

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE DRH60242-LU-101 (4/2)

Short Title: Amend Civil No-Contact Order Laws. (Public)

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Sponsors: Representative Glazier.

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Referred to:

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1 A BILL TO BE ENTITLED  
2 AN ACT AMENDING CERTAIN DEFINITIONS UNDER THE LAWS  
3 PERTAINING TO CIVIL NO-CONTACT ORDERS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 50C-1 reads as rewritten:

6 "**§ 50C-1. Definitions.**

7 The following definitions apply in this Chapter:

- 8 (1) Abuse. – To physically or mentally harm, harass, intimidate, or  
9 interfere with the personal liberty of another.
- 10 (2) Civil no-contact order. – An order granted under this Chapter, which  
11 includes a remedy authorized by G.S. 50C-5.
- 12 (3) Nonconsensual. – A lack of freely given consent.
- 13 (4) Sexual conduct. – Any intentional or knowing touching, fondling, or  
14 sexual penetration by a person, either directly or through clothing, of  
15 the sexual organs, anus, or breast of another, whether an adult or a  
16 minor, for the purpose of sexual gratification or arousal. For purposes  
17 of this subdivision, the term shall include the transfer or transmission  
18 of semen.
- 19 (5) Repealed by Session Laws 2004-199, s. 50, effective August 17, 2004.
- 20 (6) Stalking. – ~~Following on more than one occasion~~On more than one  
21 occasion, following or otherwise harassing, as defined in  
22 G.S. 14-277.3(c), another person without legal purpose with the intent  
23 to do any of the following:
- 24 a. Place the person in reasonable fear either for the person's safety  
25 or the safety of the person's immediate family or close personal  
26 associates.

- 1                    b.     Cause that person to suffer substantial emotional distress by  
2                            placing that person in fear of death, bodily injury, or continued  
3                            harassment and that in fact causes that person substantial  
4                            emotional distress.
- 5                    (7)    Unlawful conduct. – The commission of one or more of the following  
6                            acts by a person 16 years of age or older upon a person, but does not  
7                            include acts of self-defense or defense of others:  
8                            a.     Nonconsensual sexual conduct, including single incidences of  
9                            nonconsensual sexual conduct.  
10                            b.     Stalking.
- 11                    (8)    Victim. – A person against whom an act of unlawful conduct has been  
12                            committed by another person not involved in a personal relationship  
13                            with the person as defined in G.S. 50B-1(b)."  
14                    **SECTION 2.** This act is effective when it becomes law.