

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE DRS35085-MA-155 (02/21)

Short Title: Clarify Nuisance Abatement Laws.

(Public)

Sponsors: Senator Hartsell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE NUISANCE ABATEMENT LAWS.

3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** G.S. 19-1(a) reads as rewritten:

5 "(a) The erection, establishment, continuance, maintenance, use, ownership or leasing of
6 any building or place ~~for the purpose wherein or whereon repeated acts~~ of assignation,
7 prostitution, gambling, illegal possession or sale of alcoholic beverages, illegal possession or
8 sale of controlled substances as defined in the North Carolina Controlled Substances Act, or
9 illegal possession or sale of obscene or lewd matter, as defined in this Chapter, shall constitute
10 a nuisance."

11 **SECTION 2.** G.S. 19-1.2(6) reads as rewritten:

12 "(6) Every place ~~which, as a regular course of business, is used for the purposes~~
13 wherein or whereon repeated acts of lewdness, assignation, gambling, the
14 illegal possession or sale of alcoholic beverages, the illegal possession or
15 sale of controlled substances as defined in the North Carolina Controlled
16 Substances Act, or prostitution, and every such place in or upon which acts
17 of lewdness, assignation, gambling, the illegal possession or sale of
18 alcoholic beverages, the illegal possession or sale of controlled substances as
19 defined in the North Carolina Controlled Substances Act, or prostitution, are
20 held or occur."

21 **SECTION 3.** This act becomes effective August 1, 2011, and applies to offenses
22 committed or nuisances occurring on or after that date.



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