

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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**HOUSE BILL 1311
Committee Substitute Favorable 5/10/05
Third Edition Engrossed 5/26/05**

Short Title: Domestic Violence Victims Empowerment Act.

(Public)

Sponsors:

Referred to:

April 20, 2005

A BILL TO BE ENTITLED

1 AN ACT ALLOWING DOMESTIC VIOLENCE VICTIMS TO APPLY FOR A
2 TEMPORARY CONCEALED HANDGUN PERMIT UPON SHOWING PROOF
3 OF A PROTECTIVE ORDER ISSUED UNDER CHAPTER 50B OF THE
4 GENERAL STATUTES AS EVIDENCE OF AN EMERGENCY SITUATION IN
5 ORDER TO EMPOWER DOMESTIC VIOLENCE VICTIMS TO PROTECT
6 THEMSELVES AND THEIR FAMILIES.
7

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 14-415.15(b) reads as rewritten:

10 "(b) Upon presentment to the sheriff of the items required under
11 G.S. 14-415.13(a)(1), (2), and (3), the sheriff may issue a temporary permit for a period
12 not to exceed 90 days to a person who the sheriff reasonably believes is in an
13 emergency situation that may constitute a risk of safety to the person, the person's
14 family or property. The applicant may submit proof of a protective order issued under
15 G.S. 50B-3 for the protection of the applicant as evidence of an emergency situation.
16 The temporary permit may not be renewed and may be revoked by the sheriff without a
17 hearing."

18 **SECTION 2.** G.S. 50B-3 is amended by adding the following new
19 subsection to read:

20 "(c1) When a protective order issued under this Chapter is filed with the Clerk of
21 Superior Court, the clerk shall provide to the applicant an informational sheet developed
22 by the Administrative Office of the Courts that explains the plaintiff's right to apply for
23 a permit under G.S. 14-415.15."

24 **SECTION 3.** The Administrative Office of the Courts shall develop a
25 standard informational sheet for plaintiffs issued protective orders under Chapter 50B of
26 the General Statutes that explains the plaintiffs' right to apply for a permit under
27 G.S. 14-415.15.

1 **SECTION 4.** This act becomes effective October 1, 2005, and applies to
2 protective orders issued on or after that date.