

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2023

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SENATE BILL 246  
PROPOSED COMMITTEE SUBSTITUTE S246-PCS15179-CE-10

Short Title: Property Owners Protection Act.

(Public)

Sponsors:

Referred to:

March 9, 2023

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND WHAT CONSTITUTES THE CRIME OF SECOND DEGREE  
3 TRESPASS TO INCLUDE ENTERING OR REMAINING ON THE CURTILAGE OF A  
4 DWELLING BETWEEN THE HOURS OF MIDNIGHT AND 6:00 A.M.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 14-159.13 reads as rewritten:

7 "§ 14-159.13. Second degree trespass.

8 (a) Offense. – A person commits the offense of second degree trespass if, without  
9 authorization, ~~he~~ the person enters or remains on premises of another: on any of the following:

- 10 (1) ~~After he~~ On premises of another after the person has been notified not to enter  
11 or remain there by the owner, by a person in charge of the premises, by a  
12 lawful occupant, or by another authorized ~~person; or person.~~  
13 (2) ~~That~~ On premises that are posted, in a manner reasonably likely to come to  
14 the attention of intruders, with notice not to enter the premises.  
15 (3) On the curtilage of a dwelling of another between the hours of midnight and  
16 6:00 A.M.

17 (b) ~~Classification. — Second degree trespass is a Class 3 misdemeanor. Penalties. — A~~  
18 violation of subdivision (a)(1) or (a)(2) of this section is a Class 3 misdemeanor. A violation of  
19 subdivision (a)(3) of this section is a Class 2 misdemeanor."

20 SECTION 2. This act becomes effective December 1, 2023, and applies to offenses  
21 committed on or after that date.



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