

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 679

AMENDMENT NO. 2
(to be filled in by
Principal Clerk)

S679-ARK-85 [v.4]

Page 1 of 2

Comm. Sub. [NO]
Amends Title [YES]
Second Edition

Date June 8, 2011

Senator Brock

1 Moves to amend the bill on page 1, line 3, by rewriting the line to read:

2

3 "CONCEALED HANDGUN PERMITS TO CARRY A HANDGUN IN A PARK, TO
4 AUTHORIZE THE PURCHASE OF RIFLES, SHOTGUNS AND AMMUNITION IN
5 OTHER STATES, TO IMPOSE CRIMINAL PENALTIES FOR PROVIDING FALSE
6 INFORMATION IN CONNECTION WITH FIREARM OR AMMUNITION TRANSFER,
7 AND", and

8

9 moves to amend the bill on page 4, between lines 17 and 18, by inserting the following:

10

"SECTION 4. G.S. 14-409.10 reads as written:

11

"§ 14-409.10. Purchase of rifles and shotguns out of State.

12

13 ~~It shall be lawful for citizens of this State to purchase rifles and shotguns and ammunition~~
14 ~~therefor in states contiguous to this State. Unless otherwise prohibited by law, a citizen of this~~
15 ~~State may purchase a firearm in another state if the citizen undergoes a background check that~~
16 ~~satisfies the law of the state of purchase and that includes an inquiry of the National Instant~~
17 ~~Background Check System."~~

17

"SECTION 5. Article 53A of Chapter 14 of the General Statutes is amended by
18 adding a new section to read:

19

"§ 14-408.1. Solicit unlawful purchase of firearm; unlawful to provide materially false
20 information regarding legality of firearm or ammunition transfer.

21

(a) The following definitions apply in this section:

22

(1) Ammunition. – Any cartridge, shell, or projectile designed for use in a
23 firearm.

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(2) Firearm. – A handgun, shotgun, or rifle which expels a projectile by action
25 of an explosion.

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26

(3) Handgun. – A pistol, revolver, or other gun that has a short stock and is
27 designed to be held and fired by the use of a single hand.

27

28

(4) Licensed dealer. – A person who is licensed pursuant to 18 U.S.C. § 923 to
29 engage in the business of dealing in firearms.

29

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(5) Materially false information. – Information that portrays an illegal
31 transaction as legal or a legal transaction as illegal.

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(6) Private seller. – A person who sells or offers for sale any firearm, as defined
33 in G.S. 14-409.39, or ammunition.

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1 (b) Any person who knowingly solicits, persuades, encourages, or entices a licensed
2 dealer or private seller of firearms or ammunition to transfer a firearm or ammunition under
3 circumstances that the person knows would violate the laws of this State or the United States is
4 guilty of a Class F felony.

5 (c) Any person who provides to a licensed dealer or private seller of firearms or
6 ammunition information that the person knows to be materially false information with the
7 intent to deceive the dealer or seller about the legality of a transfer of a firearm or ammunition
8 is guilty of a Class F felony.

9 (d) Any person who willfully procures another to engage in conduct prohibited by this
10 section shall be held accountable as a principal.

11 (e) This section does not apply to a law enforcement officer acting in his or her official
12 capacity or to a person acting at the direction of the law enforcement officer.",
13

14 And by renumbering the succeeding sections accordingly.
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ADOPTED

SIGNED


Amendment Sponsor

SIGNED

Committee Chair if Senate Committee Amendment

ADOPTED

39-10

FAILED

TABLED

Sarah Clapp
6.8.11