

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

H

1

HOUSE BILL 1334

Short Title: Create Criminal Offense/Home Invasion. (Public)

Sponsors: Representatives Stiller, Steen, Barnhart (Primary Sponsors); Allred, Blackwood, Blust, Brown, Cleveland, Cole, Faison, Frye, Gulley, Hilton, Holloway, Howard, Johnson, Justus, McElraft, Moore, Neumann, Starnes, Tillis, and West.

Referred to: Ways and Means/Broadband Connectivity, if favorable, Judiciary III.

April 9, 2009

A BILL TO BE ENTITLED

AN ACT TO CREATE THE CRIMINAL OFFENSE OF HOME INVASION.

The General Assembly of North Carolina enacts:

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

**"§ 14-52.1. First- and second-degree home invasion.**

(a) Any person possessing a firearm who by force and with violence breaks or enters the occupied dwelling house of another or an occupied sleeping apartment in any building at night with intent to commit any felony or larceny therein is guilty of home invasion in the first degree and shall be punished as a Class C felon.

(b) Any person possessing a firearm who by force and with violence breaks or enters the occupied dwelling house of another or an occupied sleeping apartment in any building with intent to commit any felony or larceny therein shall be guilty of home invasion in the second degree and punished as a Class D felon."

**SECTION 2.** This act becomes effective December 1, 2009, and applies to offenses committed on or after that date.

