

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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SENATE DRS55169-LH-132 (03/08)

Short Title: Repeal Crossbow Purchase Permit Requirement.

(Public)

Sponsors: Senators Brock, East, and Newton (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO REPEAL THE REQUIREMENT THAT A PERSON OBTAIN A PERMIT TO  
3 RECEIVE, SELL, PURCHASE, OR OTHERWISE TRANSFER A CROSSBOW.

4 The General Assembly of North Carolina enacts:

5 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 ~~or crossbow~~ unless: (i) a license or permit is first obtained under  
10 this Article by the purchaser or receiver from the sheriff of the county in which the purchaser or  
11 receiver resides; or (ii) a valid North Carolina concealed handgun permit is held under Article  
12 54B of this Chapter by the purchaser or receiver who must be a resident of the State at the time  
13 of the purchase.

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 ~~or crossbow~~ without having in  
17 his or their possession and without exhibiting at the time of the delivery of the same and to the  
18 person delivering the same the permit from the sheriff as provided in G.S. 14-403. Any person  
19 violating the provisions of this section is guilty of a Class 2 misdemeanor.

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

21 (c) The following definitions apply in this Article:

22 (1) Antique firearm. – Defined in G.S. 14-409.11.

23 (2) Bolt. ~~A projectile made to be discharged from a crossbow. The bolt differs~~  
24 ~~from an arrow in that the bolt is heavier and shorter than an arrow.~~

25 (3) Crossbow. ~~A mechanical device consisting of, but not limited to, strings,~~  
26 ~~eables, and prods transversely mounted on either a shoulder or hand-held~~  
27 ~~stock. This device is mechanically held at full or partial draw and released~~  
28 ~~by a trigger or similar mechanism that is incorporated into a stock or handle.~~  
29 ~~When operated, the crossbow discharges a projectile known as a bolt.~~

30 (4) Historic edged weapon. – Defined in G.S. 14-409.12.

31 (5) Manufacturer of crossbows. ~~A corporation that manufactures or produces~~  
32 ~~crossbows.~~

33 (6) Retail dealer of crossbows. ~~A corporation that sells crossbows to the~~  
34 ~~ultimate consumer of the product.~~



1           ~~(7) Wholesale dealer of crossbows.—A corporation that acquires crossbows for~~  
2           ~~sale to another wholesale dealer of crossbows or to a retail dealer of~~  
3           ~~crossbows."~~

4           **SECTION 2.** G.S. 14-404(c)(1) reads as rewritten:

5           "(c) A permit may not be issued to the following persons:

6           (1) One who is under an indictment or information for or has been convicted in  
7           any state, or in any court of the United States, of a felony (other than an  
8           offense pertaining to antitrust violations, unfair trade practices, or restraints  
9           of trade). However, a person who has been convicted of a felony in a court  
10          of any state or in a court of the United States and (i) who is later pardoned,  
11          or (ii) whose firearms rights have been restored pursuant to G.S. 14-415.4,  
12          may obtain a permit, if the purchase or receipt of a pistol ~~or crossbow~~  
13          permitted in this Article does not violate a condition of the pardon or  
14          restoration of firearms rights."

15          **SECTION 3.** G.S. 14-406(b) is repealed.

16          **SECTION 4.** G.S. 14-406.1 is repealed.

17          **SECTION 5.** This act is effective when it becomes law.