

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021

H.B. 134  
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH40093-ML-62

Short Title: 2nd Amendment Protection Act. (Public)

Sponsors: Representatives McNeely, Saine, Adams, and Carter (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE THAT A PERSON WHO HAS A CONCEALED CARRY HANDGUN  
3 PERMIT MAY CARRY A HANDGUN ON EDUCATIONAL PROPERTY THAT IS THE  
4 LOCATION OF BOTH A SCHOOL AND A PLACE OF RELIGIOUS WORSHIP AND TO  
5 ENACT THE 2ND AMENDMENT PROTECTION ACT OF 2021.

6 The General Assembly of North Carolina enacts:

7  
8 **PART I. ALLOW HANDGUNS ON RELIGIOUS PROPERTY WITH A SCHOOL**

9 **SECTION 1.(a)** G.S. 14-269.2 is amended by adding a new subsection to read:

10 "(k1) The provisions of this section shall not apply to a person who has a concealed handgun  
11 permit that is valid under Article 54B of this Chapter, or who is exempt from obtaining a permit  
12 pursuant to that Article, when all of the following conditions are met:

13 (1) The person possesses and carries a handgun on educational property that is a  
14 nonpublic school authorized by Part 1 of Article 39 of Chapter 115C of the  
15 General Statutes.

16 (2) The educational property is the location of both a school and a building that is  
17 a place of religious worship, as defined in G.S. 14-54.1.

18 (3) The weapon is a handgun.

19 (4) The handgun is only possessed and carried on educational property outside of  
20 the nonpublic school's operating hours. A nonpublic school's operating hours  
21 are any time when curricular or extracurricular activities are taking place on  
22 the premises and any time when the premises are being used for  
23 school-sponsored activities.

24 (5) The person or persons in legal possession or control of the premises have not  
25 posted a conspicuous notice prohibiting the carrying of a concealed handgun  
26 on the premises in accordance with G.S. 14-415.11(c)."

27 **SECTION 1.(b)** This Part becomes effective December 1, 2021, and applies to  
28 offenses committed on or after that date.

29  
30 **PART II. CONCEALED HANDGUN PERMIT LAPSE**

31 **SECTION 2.(a)** G.S. 14-415.16(e) reads as rewritten:

32 "(e) If the permittee does not apply to renew the permit prior to its expiration date, but  
33 does apply to renew the permit ~~within no more than~~ 60 days after the permit expires, the sheriff  
34 ~~may~~ shall waive the requirement of taking another firearms safety and training course. If the  
35 permittee applies to renew the permit more than 60 days after the permit expires, but no more  
36 than 180 days after the permit expires, the sheriff shall waive the requirement of taking another



1 firearms and safety training course if the permittee (i) completes a refresher course on the laws  
2 governing the use or carry of firearms in this State that is certified or sponsored by at least one  
3 of the entities listed in G.S. 14-415.12(a)(4) and (ii) submits documentation to the sheriff  
4 confirming the permittee completed the refresher course. This subsection does not extend the  
5 expiration date of the permit."

6 **SECTION 2.(b)** This Part becomes effective October 1, 2021, and applies to renewal  
7 applications submitted on or after that date.

### 8 9 **PART III. CONCEALED CARRY FOR CERTAIN LAW ENFORCEMENT FACILITY** 10 **EMPLOYEES**

11 **SECTION 3.(a)** G.S. 14-415.27 reads as rewritten:

12 "**§ 14-415.27. Expanded permit scope for certain persons.**

13 Notwithstanding G.S. 14-415.11(c), any of the following persons who has a concealed  
14 handgun permit issued pursuant to this Article or that is considered valid under G.S. 14-415.24  
15 is not subject to the area prohibitions set out in G.S. 14-415.11(c) and may carry a concealed  
16 handgun in the areas listed in G.S. 14-415.11(c) unless otherwise prohibited by federal law:

17 ...

18 (10) For only a law enforcement facility covered under G.S. 14-415.11(c)(5), a  
19 person employed by a law enforcement agency who (i) is not a law  
20 enforcement officer sworn and certified pursuant to Article 1 of Chapter 17C  
21 or 17E of the General Statutes, (ii) has been designated in writing by the head  
22 of the law enforcement agency in charge of the facility, (iii) has in the person's  
23 possession written proof of the designation, and (iv) has not had the  
24 designation rescinded by the head of the law enforcement agency in charge of  
25 the facility. Nothing in this subdivision shall be construed as prohibiting the  
26 head of the law enforcement agency in charge of a facility from rescinding  
27 any written designation described in this subdivision."

28 **SECTION 3.(b)** This Part becomes effective July 1, 2021, and applies to offenses  
29 committed on or after that date.

### 30 31 **PART IV. CONCEALED CARRY FOR CERTAIN EMERGENCY MEDICAL** 32 **SERVICES PERSONNEL**

33 **SECTION 4.(a)** G.S. 14-269 reads as rewritten:

34 "**§ 14-269. Carrying concealed weapons.**

35 (a) It shall be unlawful for any person willfully and intentionally to carry concealed about  
36 his or her person any bowie knife, dirk, dagger, slung shot, loaded cane, metallic knuckles, razor,  
37 shuriken, stun gun, or other deadly weapon of like kind, except when the person is on the person's  
38 own premises.

39 ...

40 (b) This prohibition shall not apply to the following persons:

41 ...

42 (10) Emergency medical services personnel, as defined in G.S. 131E-155, while  
43 on duty, who are deployed as part of their official duties providing tactical  
44 medical assistance to law enforcement in an emergency situation, including a  
45 Special Weapons and Tactics (SWAT) operation. In order to qualify under  
46 this subdivision, emergency medical services personnel shall have completed  
47 an approved tactical medical assistance course for supporting tactical law  
48 enforcement operations. An approved course shall (i) include an element on  
49 firearms safety and training, (ii) include instruction in the laws of this State  
50 governing the use of deadly force, and (iii) require training and qualification  
51 on all weapons systems, both lethal and less than lethal, deemed necessary by

1 any law enforcement agency the emergency medical services personnel  
2 supports. For purposes of this subdivision, an approved course shall be any  
3 course which satisfies the requirements of this subdivision and is certified or  
4 sponsored by one or more of the following organizations:

5 a. The North Carolina Criminal Justice Education and Training  
6 Standards Commission.

7 b. The National Rifle Association.

8 c. A law enforcement agency, college, private or public institution or  
9 organization, or firearms training school, taught by instructors  
10 certified by the North Carolina Criminal Justice Education and  
11 Training Standards Commission or the National Rifle Association.

12 Every instructor of an approved course shall file a copy of the course  
13 description, outline, and proof of certification annually, or upon modification  
14 of the course if more frequently, with the North Carolina Criminal Justice  
15 Education and Training Standards Commission.

16 ...."

17 **SECTION 4.(b)** This Part becomes effective December 1, 2021, and applies to  
18 offenses committed on or after that date.

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20 **PART V. EFFECTIVE DATE**

21 **SECTION 5.** Except as otherwise provided, this act is effective when it becomes  
22 law.