

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE DRH80272-SA-13 (02/23)

Short Title: Allow Concealed Handgun Certain Locations.

(Public)

Sponsors: Representative Wray.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CONCEALED CARRY PERMIT HOLDERS TO HAVE A CONCEALED HANDGUN LOCKED IN A MOTOR VEHICLE ON EDUCATIONAL PROPERTY, AND TO CARRY A CONCEALED HANDGUN INTO ASSEMBLIES, ESTABLISHMENTS WHERE ALCOHOLIC BEVERAGES ARE SOLD, AT PARADES, AND DURING EMERGENCIES AND RIOTS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-415.11(c) reads as rewritten:

"(c) A permit does not authorize a person to carry a concealed handgun in the areas prohibited by G.S. 14-269.2, ~~14-269.3, 14-269.4, and 14-277.2~~, and G.S. 14-269.4, in an area prohibited by rule adopted under G.S. 120-32.1, in any area prohibited by 18 U.S.C. § 922 or any other federal law, in a law enforcement or correctional facility, in a building housing only State or federal offices, in an office of the State or federal government that is not located in a building exclusively occupied by the State or federal government, a financial institution, or on any other premises, except state-owned rest areas or state-owned rest stops along the highways, where notice that carrying a concealed handgun is prohibited by the posting of a conspicuous notice or statement by the person in legal possession or control of the premises. It shall be unlawful for a person, with or without a permit, to carry a concealed handgun while consuming alcohol or at any time while the person has remaining in his body any alcohol or in his blood a controlled substance previously consumed, but a person does not violate this condition if a controlled substance in his blood was lawfully obtained and taken in therapeutically appropriate amounts."

SECTION 2. G.S. 14-269.2(g) reads as rewritten:

"(g) This section shall not apply to any of the following:

- (1) A weapon used solely for educational or school-sanctioned ceremonial purposes, or used in a school-approved program conducted under the supervision of an adult whose supervision has been approved by the school authority.
- (1a) A person exempted by the provisions of G.S. 14-269(b).
- (2) Firefighters, emergency service personnel, and North Carolina Forest Service personnel, and any private police employed by a school, when acting in the discharge of their official duties.
- (3) Home schools as defined in G.S. 115C-563(a).
- (4) Weapons used for hunting purposes on the Howell Woods Nature Center property in Johnston County owned by Johnston Community College when



1 used with the written permission of Johnston Community College or for
 2 hunting purposes on other educational property when used with the written
 3 permission of the governing body of the school that controls the educational
 4 property.

5 (5) A person registered under Chapter 74C of the General Statutes as an armed
 6 armored car service guard or an armed courier service guard when acting in
 7 the discharge of the guard's duties and with the permission of the college or
 8 university.

9 (6) A person registered under Chapter 74C of the General Statutes as an armed
 10 security guard while on the premises of a hospital or health care facility
 11 located on educational property when acting in the discharge of the guard's
 12 duties with the permission of the college or university.

13 (7) The possession of a handgun, if the handgun is concealed within a motor
 14 vehicle in a locked container or compartment and the person in possession of
 15 the handgun has a concealed handgun permit issued in accordance with
 16 Article 54B of this Chapter or considered valid under G.S. 14-415.24."

17 **SECTION 3.** G.S. 14-269.3(b) reads as rewritten:

18 "(b) This section shall not apply to the following:

19 (1) A person exempted from the provisions of G.S. 14-269;

20 (2) The owner or lessee of the premises or business establishment;

21 (3) A person participating in the event, if he is carrying a gun, rifle, or pistol
 22 with the permission of the owner, lessee, or person or organization
 23 sponsoring the event; ~~and~~

24 (4) A person registered or hired as a security guard by the owner, lessee, or
 25 person or organization sponsoring the ~~event~~.event; and

26 (5) A person carrying a concealed handgun and the person has a concealed
 27 handgun permit issued in accordance with Article 54B of this Chapter or
 28 considered valid under G.S. 14-415.24."

29 **SECTION 4.** G.S. 14-277.2(c) reads as rewritten:

30 "(c) The provisions of this section shall not apply ~~to~~to:

31 (1) ~~a~~A person exempted by the provisions of ~~G.S. 14-269(b) or~~
 32 ~~to~~G.S. 14-269(b);

33 (2) ~~persons~~Persons authorized by State or federal law to carry dangerous
 34 weapons in the performance of their ~~duties or to~~duties;

35 (3) ~~any~~Any person who obtains a permit to carry a dangerous weapon at a
 36 parade, funeral procession, picket line, or demonstration from the sheriff or
 37 police chief, whichever is appropriate, of the locality where such parade,
 38 funeral procession, picket line, or demonstration is to take ~~place~~.place; or

39 (4) A person carrying a concealed handgun and the person has a concealed
 40 handgun permit issued in accordance with Article 54B of this Chapter or
 41 considered valid under G.S. 14-415.24."

42 **SECTION 5.** G.S. 14-288.7(b) reads as rewritten:

43 "(b) This section does not apply ~~to~~to:

44 (1) ~~persons~~Persons exempted from the provisions of G.S. 14-269 with respect
 45 to any activities lawfully engaged in while carrying out their ~~duties~~.duties; or

46 (2) A person carrying a concealed handgun and the person has a concealed
 47 handgun permit issued in accordance with Article 54B of this Chapter or
 48 considered valid under G.S. 14-415.24."

49 **SECTION 6.** This act becomes effective December 1, 2009, and applies to
 50 offenses committed on or after that date.