

TABLED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 41

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

S41-ACE-3 [v.6]

Page 1 of 2

Amends Title [YES]
Second Edition

Date _____, 2023

Senator Murdock

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 PROMOTE GUN SAFETY";

5
6 and on page 3, lines 29-30, by inserting the following between those lines:

7
8 "**PART III-A. STRENGTHENING LAW GOVERNING THE SAFE STORAGE OF**
9 **FIREARMS**

10 SECTION 3A.(a) G.S. 14-315.1 reads as rewritten:

11 "**§ 14-315.1. ~~Storage of firearms to protect minors.~~ Safe storage of firearms.**

12 (a) Any person who resides in the same premises as a minor, owns or possesses a firearm,
13 and stores or leaves the firearm (i) in a condition that the firearm can be discharged and (ii) in a
14 manner that the person knew or should have known that an unsupervised minor would be able to
15 gain access to the firearm, is guilty of a ~~Class 1 misdemeanor~~ Class D felony if a minor gains
16 access to the firearm without the lawful permission of the minor's parents or a person having
17 charge of the minor and the minor:

- 18 (1) Possesses it in violation of G.S. 14-269.2(b);
- 19 (2) Exhibits it in a public place in a careless, angry, or threatening manner;
- 20 (3) Causes personal injury or death with it not in self defense; or
- 21 (4) Uses it in the commission of a crime.

22 (a1) Any person who resides in the same premises as an unauthorized person, owns or
23 possesses a firearm, and stores or leaves the firearm without having securely locked the firearm
24 in an appropriate safe storage depository or rendered it incapable of being fired is guilty of a
25 Class D felony if the unauthorized person gains access to the firearm and does any of the
26 following:

- 27 (1) Possesses it in violation of G.S. 14-269.2(b).
- 28 (2) Exhibits it in a public place in a careless, angry, or threatening manner.
- 29 (3) Causes personal injury or death with it not in self defense.
- 30 (4) Uses it in the commission of a crime.



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- 1 (b) Nothing in this section shall prohibit a person from carrying a firearm on his or her
2 body, or placed in such close proximity that it can be used as easily and quickly as if carried on
3 the body.
- 4 (c) This section shall not apply if the minor or unauthorized person obtained the firearm
5 as a result of an unlawful entry by any person.
- 6 (d) The following definitions apply in this section:
- 7 (1) ~~"Minor" as used in this section means a~~ Minor. – A person under 18 years of
8 age who is not emancipated.
- 9 (2) Unauthorized person. – A person who is not authorized to purchase a firearm
10 under State or federal law."
- 11 **SECTION 3A.(b)** This section becomes effective December 1, 2023, and applies to
12 offenses committed on or after that date."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____