

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 405
PROPOSED COMMITTEE SUBSTITUTE H405-PCS80338-RK-41

Short Title: Judges and Clerks/Concealed Handgun Permit.

(Public)

Sponsors:

Referred to:

March 25, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE THAT ANY JUSTICE OR JUDGE OF THE GENERAL COURT OF
3 JUSTICE OF THE STATE OF NORTH CAROLINA, ADMINISTRATIVE LAW JUDGE,
4 OR CLERK OF SUPERIOR COURT WHO HAS A CONCEALED HANDGUN PERMIT
5 THAT IS VALID IN NORTH CAROLINA IS EXEMPT FROM THE GENERAL
6 PROHIBITION AGAINST CARRYING A CONCEALED WEAPON AND FROM THE
7 PROHIBITIONS AGAINST CARRYING A WEAPON ON CERTAIN PREMISES OR IN
8 CERTAIN CIRCUMSTANCES.

9 The General Assembly of North Carolina enacts:

10 SECTION 1. G.S. 14-269(b) is amended by adding the following new subdivisions
11 to read:

12 "(4d) Any person who is a justice or judge of the General Court of Justice in North
13 Carolina and who has a concealed handgun permit issued in accordance with
14 Article 54B of this Chapter or considered valid under G.S. 14-415.24,
15 provided that the person shall not carry a concealed weapon at any time
16 while consuming alcohol or an unlawful controlled substance or while
17 alcohol or an unlawful controlled substance remains in the person's body.

18 (4e) Any person who is an administrative law judge, as described in Article 60 of
19 Chapter 7A of the General Statutes, and who has a concealed handgun
20 permit issued in accordance with Article 54B of this Chapter or considered
21 valid under G.S. 14-415.24, provided that the person shall not carry a
22 concealed weapon at any time while consuming alcohol or an unlawful
23 controlled substance or while alcohol or an unlawful controlled substance
24 remains in the person's body.

25 (4f) Any person who is a clerk of superior court, as described in G.S. 7A-100,
26 and who has a concealed handgun permit issued in accordance with Article
27 54B of this Chapter or considered valid under G.S. 14-415.24, provided that
28 the person shall not carry a concealed weapon at any time while consuming
29 alcohol or an unlawful controlled substance or while alcohol or an unlawful
30 controlled substance remains in the person's body."

31 SECTION 2. G.S. 14-415.27 reads as rewritten:

32 "§ 14-415.27. ~~Expanded permit scope~~ scope for district attorneys, assistant district
33 attorneys, and investigators employed by office of the district attorney.

34 Notwithstanding G.S. 14-415.11(c), any ~~person who is a district attorney, an assistant~~
35 ~~district attorney, or an investigator employed by the office of a district attorney and of the~~
36 following persons who has a concealed handgun permit issued pursuant to this Article or that is



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1 considered valid under G.S. 14-415.24 is not subject to the area prohibitions set out in
2 G.S. 14-415.11(c) and may carry a concealed handgun in the areas listed in G.S. 14-415.11(c)
3 unless otherwise prohibited by federal ~~law-law~~:

- 4 (1) A district attorney.
- 5 (2) An assistant district attorney.
- 6 (3) An investigator employed by the office of a district attorney.
- 7 (4) A justice or judge of the General Court of Justice in North Carolina.
- 8 (5) An administrative law judge.
- 9 (6) A clerk of superior court."

10 **SECTION 3.** This act becomes effective December 1, 2013.