# **GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2019**

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## HOUSE BILL DRH30576-MLa-158

Short Title:	Permit Req'd/Assault Weapon & Long Gun.		
Sponsors:	Representative Clark.		
Referred to:			
	A BILL TO BE ENTITLED		

### 2 AN ACT TO REOUIRE A PERMIT FOR THE PURCHASE OF AN ASSAULT WEAPON OR 3 LONG GUN.

4 The General Assembly of North Carolina enacts:

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

## 6 "§ 14-402. Sale of certain weapons without permit forbidden.

7 (a) It is unlawful for any person, firm, or corporation in this State to sell, give away, or 8 transfer, or to purchase or receive, at any place within this State from any other place within or 9 without the State any pistol pistol, assault weapon, or long gun unless: (i) a license or permit is first obtained under this Article by the purchaser or receiver from the sheriff of the county in 10 11 which the purchaser or receiver resides; or (ii) a valid North Carolina concealed handgun permit 12 is held under Article 54B of this Chapter by the purchaser or receiver who must be a resident of the State at the time of the purchase. 13

14 It is unlawful for any person or persons to receive from any postmaster, postal clerk, 15 employee in the parcel post department, rural mail carrier, express agent or employee, railroad 16 agent or employee within the State of North Carolina any pistol pistol, assault weapon, or long 17 gun 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 18 G.S. 14-403. Any person violating the provisions of this section is guilty of a Class 2 19 20 misdemeanor.

- 21 This section does not apply to an antique firearm or an historic edged weapon. (b)
- 22 (c) The following definitions apply in this Article: 23
  - Antique firearm. Defined in G.S. 14-409.11. (1)
- 24 25

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- Assault weapon. The term includes all of the following: (1a)Any selective-fire firearm capable of semiautomatic or burst fire at the a. option of the user. The term also includes all of the following
- 26 semiautomatic firearms: 27 28 Algimec Agmi. 1. Armalite AR-180. 29 <u>2.</u> 30 <u>3.</u> Australian Automatic Arms SAP Pistol. <u>4.</u> 31 Auto-Ordnance Thompson type. <u>5.</u> Avtomat Kalashnikov AK-47 type. 32 <u>6.</u> Barrett Light-Fifty model 82A1. 33 7. 34 Beretta AR-70. 35 8. Bushmaster Auto Rifle and Auto Pistol.
  - Calico models M-900, M-950, and 100-P. 9.



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1	<u>10.</u>	Chartered Industries of Singapore SR-88.	
2	<u> </u>	Colt AR-15 and Sporter.	
3	12.	Daewoo K-1, K-2, Max-1, and Max-2.	
4	<u> </u>	Encom MK-IV, MP-9, and MP-45.	
5	<u>14.</u>	Fabrique Nationale FN/FAL, FN/LAR, and FN	N/FNC.
6	<u>15.</u>	FAMAS MAS 223.	
7	<u>16.</u>	Feather AT-9 and Mini-AT.	
8	<u>17.</u>	Federal XC-900 and XC-450.	
9	<u>18.</u>	Franchi SPAS-12 and LAW-12.	
10	<u>19.</u>	Galil AR and ARM.	
11	20.	Goncz High-Tech Carbine and High-Tech Lor	ng Pistol.
12	21.	Heckler & Koch HK-91, HK-93, HK-94, and	-
13	22.	Holmes MP-83.	
14	23.	MAC-10, MAC-11, and MAC-11 Carbine typ	<u>e.</u>
15	<u>24.</u>	Intratec TEC-9 and Scorpion.	
16	25.	Iver Johnson Enforcer model 3000.	
17	<u>26.</u>	Ruger Mini-14/5F folding stock model.	
18	<u>27.</u>	Scarab Skorpion.	
19	<u>28.</u>	SIG 57 AMT and 500 series.	
20	<u>29.</u>	Spectre Auto Carbine and Auto Pistol.	
21	<u>30.</u>	Springfield Armory BM59, SAR-48, and G-3.	
22	<u>31.</u>	Sterling MK-6 and MK-7.	
23	<u>32.</u>	<u>Steyr AUG.</u>	
24	<u>33.</u>	Street Sweeper and Striker 12 revolving cylind	ler shotguns.
25	<u>34.</u>	<u>USAS-12.</u>	
26	<u>35.</u>	UZI Carbine, Mini-Carbine, and Pistol.	
27	<u>36.</u>	Weaver Arms Nighthawk.	
28	<u>37.</u>	Wilkinson "Linda" Pistol.	
29		f the following semiautomatic centerfire rifle	es, or copies or
30	duplic	cates with the capability of the rifles:	
31	<u>1.</u>	AK-47. AK-74. AK-74. AKS-74U. ARM. MAADI AK47. MAK90. MISR. NHM90 and NHM91. Norinco 56, 565, 845, and 865	
32	<u>2.</u>	<u>AK-74.</u>	
33	<u>3.</u>	<u>AKM.</u>	
34	$\frac{4}{5}$	<u>AKS-74U.</u>	
35	<u>5.</u>	ARM.	
36	<u>6.</u> 7	MAADI AK47.	
37	<u>/.</u>	MAK90.	
38	<u>8.</u>	MISK.	
39 40	<u>9.</u> 10	<u>NHM90 and NHM91.</u>	
40 41	<u>10.</u>	Normeo 30, 305, 645, and 805.	
41 42	<u>11.</u>	Poly Technologies AKS and AK47. SA 85.	
42 43	<u>12.</u> <u>13.</u>	<u>SA 65.</u> SA 93.	
43 44	<u>13.</u> <u>14.</u>	<u>VEPR.</u>	
44 45	<u>14.</u> <u>15.</u>	WASR-10.	
46	<u>15.</u> <u>16.</u>	WUM.	
40 47	<u>10.</u> <u>17.</u>	Rock River Arms LAR-47.	
48	<u>17.</u> <u>18.</u>	Vector Arms AK-47.	
49	<u>10.</u> 19.	<u>AR-10.</u>	
<del>4</del> ) 50	<u>19.</u> 20.	<u>AR-10.</u> AR-15.	
50	<u>20.</u>	<u>111 10.</u>	

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		21.	Bushmaster Carbon 15, Bushmaster XM15, Bushmaster ACR
			Rifles, and Bushmaster MOE Rifles.
		22.	Colt Match Target Rifles.
		<u>23.</u>	Armalite M15.
		<u>24.</u>	Olympic Arms AR-15, A1, CAR, PCR, K3B, K30R, K16,
		<u>2</u>	K48, K8, and K9 Rifles.
		<u>25.</u>	DPMS Tactical Rifles.
		<u>26.</u>	Smith and Wesson M&P15 Rifles.
		27.	Rock River Arms LAR-15.
		28.	Doublestar AR Rifles.
		29.	Barrett REC7.
		30.	Beretta Storm.
		31.	Calico Liberty 50, 50 Tactical, 100, 100 Tactical, I, I Tactical,
			II, and II Tactical Rifles.
		32.	Hi-Point Carbine Rifles.
		33.	HK-PSG-1.
		34.	Kel-Tec Sub-2000, SU Rifles, and RFB.
		<u>35.</u>	Remington Tactical Rifle Model 7615.
		<u>36.</u>	SAR-8, SAR-4800, and SR9.
		<u>37.</u>	<u>SLG 95.</u>
		<u>38.</u>	<u>SLR 95 and 96.</u>
		<u>39.</u>	TNW M230 and M2HB.
		<u>40.</u>	Vector Arms UZI.
		<u>41.</u> <u>42.</u>	Galil and Galil Sporter.
			Daewoo AR 100 and AR 110C.
		<u>43.</u>	Fabrique Nationale/FN 308 Match and L1A1 Sporter.
		<u>44.</u>	<u>HK USC.</u>
		<u>45.</u>	<u>IZHMASH Saiga AK.</u>
		<u>46.</u>	SIG Sauer 551-A1, 556, 516, 716, and M400 Rifles.
		<u>47.</u>	Valmet M62S, M71S, and M78S.
		<u>48.</u>	Wilkinson Arms Linda Carbine.
		<u>49.</u>	Barrett M107A1.
	<u>C.</u>		f the following semiautomatic centerfire pistols, or copies or
			cates with the capability of the pistols:
		$\frac{1}{2}$	Centurion 39 AK.
		$\frac{2}{2}$	Draco AK-47.
		<u>3.</u> 4	HCR AK-47.
		<u>4.</u> 5	IO Inc. Hellpup AK-47.
		<u>5.</u> 6	<u>Mini-Draco AK-47.</u> Yugo Krebs Krink.
		<u>0.</u> 7	American Spirit AR-15.
		<u>/.</u> 8	Bushmaster Carbon 15.
		<u>1.</u> <u>2.</u> <u>3.</u> <u>4.</u> <u>5.</u> <u>6.</u> <u>7.</u> <u>8.</u> <u>9.</u>	Doublestar Corporation AR.
		<u>).</u> <u>10.</u>	DPMS AR-15.
		<u>10.</u> 11.	Olympic Arms AR-15.
		$\frac{11.}{12.}$	Rock River Arms LAR 15.
		$\frac{12.}{13.}$	<u>Calico Liberty III and III Tactical Pistols.</u>
		$\frac{13.}{14.}$	Masterpiece Arms MPA Pistols and Velocity Arms VMA
		<u>+ 1+</u>	Pistols.
		15.	Intratec TEC-DC9 and AB-10.
		16.	Colefire Magnum.

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1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4 5 6 7 8 9 0 0 1 2 3 4 5 6 7 8 9 0 0 1 1 2 3 4 5 6 7 8 9 0 0 1 1 2 3 4 5 6 7 8 9 0 0 1 1 2 3 4 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 0 0 1 1 2 3 4 5 5 6 7 8 9 00 1 1 2 3 4 5 5 6 7 8 9 00 1 1 2 3 4 5 5 6 7 8 9 00 1 1 2 3 3 4 5 5 6 7 8 9 00 1 1 2 3 3 4 5 5 6 7 8 9 9 0 1 1 2 3 4 5 5 6 7 8 9 9 0 1 1 2 3 4 5 5 6 7 8 9 9 0 1 1 2 3 4 5 5 5 8 9 0 1 1 2 3 3 4 5 5 5 6 7 8 9 9 0 1 1 2 3 5 8 9 9 0 1 1 2 3 4 5 5 5 8 9 0 1 1 2 3 5 5 7 8 9 9 0 1 1 2 3 5 8 9 9 0 1 1 2 3 5 8 9 9 0 1 1 2 3 1 8 9 9 0 1 1 2 3 5 8 9 9 0 1 1 2 3 5 8 9 9 0 1 1 2 3 1 1 2 3 1 2 3 1 2 3 1 1 2 3 1 2 3 1 2 3 1 2 3 1 2 3 1 2 3 1 2 3 1 2 3 1 2 3 1 1 2 3 1 2 3 1 2 3 1 1 1 2 3 1 1 2 3 1 2 1 1 2 3 1 1 2 3 1 2 3 1 2 3 1 2 2 3 3 2 3 2	al Assembly Of N d. e.	<u>17.</u> <u>18.</u> <u>19.</u> <u>20.</u> <u>21.</u> <u>22.</u> <u>All IZ</u> <u>capab</u>	Germ DSA I.O. I Kel-7 Sig S Thon CHMAS ility of miauto A ser a deta I. II. IV. V. A ser with A ser less t A se	an Sport 522 PK and Chiappa Fir SA58 PKP FAL. inc. PPS-43C. Fee PLR 16 Pistol. auer P516 and P556 Pistols. inpson TA5 Pistols. SH Saiga 12 Shotguns, or copies the shotguns. matic firearms that meet any of th niautomatic, centerfire rifle that h achable magazine and has at least A folding or telescoping stock. Any grip of the weapon, incl thumbhole stock, or any other s would allow an individual to gri in any finger on the trigger h trigger finger being directly be action of the weapon when firin A forward pistol grip. A flash suppressor. A grenade launcher or flare laun miautomatic, centerfire rifle that the ability to accept more than 10 niautomatic, centerfire rifle that h han 30 inches. emiautomatic pistol that has ar	earms Mfour-22. or duplicates with the e following criteria: has the ability to accept one of the following: duding a pistol grip, a stock, the use of which p the weapon, resulting and in addition to the low any portion of the true. has a fixed magazine rounds. has an overall length of n ability to accept a
7 8 9 0 1 2		_		hable magazine and has at least or An ability to accept a detachable that attaches at some location or A threaded barrel capable suppressor, forward pistol grip, A shroud that is attached to, or	ne of the following: e ammunition magazine atside of the pistol grip. of accepting a flash or silencer.
3 4 5 6		_	<u>IV.</u>	encircles, the barrel and that per the firearm without being burn encloses the barrel. <u>A second hand grip.</u>	rmits the shooter to fire red, except a slide that
7 8 9		<u>5.</u> <u>6.</u>	<u>abilit</u> <u>A ser</u>	miautomatic pistol with a fixed y to accept more than 10 rounds. niautomatic shotgun that has both	-
0 1 2 3			<u>I.</u> <u>II.</u>	A folding or telescoping stock. Any grip of the weapon, incl thumbhole stock, or any other s would allow an individual to gri	stock, the use of which
4 5 6		_		in any finger on the trigger h trigger finger being directly be action of the weapon when firin	and in addition to the low any portion of the ag.
7 8 9		<u>7.</u> . <u>8.</u>	<u>detac</u> <u>A sho</u>	miautomatic shotgun that has the hable magazine.	he ability to accept a
0	(4) Histor	ric edge	d weap	oon. – Defined in G.S. 14-409.12.	

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	otgun or rifle that is not considered an antique firearm or those terms are defined under this section."
	; form of permit; expiration of permit.
•	s of this State shall issue to any person, firm, or corporation
in any county a permit to purchase of	r receive any weapon mentioned in this Article from any to sell or dispose of the weapon. The permit shall expire
five years from the date of issuance.	The permit shall be a standard form created by the State n with the North Carolina Sheriffs' Association, shall be of
the ability to counterfeit or replicate t	l be designed with security features intended to minimize he permit and shall be set forth as follows:
North Carolina,	
County.	
background check of the applicant,	inty, do hereby certify that I have conducted a criminal whose place of residence is in
information to indicate that it would	County, North Carolina, and have received no be a violation of State or federal law for the applicant to
her (or) their good moral character.	a handgun. The applicant has further satisfied me as to his, Therefore, a permit is issued to to purchase one
	ne long gun from any person, firm or corporation authorized
to dispose of the same.	
This permit expires five years fro	n its date of issuance.
This,	
	Sheriff.
The standard permit created by th	is section shall be used statewide by the sheriffs of any and
1	riff, shall also contain an embossed seal unique to the office
of the issuing sheriff."	
<b>SECTION 3.</b> G.S. 14-40	4(c)(1) reads as rewritten:
	an indictment or information for or has been convicted in
any state, or in any	court of the United States, of a felony (other than an offense
	ust violations, unfair trade practices, or restraints of trade).
· · ·	who has been convicted of a felony in a court of any state
· · ·	United States and (i) who is later pardoned, or (ii) whose
	ve been restored pursuant to G.S. 14-415.4, may obtain a
	ase or receipt of a pistol pistol, assault weapon, or long gun
	Article does not violate a condition of the pardon or
restoration of firea	-
	8.1(a)(2) reads as rewritten:
	dgun, assault weapon, shotgun, or rifle which expels a
projectile by action	
	ppropriated from the General Fund to the Department of
	dollars (\$10,000) in nonrecurring funds for the 2020-2021
	in implementing the provisions of this act.
•	5 and 6 of this act become effective July 1, 2020. The
remainder of this act becomes effecti	ve December 1, 2020, and applies to the sale, giving away,
transfer, purchase, or receiving of a p	istol, assault weapon, or long gun on or after that date.