

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 481

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H481-ATT-72 [v.6]

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Amends Title [YES]
Third Edition

Date _____, 2021

Senator Britt

1 moves to amend the bill on page 1, line 8, by inserting the following at the end of the line before
2 the period:

3
4 "AND TO PROVIDE THAT THE TWENTY-YEAR WAITING PERIOD TO PETITION THE
5 COURT TO HAVE FIREARM RIGHTS' RESTORED FOR AN OUT-OF-STATE
6 CONVICTION IS CALCULATED JUST LIKE THE TWENTY-YEAR WAITING
7 PERIOD FOR A NORTH CAROLINA CONVICTION";

8
9 and on page 1, lines 34-35, by inserting the following between the lines:

10
11 "SECTION 1.8(a) G.S. 14-415.4 reads as rewritten:
12 "§ 14-415.4. Restoration of firearms rights.

13 ...
14 (c) Petition for Restoration of Firearms Rights. – A person who was convicted of a
15 nonviolent felony in North Carolina but whose civil rights have been restored pursuant to Chapter
16 13 of the General Statutes for a period of at least 20 years may petition the district court in the
17 district where the person resides to restore the person's firearms rights pursuant to this section. A
18 person who was convicted of a nonviolent felony in a jurisdiction other than North Carolina may
19 petition the district court in the district where the person resides to restore the person's firearms
20 rights pursuant to this section only if ~~the~~(i) a period of at least 20 years has passed since the
21 unconditional discharge or unconditional pardon of the person by the agency having jurisdiction
22 where the conviction occurred, and (ii) the person's civil rights, including the right to possess a
23 firearm, have been restored, pursuant to the law of the jurisdiction where the conviction ~~occurred,~~
24 for a period of at least 20 years.occurred. The court may restore a petitioner's firearms rights after
25 a hearing in court if the court determines that the petitioner meets the criteria set out in this section
26 and is not otherwise disqualified to have that right restored.

27 (d) Criteria. – The court may grant a petition to restore a person's firearms rights under
28 this section if the petitioner satisfies all of the following criteria and is not otherwise disqualified
29 to have that right restored:

30 ...
31 (3) The petitioner's rights of citizenship have been restored pursuant to Chapter
32 13 of the General Statutes or, if the conviction was in a jurisdiction other than



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1 North Carolina, have been restored, pursuant to the laws of the jurisdiction
2 where the conviction occurred, ~~for a period of at least 20 years~~ and the
3 petitioner satisfied the applicable 20-year requirement set forth in subsection
4 (c) of this section, before the date of the filing of the petition.

5"

6 **SECTION 1.8(b)** This section becomes effective December 1, 2021, and applies to
7 petitions filed on or after that date.";

8
9 and on page 1, line 35, by rewriting the line to read:

10 "SECTION 2. Except as otherwise provided, this act is effective when it becomes
11 law."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**