AN ACT TO AMEND WHAT CONSTITUTES THE CRIME OF SECOND DEGREE TRESPASS TO INCLUDE ENTERING OR REMAINING ON THE CURTILAGE OF A DWELLING BETWEEN THE HOURS OF MIDNIGHT AND 6:00 A.M.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 14-159.13 reads as rewritten:

"§ 14-159.13. Second degree trespass.
  (a) Offense. – A person commits the offense of second degree trespass if, without authorization, he enters or remains on premises of another on any of the following:
    (1) After he has been notified not to enter or remain there by the owner, by a person in charge of the premises, by a lawful occupant, or by another authorized person; or
    (2) On premises that are posted, in a manner reasonably likely to come to the attention of intruders, with notice not to enter the premises.
    (3) On the curtilage of a dwelling of another between the hours of midnight and 6:00 A.M.
  (b) Classification. – Second degree trespass is a Class 3 misdemeanor. Penalties. – A violation of subdivision (a)(1) or (a)(2) of this section is a Class 3 misdemeanor. A violation of subdivision (a)(3) of this section is a Class 2 misdemeanor."

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

In the General Assembly read three times and ratified this the 26th day of June, 2023.

s/ Phil Berger
President Pro Tempore of the Senate

s/ Donna McDowell White
Presiding Officer of the House of Representatives

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Roy Cooper
Governor

Approved ___________m. this _____________ day of ___________________, 2023