

April 9, 2009

**H 1444. LIMITED HUNTING PRIVILEGE/NONVIOLENT FELONS.** Filed 4/9/09. *TO CREATE A LIMITED HUNTING PRIVILEGE PERMIT THAT AUTHORIZES A PERSON WHO HAS ONLY ONE NONVIOLENT FELONY CONVICTION TO POSSESS AND USE A LONG GUN FOR HUNTING PURPOSES IN CERTAIN CIRCUMSTANCES.*

Adds new Article 54C of GS Chapter 14 as title indicates. Specifies criteria, procedures, and fees for issuing this permit as well as provisions regarding revocation or suspension of the permit and penalties for violations of the Article. Provides that the permit is valid for five years and may only be used for hunting or related hunting activities in this state. Provides that a sheriff who issues or refuses to issue a permit is not civilly or criminally liable as the result of performing the sheriff's duties under the Article. Makes a conforming change to GS 14-415.1. Effective December 1, 2009, and applies to offenses committed on or after that date.

**Intro. by Haire.**

GS 14

May 4, 2009

**H 1444. LIMITED HUNTING PRIVILEGE/NONVIOLENT FELONS.** Filed 4/9/09. House committee substitute makes the following changes to 1st edition. Provides that a person who has been convicted of a nonviolent felony and issued a limited hunting privilege permit, may own and carry (was, carry) a firearm solely for the purpose of hunting game or related hunting activities. Makes conforming changes, substituting the phrase "own or carry a firearm" for "carry a firearm." Clarifies that an applicant for the hunting privilege permit must have had only one felony conviction had his or her rights of citizenship lost due to the felony conviction restored at least 20 years before the date of the permit application. Provides that the applicant cannot have been convicted of any subsequent misdemeanor (was, any misdemeanor other than a traffic violation) as described in proposed GS 14-415.42(b)(6) (specifies statutes for which a violation of a misdemeanor under those statutes makes an applicant ineligible for the issuance of a limited hunting privilege permit). Makes conforming changes to substitute "any subsequent misdemeanor described in GS 14-415.42(b)(6)" for the phrase "any misdemeanor." Requires the application for the permit to include a description and serial number for each firearm that the applicant will own or carry pursuant to the limited hunting privilege permit. Requires that issued permits be updated by the sheriff to show any changes in the firearms that an applicant intends to own or carry under the permit. Requires the sheriff to send copies of updated permits to the State Bureau of Investigation (SBI) within five days of the issuance of the updated permit. Directs the sheriff to make the applications for updating the permit available and specifies that the updating of a permit is to be considered a duplicate permit for the purposes of charging the authorized fee. Directs that the duplicate permit fee of \$15.00 is to be used by the sheriff to pay the costs of administering proposed Article 54C of CS Chapter 14 and for other law enforcement purposes. Provides that the permit is to include the applicant's drivers license number or state identification card number (was, drivers license number) and a warning substantively as follows, "This Is Not a Hunting License." Makes it a violation of proposed Article 54C for a person who has been issued a valid permit to found carrying a firearm other than one described on the permit. For a first offense, the person may pay a fine or surrender the permit. Makes a subsequent violation of carrying a firearm not authorized by the permit a Class 2 misdemeanor. Provides that no person convicted of two or more felonies or a misdemeanor as described in GS 14-415.42(b)(6) is eligible for a permit under proposed Article 54C (was, convicted of two or more felonies). Deletes "a reasonable person would use to hunt game," as a standard for defining a firearm that meets the definitions in GS 14-415.40. Makes a technical correction.