

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 817

Short Title: Gun Sale Legal w/Concealed Handgun Permit. (Public)

Sponsors: Representatives Hilton, Sexton (Primary Sponsors); Barnhart, Blackwood, Bowie, Capps, Crawford, Creech, Culp, Daughtry, Decker, Eddins, Ellis, Fox, Frye, Gibson, Gillespie, Gorman, Gulley, Holliman, Holmes, Justus, Lewis, McGee, McHenry, McMahan, Mitchell, Nye, Pate, Ray, Rayfield, Sauls, Setzer, Starnes, Stiller, Walker, West, K. Williams, C. Wilson, G. Wilson, Wood, and Yongue.

Referred to: Judiciary III.

April 1, 2003

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A PISTOL MAY BE PURCHASED BY A PERSON WHO HAS A CONCEALED HANDGUN PERMIT WITHOUT OBTAINING AN ADDITIONAL PERMIT TO PURCHASE A HANDGUN.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-402 reads as rewritten:

"§ 14-402. Sale of certain weapons without permit forbidden.

(a) It ~~shall be~~ is unlawful for any person, firm, or corporation in this State to sell, give away, or transfer, or to purchase or receive, at any place within this State from any other place within or without the State any pistol or crossbow ~~unless a~~ unless: (i) a license or permit therefor has is first been obtained under this Article by the purchaser or receiver from the sheriff of the county in which ~~that~~ the purchaser or receiver resides-resides; or (ii) a valid North Carolina concealed handgun permit is first obtained under Article 54B of the General Statutes by the purchaser or receiver who must be a resident of the State at the time of the purchase.

It ~~shall be~~ is unlawful for any person or persons to receive from any postmaster, postal clerk, employee in the parcel post department, rural mail carrier, express agent or employee, railroad agent or employee within the State of North Carolina any pistol or crossbow without having in his or their possession and without exhibiting at the time of the delivery of the same and to the person delivering the same the permit from the sheriff as provided in G.S. 14-403. Any person violating the provisions of this section ~~shall be~~ is guilty of a Class 2 misdemeanor.

(b) This section does not apply to an antique firearm or an historic edged weapon.

- 1 (c) The following definitions apply in this section:
2 (1) Antique firearm. – Defined in G.S. 14-409.11.
3 (2) Bolt. – A projectile made to be discharged from a crossbow. The bolt
4 differs from an arrow in that the bolt is heavier and shorter than an
5 arrow.
6 (3) Crossbow. – A mechanical device consisting of, but not limited to,
7 strings, cables, and prods transversely mounted on either a shoulder or
8 hand-held stock. This devise [device] is mechanically held at full or
9 partial draw and released by a trigger or similar mechanism which is
10 incorporated into a stock or handle. When operated, the crossbow
11 discharges a projectile known as a bolt.
12 (4) Historic edged weapon. – Defined in G.S. 14-409.12."
13 **SECTION 2.** This act is effective when it becomes law.