

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 759

Short Title: Eliz. City/No loitering for drugs.

(Local)

Sponsors: Representatives James and R. Thompson.

Referred to: Judiciary III.

April 6, 1993

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT LOITERING FOR THE PURPOSE OF ENGAGING IN UNLAWFUL DRUG-RELATED ACTIVITIES IN ELIZABETH CITY.

The General Assembly of North Carolina enacts:

Section 1. Article 52 of Chapter 14 of the General Statutes is amended by adding a new section to read:

**"§ 14-401.15. Loitering for the purpose of engaging in unlawful drug-related activities.**

(a) For purposes of this section, 'public place' means any street, sidewalk, bridge, alley, alleyway, plaza, park, driveway, parking lot, transportation facility; or a doorway or entrance way to any building which fronts on any of these places; or a motor vehicle in or on any of these places; or any property owned by the City of Elizabeth City.

(b) It is unlawful for a person to remain or wander about in a public place and to do any of the following for the purpose of violating any provision of Article 5 of Chapter 90 of the General Statutes:

(1) Repeatedly beckon to, stop or attempt to stop passersby, or repeatedly attempt to engage passersby in conversation;

(2) Repeatedly stop or attempt to stop motor vehicles;

(3) Repeatedly interfere with the free passage of other persons; or

(4) Repeatedly pass to or receive from passersby, whether on foot or in a vehicle, money or objects.

(c) A violation of this section is a misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00), imprisonment for not more than 30 days, or both."

1           Sec. 2. The provisions of this act are severable. If any provision of this act is  
2 held invalid by a court of competent jurisdiction, the invalidity does not affect other  
3 provisions of the act that can be given effect without the invalid provision.

4           Sec. 3. This act applies only to the City of Elizabeth City.

5           Sec. 4. This act becomes effective October 1, 1993, and applies to offenses  
6 occurring on or after that date.