



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 141

AMENDMENT NO. 1
(to be filled in by
Principal Clerk)

S141-AMH-103 [v.3]

Page 1 of 1

Comm. Sub. [YES]
Amends Title [~~NO~~] **YES**
House Jud. Sub B PCS

Date 6/27, 2012

Representative Faison

1 moves to amend the bill on page 1, line 2, by rewriting the line to read:
2 "AN ACT TO CREATE NEW FIRST DEGREE TRESPASS OFFENSES, TO PROVIDE
3 THAT NO STATE BOARD OR COMMISSION OR SIMILAR BODY MAY
4 ELIMINATE OR DIMINISH THE CAUSE OF ACTION OR REMEDIES FOR CIVIL
5 TRESPASS, TO MAKE"
6

7 and on page 2, lines 28 and 29, by inserting the following new section between those lines:
8 "SECTION 1A. Article 4 of Chapter 1 of the General Statutes is amended by
9 adding a new section to read:

10 "**§ 1-42.10. No limitation of trespass by State boards or commissions.**
11 No State board, commission, or other body established and granted rulemaking or quasi-
12 judicial powers by statute shall have the power to abrogate, diminish, or modify any common
13 law cause of action for trespass, or any remedies for trespass. For purposes of this section,
14 trespass shall include trespass with respect to surface and subsurface property rights."
15

SIGNED [Signature]
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED 55-59 EV TABLED _____
Kenice Weeks 6/27/12

FAILED

