

# Out Of Order



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 618

AMENDMENT NO. A2  
(to be filled in by  
Principal Clerk)

H618-ATD-104 [v.3]

Page 1 of 2

Comm. Sub. [YES]  
Amends Title [YES]  
Second Edition

Date \_\_\_\_\_, 2013

Representative Harrison

- 1 moves to amend the bill on page 1, line 5,  
2 by deleting "AND";  
3  
4 further moves to amend the bill on page 1, line 6,  
5 by changing the period on that line to a comma and adding the following phrase:  
6 "AND TO REPEAL THE "STAND YOUR GROUND LAW" AND CODIFY THE COMMON  
7 LAW REGARDING THE USE OF FORCE AGAINST AN INTRUDER." ; and  
8  
9 further moves to amend the bill on page 1, lines 27,  
10 by rewriting the line to read:  
11 "SECTION 3.(a) The following statutes are repealed: G.S. 14-51.2, 14-51.3,  
12 14-51.4, 14-315.1, and 14-415.24.  
13 SECTION 3.(b) Article 14 of Chapter 14 of the General Statutes is amended by  
14 adding a new section to read:  
15 **'§ 14-51.5. Use of deadly physical force against an intruder.**  
16 (a) A lawful occupant within a home or other place of residence is justified in using any  
17 degree of force that the occupant reasonably believes is necessary, including deadly force,  
18 against an intruder to prevent a forcible entry into the home or residence or to terminate the  
19 intruder's unlawful entry (i) if the occupant reasonably apprehends that the intruder may kill or  
20 inflict serious bodily harm to the occupant or others in the home or residence or (ii) if the  
21 occupant reasonably believes that the intruder intends to commit a felony in the home or  
22 residence.  
23 (b) A lawful occupant within a home or other place of residence does not have a duty to  
24 retreat from an intruder in the circumstances described in this section.  
25 (c) This section is not intended to repeal, expand, or limit any other defense that may  
26 exist under the common law.'  
27



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1           **SECTION 4.** Sections 1 and 2 are effective October 1, 2013. Section 3 of this act is  
2 effective becomes effective December 1, 2013, and applies to offenses committed on or after  
3 that date. The remainder of this act is effective when it becomes law."

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_