

TABLED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 650

AMENDMENT NO. A3
(to be filled in by
Principal Clerk)

S650-ACE-64 [v.2]

Page 1 of 3

Amends Title [YES]
Second Edition

Date _____, 2023

Senator Marcus

1 moves to amend the bill on page 1, line 4, by inserting the following at the end of the line before
2 the period:

3
4 "AND TO PROHIBIT SALE OF ASSAULT WEAPONS OR LONG GUNS TO PERSONS
5 UNDER A CERTAIN AGE";

6
7 and on page 2, lines 4-5 by inserting the following between the lines:

8
9 "SECTION 2.2(a) G.S. 14-269.7 reads as rewritten:

10 "**§ 14-269.7. Prohibitions on handguns for minors.**

11 (a) Any minor who willfully and intentionally possesses or carries a ~~handgun~~handgun,
12 long gun, or assault weapon is guilty of a Class 1 misdemeanor.

13 (b) This section does not apply:

14 (1) To officers and enlisted personnel of the Armed Forces of the United States
15 when in discharge of their official duties or acting under orders requiring them
16 to carry ~~handguns~~handguns, long guns, or assault weapons.

17 (2) To a minor who possesses a ~~handgun~~handgun, long gun, or assault weapon
18 for educational or recreational purposes while the minor is supervised by an
19 adult who is present.

20 (3) To an emancipated minor who possesses such ~~handgun~~handgun, long gun, or
21 assault weapon inside his or her residence.

22 (4) To a minor who possesses a ~~handgun~~handgun, long gun, or assault weapon
23 while hunting or trapping outside the limits of an incorporated municipality if
24 he has on his person written permission from a parent, guardian, or other
25 person standing in loco parentis.

26 (c) The following definitions apply in this section:

27 (1) Assault weapon. – As defined in G.S. 14-409.50.

28 (1a) Handgun. – A firearm that has a short stock and is designed to be fired by the
29 use of a single hand, or any combination of parts from which such a firearm
30 can be assembled.

31 (1b) Long gun. – As defined in G.S. 14-409.50.



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1 (2) Minor. – ~~Any~~ For possessing or carrying a handgun or long gun, any person
2 under 18 years of age. For possessing or carrying an assault weapon, any
3 person under the age of 21."

4 **SECTION 2.2(b)** G.S. 14-315 reads as rewritten:

5 "**§ 14-315. Selling or giving weapons to minors.**

6 (a) Sale of Weapons Other Than ~~Handguns.~~ Handguns, Long Guns, and Assault
7 Weapons. – If a person sells, offers for sale, gives, or in any way transfers to a minor any pistol
8 cartridge, brass knucks, bowie knife, dirk, shurikin, leaded cane, or slungshot, the person is guilty
9 of a Class 1 misdemeanor and, in addition, shall forfeit the proceeds of any sale made in violation
10 of this section.

11 (a1) Sale of ~~Handguns.~~ Handguns, Long Guns, and Assault Weapons. – If a person sells,
12 offers for sale, gives, or in any way transfers to a minor any ~~handgun as defined in G.S. 14-269.7,~~
13 handgun, long gun, or assault weapon, the person is guilty of a Class H felony and, in addition,
14 shall forfeit the proceeds of any sale made in violation of this section. This section does not apply
15 in any of the following circumstances:

16 (1) The ~~handgun~~ handgun, long gun, or assault weapon is lent to a minor for
17 temporary use if the minor's possession of the ~~handgun~~ handgun, long gun, or
18 assault weapon is lawful under G.S. 14-269.7 and G.S. 14-316 and is not
19 otherwise unlawful.

20 (2) The ~~handgun~~ handgun, long gun, or assault weapon is transferred to an adult
21 custodian pursuant to Chapter 33A of the General Statutes, and the minor does
22 not take possession of the ~~handgun~~ handgun, long gun, or assault weapon
23 except that the adult custodian may allow the minor temporary possession of
24 the ~~handgun~~ handgun, long gun, or assault weapon in circumstances in which
25 the minor's possession of the ~~handgun~~ handgun, long gun, or assault weapon
26 is lawful under G.S. 14-269.7 and G.S. 14-316 and is not otherwise unlawful.

27 (3) The ~~handgun~~ handgun, long gun, or assault weapon is a devise and is
28 distributed to a parent or guardian under G.S. 28A-22-7, and the minor does
29 not take possession of the ~~handgun~~ handgun, long gun, or assault weapon
30 except that the parent or guardian may allow the minor temporary possession
31 of the ~~handgun~~ handgun, long gun, or assault weapon in circumstances in
32 which the minor's possession of the ~~handgun~~ handgun, long gun, or assault
33 weapon is lawful under G.S. 14-269.7 and G.S. 14-316 and is not otherwise
34 unlawful.

35 For purposes of this subsection, the terms "assault weapon," "long gun," "handgun," and
36 "minor" are as defined in G.S. 14-409.50.

37"

38 **SECTION 2.2(c)** This section becomes effective December 1, 2023, and applies to
39 the possession, carrying, sale, offer for sale, giving, or transfer of an assault weapon or long gun
40 on or after that date."

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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____