

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

FILED SENATE
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S.B. 246
PRINCIPAL CLERK

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SENATE BILL DRS45120-ML-49A

Short Title: Property Owners Protection Act. (Public)

Sponsors: Senators Britt and Perry (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND WHAT CONSTITUTES THE CRIME OF FIRST DEGREE TRESPASS
3 TO INCLUDE ENTERING OR REMAINING ON THE PREMISES OF ANOTHER
4 BETWEEN THE HOURS OF MIDNIGHT AND 6:00 A.M.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 14-159.12(a) reads as rewritten:

7 "(a) Offense. – A person commits the offense of first degree trespass if, without
8 authorization, ~~he enters or remains~~ the person does any of the following:

- 9 (1) ~~On~~ Enters or remains on the premises of another so enclosed or secured as to
10 demonstrate clearly an intent to keep out ~~intruders;~~ intruders.
11 (2) ~~In~~ Enters or remains in a building of ~~another;~~ or another.
12 (3) ~~On~~ Enters or remains on the lands of the Eastern Band of Cherokee Indians
13 after the person has been excluded by a resolution passed by the Eastern Band
14 of Cherokee Indian Tribal Council.
15 (4) Enters or remains on the premises of another between the hours of midnight
16 and 6:00 A.M."

17 **SECTION 2.** This act becomes effective December 1, 2023, and applies to offenses
18 committed on or after that date.



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