

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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SENATE BILL DRS45399-MLa-159

Short Title: Misd. Domestic Violence/Prohibit Firearms.

(Public)

Sponsors: Senator Chaudhuri (Primary Sponsor).

Referred to:

A BILL TO BE ENTITLED
AN ACT TO PROHIBIT A PERSON CONVICTED OF A MISDEMEANOR CRIME OF
DOMESTIC VIOLENCE OFFENSE FROM PURCHASING OR POSSESSING A
FIREARM AND TO APPROPRIATE FUNDS TO THE DEPARTMENT OF PUBLIC
SAFETY TO USE TO MAKE THE PUBLIC AWARE OF THIS PROHIBITION.

The General Assembly of North Carolina enacts:

SECTION 1. Article 35 of Chapter 14 of the General Statutes is amended by adding
a new section to read:

**"§ 14-269.9. Purchase or possession of firearms by person convicted of misdemeanor crime
of domestic violence.**

(a) Offense. – It is unlawful for a person to possess, purchase, or receive or attempt to
possess, purchase, or receive a firearm, as defined in G.S. 14-409.39, machine gun, ammunition,
or permits to purchase or carry concealed firearms if the person has been adjudicated guilty of or
received a prayer for judgment continued or suspended sentence for an offense (i) under
G.S. 14-32.5 or (ii) in another state that, if committed in this State, is substantially similar to an
offense under G.S. 14-32.5.

(b) Punishment. – A person violating the provisions of this section is guilty of a Class A1
misdemeanor."

SECTION 2. Prosecutions for offenses committed before the effective date of this
act are not abated or affected by this act, and the statutes that would be applicable but for this act
remain applicable to those prosecutions.

SECTION 3. There is appropriated from the General Fund to the Department of
Public Safety the sum of one hundred thousand dollars (\$100,000) in nonrecurring funds for the
2024-2025 fiscal year to be used to disseminate information to the public about the prohibition
set forth in Section 1 of this act on the purchase or possession of firearms by persons convicted
of a misdemeanor crime of domestic violence. The funds appropriated in this section shall not
revert and shall not be used until Section 1 of this act becomes effective.

SECTION 4. Section 1 of this act (i) becomes effective on the thirtieth day after the
date of the issuance of a United States Supreme Court decision in United States v. Rahimi
providing that domestic violence firearm restrictions are constitutional and (ii) applies to offenses
committed on or after that date. Section 3 of this act becomes effective July 1, 2024. The
remainder of this act is effective when it becomes law.



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