

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 902

Short Title: Amend Stalking Law.

(Public)

Sponsors: Representatives Morris; Adams, Alexander, Beall, Black, Bowie, Boyd-McIntyre, Clary, Daughtry, Davis, Esposito, Gardner, Gulley, Howard, Insko, Jeffus, Moore, Neely, Nichols, Rayfield, Sexton, Sherrill, Shubert, Starnes, Watson, and C. Wilson.

Referred to: Judiciary I.

April 9, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CRIMINAL OFFENSE OF STALKING.
3 The General Assembly of North Carolina enacts:

4 Section 1. G.S. 14-277.3 reads as rewritten:

5 "**§ 14-277.3. Stalking.**

6 (a) Offense. – A person commits the offense of stalking if the person willfully on
7 more than one occasion follows or is in the presence of another person without legal
8 ~~purpose; purpose and~~

9 (1) ~~With~~with the intent to cause emotional distress by placing that person in
10 reasonable fear of death or bodily ~~injury; injury.~~

11 (2) ~~After reasonable warning or request to desist by or on behalf of the~~
12 ~~other person; and~~

13 (3) ~~The acts constitute a pattern of conduct over a period of time evidencing~~
14 ~~a continuity of purpose.~~

15 (b) Classification. – A violation of this section is a ~~Class 2~~Class 1 misdemeanor.
16 A person who commits the offense of stalking when there is a court order in effect
17 prohibiting similar behavior is guilty of a ~~Class 1~~Class A1 misdemeanor. A second or

- 1 subsequent conviction for stalking occurring within five years of a prior conviction of the
2 same defendant is punishable as a Class I felony."
3 Section 2. This act becomes effective December 1, 1997, and applies to
4 offenses committed on or after that date.