Short Title:	Sentence Lengths.	(Public)
Sponsors:	Senator Kinnaird.	
Referred to:		

1   A BILL TO BE ENTITLED
2   AN ACT TO MAKE THE INCREASE IN SENTENCE LENGTHS BETWEEN
3   PRIOR RECORD LEVELS MORE PROPORTIONATE USING A SET
4   PERCENTAGE INCREMENT.
5   The General Assembly of North Carolina enacts:
6   **SECTION 1.** G.S. 15A-1340.17(c) reads as rewritten:
7   "(c)   Punishments for Each Class of Offense and Prior Record Level; Punishment
8   Chart Described. – The authorized punishment for each class of offense and prior record
9   level is as specified in the chart below. Prior record levels are indicated by the Roman
10 numerals placed horizontally on the top of the chart. Classes of offense are indicated by
11 the letters placed vertically on the left side of the chart. Each cell on the chart contains
12 the following components:
13   (1)   A sentence disposition or dispositions: "C" indicates that a community
14   punishment is authorized; "I" indicates that an intermediate
15   punishment is authorized; "A" indicates that an active punishment is
16   authorized; and "Life Imprisonment Without Parole" indicates that the
17   defendant shall be imprisoned for the remainder of the prisoner's
18   natural life.
19   (2)   A presumptive range of minimum durations, if the sentence of
20   imprisonment is neither aggravated or mitigated; any minimum term of
21   imprisonment in that range is permitted unless the court finds pursuant
22   to G.S. 15A-1340.16 that an aggravated or mitigated sentence is
23   appropriate. The presumptive range is the middle of the three ranges in
24   the cell.
25   (3)   A mitigated range of minimum durations if the court finds pursuant to
26   G.S. 15A-1340.16 that a mitigated sentence of imprisonment is
27   justified; in such a case, any minimum term of imprisonment in the

1 mitigated range is permitted. The mitigated range is the lower of the
2 three ranges in the cell.
3   (4)   An aggravated range of minimum durations if the court finds pursuant
4 to G.S. 15A-1340.16 that an aggravated sentence of imprisonment is
5 justified; in such a case, any minimum term of imprisonment in the
6 aggravated range is permitted. The aggravated range is the higher of
7 the three ranges in the cell.

9 **PRIOR RECORD LEVEL**

	I	II	III	IV	V	VI	
	0 Pts	1-4 Pts	5-8 Pts	9-14 Pts	15-18 Pts	19+ Pts	
A	Life Imprisonment Without Parole or Death as Established by Statute						
	A	A	A	A	A	A	DISPOSITION
	~~240-300~~	~~288-360~~	~~336-420~~	~~384-480~~	~~Life Imprisonment~~		~~Aggravated~~
					~~Without Parole~~		
~~B1~~	~~192-240~~	~~230-288~~	~~269-336~~	~~307-384~~	~~346-433~~	~~384-480~~	~~PRESUMPTIVE~~
	~~144-192~~	~~173-230~~	~~202-269~~	~~230-307~~	~~260-346~~	~~288-384~~	~~Mitigated~~
	240-300	276-345	317-397	365-456	Life Imprisonment		Aggravated
					Without Parole		
B1	192-240	221-276	254-317	292-365	336-420	386-483	PRESUMPTIVE
	144-192	166-221	190-254	219-292	252-336	290-386	Mitigated
	A	A	A	A	A	A	DISPOSITION
	~~157-196~~	~~189-237~~	~~220-276~~	~~251-313~~	~~282-353~~	~~313-392~~	~~Aggravated~~
~~B2~~	~~125-157~~	~~151-189~~	~~176-220~~	~~201-251~~	~~225-282~~	~~251-313~~	~~PRESUMPTIVE~~
	~~94-125~~	~~114-151~~	~~132-176~~	~~151-201~~	~~169-225~~	~~188-251~~	~~Mitigated~~
	157-196	180-225	207-258	238-297	273-342	314-393	Aggravated
B2	125-157	144-180	165-207	190-238	219-273	251-314	PRESUMPTIVE
	94-125	108-144	124-165	143-190	164-219	189-251	Mitigated
	A	A	A	A	A	A	DISPOSITION
	~~73-92~~	~~100-125~~	~~116-145~~	~~133-167~~	~~151-188~~	~~168-210~~	~~Aggravated~~
~~C~~	~~58-73~~	~~80-100~~	~~93-116~~	~~107-133~~	~~121-151~~	~~135-168~~	~~PRESUMPTIVE~~
	~~44-58~~	~~60-80~~	~~70-93~~	~~80-107~~	~~90-121~~	~~101-135~~	~~Mitigated~~
	73-92	83-104	96-120	110-138	127-159	146-182	Aggravated
C	58-73	67-83	77-96	88-110	101-127	117-146	PRESUMPTIVE
	44-58	50-67	58-77	66-88	76-101	87-117	Mitigated
	A	A	A	A	A	A	DISPOSITION
	~~64-80~~	~~77-95~~	~~103-129~~	~~117-146~~	~~133-167~~	~~146-183~~	~~Aggravated~~
~~D~~	~~51-64~~	~~61-77~~	~~82-103~~	~~94-117~~	~~107-133~~	~~117-146~~	~~PRESUMPTIVE~~
	~~38-51~~	~~46-61~~	~~61-82~~	~~71-94~~	~~80-107~~	~~88-117~~	~~Mitigated~~
	64-80	73-92	84-105	97-121	111-139	128-160	Aggravated
D	51-64	59-73	67-84	78-97	89-111	103-128	PRESUMPTIVE
	38-51	44-59	51-67	58-78	67-89	77-103	Mitigated

							DISPOSITION
1		I/A	I/A	A	A	A	A	DISPOSITION
2		~~25-31~~	~~29-36~~	~~34-42~~	~~46-58~~	~~53-66~~	~~59-74~~	~~Aggravated~~
3	~~E~~	~~20-25~~	~~23-29~~	~~27-34~~	~~37-46~~	~~42-53~~	~~47-59~~	~~PRESUMPTIVE~~
4		~~15-20~~	~~17-23~~	~~20-27~~	~~28-37~~	~~32-42~~	~~35-47~~	~~Mitigated~~
5		25-31	29-36	33-41	38-48	44-55	50-63	Aggravated
6	E	20-25	23-29	26-33	30-38	35-44	40-50	PRESUMPTIVE
7		15-20	17-23	20-26	23-30	26-35	30-40	Mitigated
8		I/A	I/A	I/A	A	A	A	DISPOSITION
9		~~16-20~~	~~19-24~~	~~21-26~~	~~25-31~~	~~34-42~~	~~39-49~~	~~Aggravated~~
10	~~F~~	~~13-16~~	~~15-19~~	~~17-21~~	~~20-25~~	~~27-34~~	~~31-39~~	~~PRESUMPTIVE~~
11		~~10-13~~	~~11-15~~	~~13-17~~	~~15-20~~	~~20-27~~	~~23-31~~	~~Mitigated~~
12		16-20	19-23	21-27	25-31	28-36	33-41	Aggravated
13	F	13-16	15-19	17-21	20-25	23-28	26-33	PRESUMPTIVE
14		10-13	11-15	13-17	15-20	17-23	20-26	Mitigated
15		I/A	I/A	I/A	I/A	A	A	DISPOSITION
16		~~13-16~~	~~15-19~~	~~16-20~~	~~20-25~~	~~21-26~~	~~29-36~~	~~Aggravated~~
17	~~G~~	~~10-13~~	~~12-15~~	~~13-16~~	~~16-20~~	~~17-21~~	~~23-29~~	~~PRESUMPTIVE~~
18		~~8-10~~	~~9-12~~	~~10-13~~	~~12-16~~	~~13-17~~	~~17-23~~	~~Mitigated~~
19		13-16	14-18	17-21	19-24	22-27	25-31	Aggravated
20	G	10-13	12-14	13-17	15-19	17-22	20-25	PRESUMPTIVE
21		8-10	9-12	10-13	11-15	13-17	15-20	Mitigated
22		C/I/A	I/A	I/A	I/A	I/A	A	DISPOSITION
23		6-8	8-10	10-12	11-14	15-19	20-25	Aggravated
24	H	5-6	6-8	8-10	9-11	12-15	16-20	PRESUMPTIVE
25		4-5	4-6	6-8	7-9	9-12	12-16	Mitigated
26		C	C/I	I	I/A	I/A	I/A	DISPOSITION
27		6-8	6-8	6-8	8-10	9-11	10-12	Aggravated
28	I	4-6	4-6	5-6	6-8	7-9	8-10	PRESUMPTIVE
29		3-4	3-4	4-5	4-6	5-7	6-8	Mitigated"

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