

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

H.B. 703
Apr 10, 2017
HOUSE PRINCIPAL CLERK

H

D

HOUSE BILL DRH30314-LH-121 (03/23)

Short Title: Felon W/Gun/B&E/Increased Penalties. (Public)

Sponsors: Representatives Brawley, Dollar, and Henson (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO INCREASE THE CRIMINAL PENALTY FOR A VIOLATION OF THE
3 FELONY FIREARMS ACT AND TO INCREASE THE CRIMINAL PENALTY FOR
4 BREAKING OR ENTERING.
5 The General Assembly of North Carolina enacts:
6 SECTION 1. G.S. 14-415.1(a) reads as rewritten:
7 "(a) It shall be unlawful for any person who has been convicted of a felony to purchase,
8 own, possess, or have in his custody, care, or control any firearm or any weapon of mass death
9 and destruction as defined in G.S. 14-288.8(c). For the purposes of this section, a firearm is (i)
10 any weapon, including a starter gun, which will or is designed to or may readily be converted to
11 expel a projectile by the action of an explosive, or its frame or receiver, or (ii) any firearm
12 muffler or firearm silencer. This section does not apply to an antique firearm, as defined in
13 G.S. 14-409.11.
14 Every person violating the provisions of this section shall be punished as a Class ~~G felon~~
15 felon."
16 SECTION 2. G.S. 14-54 reads as rewritten:
17 "§ 14-54. **Breaking or entering buildings generally.**
18 (a) Any person who breaks or enters any building with intent to commit any felony or
19 larceny therein shall be punished as a Class ~~H felon~~G felon.
20 (a1) Any person who breaks or enters any building with intent to terrorize or injure an
21 occupant of the building is guilty of a Class ~~H felony~~G felon.
22 (a2) Any person who breaks or enters any building that is occupied with intent to commit
23 any felony or larceny therein shall be punished as a Class D felon.
24 (b) Any person who wrongfully breaks or enters any building is guilty of a Class 1
25 misdemeanor.
26 (c) As used in this section, "building" shall be construed to include any dwelling,
27 dwelling house, uninhabited house, building under construction, building within the curtilage of
28 a dwelling house, and any other structure designed to house or secure within it any activity or
29 property."
30 SECTION 3. This act becomes effective December 1, 2017, and applies to
31 offenses committed on or after that date.

