

NORTH CAROLINA GENERAL ASSEMBLY
1969 SESSION

CHAPTER 1224
HOUSE BILL 1337

1 AN ACT TO REDUCE THE PUNISHMENT OF VARIOUS GENERAL MISDEMEANORS
2 CARRIED IN CHAPTER 14 OF THE GENERAL STATUTES OF NORTH CAROLINA
3 TO A PUNISHMENT OF FINE NOT TO EXCEED \$500, IMPRISONMENT FOR NOT
4 MORE THAN SIX MONTHS, OR BOTH.

5
6 The General Assembly of North Carolina do enact:

7
8 **Section 1.** The sections of the General Statutes of North Carolina listed below in
9 this Section are each amended by deleting the period at the end of the Section and by adding at
10 that point the following: "punishable by a fine not to exceed five hundred dollars (\$500.00),
11 imprisonment for not more than six (6) months, or both." This Section applies to G.S. 14-35,
12 14-47, 14-48, 14-113, 14-115, 14-133, 14-143, 14-144, 14-194, 14-199, 14-223, 14-224,
13 14-314, 14-319, 14-343, 14-345, 14-365, 14-380.1, 14-380.2, 14-383, and 14-431.

14 **Sec. 2.** The sections of the General Statutes of North Carolina listed below in this
15 Section are each amended by deleting the period at the end of the first sentence of the Section
16 and by adding at that point the following: "punishable by a fine not to exceed five hundred
17 dollars (\$500.00), imprisonment for not more than six (6) months, or both." This Section
18 applies to G.S. 14-112, 14-132, 14-164, and 14-360.

19 **Sec. 3.** The sections of the General Statutes of North Carolina listed below in this
20 Section are each amended by deleting at the end of the Section the punctuation and words
21 following the word "misdemeanor" and by adding in lieu thereof: "punishable by a fine not to
22 exceed five hundred dollars (\$500.00), imprisonment for not more than six (6) months, or
23 both." This Section applies to G.S. 14-82, 14-108, 14-109, 14-110, 14-111, 14-158, 14-163,
24 14-186, 14-225, 14-272, 14-273, 14-275, 14-281, 14-313, 14-361, 14-362, 14-368, 14-401.1,
25 14-415, and 14-422.

26 **Sec. 4.** The sections of the General Statutes of North Carolina listed below in this
27 Section are each amended by deleting at the end of the first sentence of the Section or
28 subsection in question the punctuation and words following the word "misdemeanor" and by
29 adding in lieu thereof: "punishable by a fine not to exceed five hundred dollars (\$500.00).
30 imprisonment for not more than six (6) months, or both." This Section applies to G.S. 14-40,
31 14-78.1, 14-111.1, 14-111.2, 14-114, 14-193, 14-346(b), 14-346.2, and 14-363.

32 **Sec. 5.** The sections of the General Statutes of North Carolina listed below in this
33 Section are each amended by deleting at the end of the last sentence of the Section the
34 punctuation and words following the word "misdemeanor" and by adding in lieu thereof:
35 "punishable by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more
36 than six (6) months, or both." This Section applies to G.S. 14-86, 14-118.3, 14-286, 14-287, 14-
37 393, 14-397, and 14-401.2.

38 **Sec. 6.** The sections of the General Statutes of North Carolina listed below in this
39 Section are each amended by deleting at the end of the Section or subsection in question the
40 words and punctuation following the word "misdemeanor" and by adding in lieu thereof:
41 "punishable by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more
42 than six (6) months, or both." This Section applies to G.S. 14-113.6, 14-227.3, 14-235,
43 14-284.1(e), 14-327, 14-353, 14-408, and 14-424.

1 **Sec. 7.** The sections of the General Statutes of North Carolina listed below in this
2 Section are each amended by deleting at the end of the first sentence of the Section or
3 subsection in question the words and punctuation following the word "misdemeanor" and by
4 adding in lieu thereof: "punishable by a fine not to exceed five hundred dollars (\$500.00),
5 imprisonment for not more than six (6) months, or both." This Section applies to
6 G.S. 14-118.2(b), 14-269, and 14-314.

7 **Sec. 8.** The sections of the General Statutes of North Carolina listed below in this
8 Section are each amended by deleting at the end of the last sentence of the Section the words
9 and punctuation following the word "misdemeanor" and by adding in lieu thereof: "punishable
10 by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more than six (6)
11 months, or both." This Section applies to G.S. 14-238, 14-344, 14-369, 14-386, 14-400,
12 14-401.3, 14-401.6 and 14-401.10.

13 **Sec. 9.** The sections of the General Statutes of North Carolina listed below in this
14 Section are each amended by adding a sentence at the end of the Section as follows: "Any
15 person violating any provision of this Section shall be punishable by a fine not to exceed five
16 hundred dollars (\$500.00), imprisonment for not more than six (6) months, or both." This
17 Section applies to G.S. 14-105, 14-157, 14-184, 14-190, 14-200, 14-270, 14-332, 14-348,
18 14-366, and 14-389.

19 **Sec. 10.** G.S. 14-107 is amended to delete the period at the end of the first sentence
20 of the third paragraph and to add: punishable by a fine not to exceed five hundred dollars
21 (\$500.00), imprisonment for not more than six (6) months, or both." It is intended that this
22 amendment be made to G.S. 14-407 as it appears in the 1967 Supplement to 1953 Recompiled
23 Volume 1B of the General Statutes, or to G.S. 14-107 as it may be rewritten by any general or
24 local legislation considered by the 1969 Session of the General Assembly, especially including
25 House Bill 888.

26 **Sec. 11.** G.S. 14-129.1 is amended by deleting the words "and shall be fined or
27 imprisoned in the discretion of the court" from the second sentence of that Section and by
28 adding in lieu thereof: "punishable by a fine not to exceed five hundred dollars (\$500.00),
29 imprisonment for not more than six (6) months, or both".

30 **Sec. 12.** G.S. 14-134 is amended by deleting the words and punctuation "and shall
31 be fined or imprisoned in the discretion of the court, or both such fine and imprisonment" from
32 the first sentence of that Section and by adding in lieu thereof: "punishable by a fine not to
33 exceed five hundred dollars (\$500.00), imprisonment for not more than six months, or both".

34 **Sec. 13.** G.S. 14-142 is amended by deleting the words and punctuation "be fined or
35 imprisoned, or both, at the discretion of the court." and by adding in lieu thereof: "be
36 punishable by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more
37 than six (6) months, or both."

38 **Sec. 14.** G.S. 14-160 as it appears in 1953 Recompiled Volume 1B of the General
39 Statutes is rewritten to read as follows:

40 **"Sec. 14-160. Wilful and wanton injury to personal property; punishments.** (a) If any
41 person shall wantonly and wilfully injure the personal property of another he shall be guilty of
42 a misdemeanor punishable by a fine not to exceed five hundred dollars (\$500.00),
43 imprisonment for not more than six (6) months or both.

44 "(b) Notwithstanding the provisions of subsection (a), if any person shall wantonly and
45 wilfully injure the personal property of another, causing damage in an amount in excess of two
46 hundred dollars (\$200.00), he shall be guilty of a misdemeanor punishable as provided in
47 Sec. 14-3(a).

48 "(c) This Section applies to injuries to personal property without regard to whether the
49 property is destroyed or not."

50 **Sec. 15.** Article 24 of Chapter 14 of the General Statutes is amended by deleting the
51 words and punctuation "and punished as hereinafter provided." from the end of G.S. 14-166,

1 14-167, and 14-168 and by adding in lieu thereof at the end of each section: "punishable by a
2 fine not to exceed five hundred dollars (\$500.00), imprisonment for not more than six months,
3 or both." Article 24 is further amended by deleting the word "Any" at the beginning of G.S. 14-
4 169 and by adding in lieu thereof: "Except as otherwise provided, any".

5 **Sec. 16.** G.S. 14-251 is amended to delete from the first sentence the punctuation
6 and words following the word "misdemeanor" and by adding in lieu thereof: "punishable by a
7 fine of not less than one hundred dollars (\$100.00) and not more than five hundred dollars
8 (\$500.00), imprisonment for not more than six (6) months, or both such fine and
9 imprisonment."

10 **Sec. 17.** G.S. 14-331 is amended by deleting from the second clause of the Section,
11 following the word "misdemeanor", the punctuation and words ", and upon conviction shall be
12 punished by fine or imprisonment in the discretion of the court" and by adding in lieu thereof:
13 "punishable by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more
14 than six (6) months, or both."

15 **Sec. 18.** G.S. 14-339 is amended by deleting the words and punctuation "punished
16 by imprisonment, at the discretion of the court, not to exceed twelve (12) months." from the
17 end of the Section and by adding at that point: "guilty of a misdemeanor punishable by a fine
18 not to exceed five hundred dollars (\$500.00), imprisonment for not more than six (6) months,
19 or both."

20 **Sec. 19.** G.S. 14-346.1 is amended to rewrite the second paragraph of the Section as
21 follows:

22 "Any person who violates any provision of this Section shall be guilty of a misdemeanor
23 punishable by a fine not exceeding five hundred dollars (\$500.00), imprisonment for not more
24 than six (6) months, or both."

25 **Sec. 20.** G.S. 14-401.5 as it appears in the 1967 Supplement to 1953 Recompiled
26 Volume 1B of the General Statutes is amended by deleting on line six of the Section the words
27 "one year" and by adding in lieu thereof the words "six (6) months".

28 **Sec. 21.** G.S. 14-336 is amended by deleting the words and punctuation "may be
29 fined or imprisoned, or both, in the discretion of the court:" from the proviso in the first
30 paragraph of that Section and by adding in lieu thereof: "shall be guilty of a misdemeanor
31 punishable by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more
32 than six (6) months, or both. The classes are:"

33 **Sec. 22.** G.S. 14-188 is amended by deleting the period at the end of the caption
34 and by adding in lieu thereof the punctuation and word "; punishment."; by designating the text
35 of the Section as it is presently carried in 1953 Recompiled Volume 1B of the General Statutes
36 as subsection (a); and by adding a new subsection (b) as follows:

37 "(b) On a prosecution in any court for keeping a disorderly house or a bawdy house, or
38 permitting a house to be used as a bawdy house or used in such a way to make it disorderly or a
39 common nuisance, the offense shall constitute a misdemeanor punishable by a fine not to
40 exceed five hundred dollars (\$500.00), imprisonment for not more than six (6) months, or
41 both."

42 **Sec. 23.** All laws and clauses of laws in conflict with this Act are hereby repealed.

43 **Sec. 24.** This Act shall take effect on October 1, 1969.

44 In the General Assembly read three times and ratified, this the 1st day of July, 1969.