

March 26, 2001

S 680. RIGHT TO KEEP AND BEAR ARMS PROTECTION ACT. *TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS.* Substantially identical to H 622, with technical differences and one substantive addition: this bill would require the Attorney General to obtain the authorization of the General Assembly before bringing an action on behalf of the state.

Intro. by Odom.

Ref. to Judiciary II

GS 14

April 25, 2001

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS AND TO AMEND THE LAWS REGARDING GUN SHOWS.* Deletes declaration that the lawful design, marketing, manufacturing, distribution, sale, or transfer of firearms or ammunition is not an unreasonably dangerous activity or a nuisance per se. Maintains prohibition against lawsuits brought by local governments but does not require General Assembly authorization of suits brought by the Attorney General. Adds new Art. 54C to Ch. 14 to regulate "gun shows," defined as any event at which 25 or more firearms or other weapons as defined in GS 14-269(a) are offered or exhibited for sale, transfer, or exchange, and at which two or more persons are offering or exhibiting firearms for sale, transfer, or exchange. Requires promoters of gun shows to obtain a gun show permit from the sheriff of the county where the gun show is to be held, and to notify the sheriff of the time and location of the gun show by filing an application 30 days before the show. Except for antique firearms and historic-edged weapons (as defined in GS 14-409.11 and 14-409.12), sales, transfers, and leases of firearms at gun shows must be conducted through a person licensed as a dealer under 18 USC 923, and each vendor must obtain and display a sales tax certificate of registration. A violation of Art. 54C is a Class 1 misdemeanor, and it is an affirmative defense for a gun show promoter if the promoter made a good faith effort to ensure compliance of vendors and the sale or transfer by a noncomplying person occurred outside of the primary area used for displays, sales and transfers. New Art. 54C is effective Dec. 1, 2001, and applies to gun shows occurring on or after that date.

June 26, 2001

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. Senate committee substitute makes the following changes to 2nd edition. Changes definition of "gun show" to cover events at which (1) 100 or more firearms or other covered weapons under GS 14-269(a) are offered or exhibited for sale, transfer, or exchange and (2) ten or more persons are offering or exhibiting firearms for sale, transfer, or exchange. Requires the application for a gun show permit to be filed at least 60 days before the date of the gun show. Requires the sheriff to inform the applicant within 30 days of the date of application whether the permit is granted or denied. If the permit is denied, the sheriff must provide a written statement of the reasons for the denial. Authorizes an applicant to appeal a denial to district court. Provides that the qualifications for a permit are: state or federal law do not prohibit the applicant from the purchase, transfer, receipt, or possession of a handgun, the applicant is of good moral character; the applicant could not be denied a firearm permit under GS 14-404(c); and the applicant paid the fee. Makes other technical changes.

June 27, 2001

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. Senate amendment makes the following changes to 3rd edition. Excludes "antique firearms," as defined in GS 14-409.11, from the definition of "firearm" set forth in proposed new GS 14-415.30(1)a. Excludes "historic edged weapons," as defined in GS 14-409.12, from the class of weapons counted to

determine whether an event qualifies as a “gun show” pursuant to proposed new GS 14-415.30(2).

August 1, 2001

S 680. LAWFUL FIREARM ACTIVITIES PROTECTED. Intro. 3/26/01. House committee substitute makes the following changes to 4th edition. Changes title to *AN ACT TO PROVIDE THAT ONLY THE STATE MAY BRING CERTAIN CIVIL ACTIONS AGAINST FIREARMS OR AMMUNITION MARKETERS, MANUFACTURERS, DISTRIBUTORS, DEALERS, SELLERS, OR TRADE ASSOCIATIONS AND TO AMEND THE LAW REGARDING CONCEALED HANDGUN PERMIT FEES*. Deletes section of bill that would have added new Art. 54C to GS Ch. 14 concerning gun shows. Amends GS 14-415.19(a) (concealed handgun permit fees) to provide for a \$5.00 renewal fee for person who is at least 70 years old (now, renewal fee for everyone is \$75.00); effective for fees assessed on or after Dec. 1, 2001.