, Samuelson, Tarleton, and Tillis.

---

Referred to: Judiciary III, if favorable, Appropriations.

---

April 19, 2007

A BILL TO BE ENTITLED

AN ACT TO CREATE THE FELONY OFFENSE OF BATTERY ON A LAW ENFORCEMENT, PROBATION, OR PAROLE OFFICER OR A PERSON EMPLOYED BY A STATE OR LOCAL DETENTION FACILITY.

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 8 of Chapter 14 of the General Statutes is amended by adding a new section to read:

**"§ 14-33.3. Battery on a law enforcement officer, probation or parole officer, or on a person employed at a State or local detention facility.**

Unless the conduct is covered under some other provision of law providing greater punishment, it is a Class H felony for anyone to commit a battery on a person described by this section while the person is discharging or attempting to discharge his or her official duties:

(1) A law enforcement officer.

(2) A probation or parole officer.

(3) A person who is employed at a detention facility operated under the jurisdiction of the State or a local government."

**SECTION 2.** This act becomes effective December 1, 2007, and applies to offenses committed on or after that date.