

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023**

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SENATE BILL 246

Short Title: Property Owners Protection Act. (Public)

Sponsors: Senators Britt and Perry (Primary Sponsors).

Referred to: Rules and Operations of the Senate

March 9, 2023

A BILL TO BE ENTITLED
AN ACT TO AMEND WHAT CONSTITUTES THE CRIME OF FIRST DEGREE TRESPASS
TO INCLUDE ENTERING OR REMAINING ON THE PREMISES OF ANOTHER
BETWEEN THE HOURS OF MIDNIGHT AND 6:00 A.M.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-159.12(a) reads as rewritten:

"(a) Offense. – A person commits the offense of first degree trespass if, without authorization, ~~he enters or remains:~~the person does any of the following:

- (1) ~~On~~Enters or remains on the premises of another so enclosed or secured as to demonstrate clearly an intent to keep out ~~intruders;~~intruders.
- (2) ~~In~~Enters or remains in a building of ~~another;~~ or another.
- (3) ~~On~~Enters or remains on the lands of the Eastern Band of Cherokee Indians after the person has been excluded by a resolution passed by the Eastern Band of Cherokee Indian Tribal Council.
- (4) Enters or remains on the premises of another between the hours of midnight and 6:00 A.M."

SECTION 2. This act becomes effective December 1, 2023, and applies to offenses committed on or after that date.

