

NORTH CAROLINA GENERAL ASSEMBLY
1969 SESSION

CHAPTER 860
HOUSE BILL 802

1 AN ACT TO RESTRICT THE PRESENCE OF CERTAIN PERSONS ON THE CAMPUSES
2 OF STATE-SUPPORTED INSTITUTIONS OF HIGHER LEARNING AND TO
3 REGULATE THE USE OF SOUND-AMPLIFYING EQUIPMENT.
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5 The General Assembly of North Carolina do enact:
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7 **Section 1.** The Chancellor or President of any State-supported institution of higher
8 learning may designate periods of time during which the campuses of such institutions and
9 designated buildings and facilities connected therewith are off-limits and subject to a curfew as
10 to all persons who are not faculty members, staff personnel, currently enrolled students of that
11 institution, local law enforcement officers, members of the National Guard on active duty,
12 members of the General Assembly, the Governor of North Carolina and/or his designated
13 agents, persons authorized by the chief administrative officer of the institution or his designated
14 agent, and any person who satisfactorily identifies himself as a reporter for any newspaper,
15 magazine, radio or television station. Any person not herein authorized who comes onto or
16 remains on said campus in violation of this Section shall be punished as hereinafter set out in
17 Section 3.

18 **Sec. 2.** Any person who during such period of curfew utilizes sound-amplifying
19 equipment of any kind or nature upon the premises subject to such curfew in an educational,
20 administrative building, or in any facility owned or controlled by the State or a State institution
21 of higher learning, or upon the campus or grounds of any such institution, without the
22 permission of the administrative head of the institution or his designated agent, shall be guilty
23 of a misdemeanor and punished as hereinafter set forth. For the purposes of this Section the
24 term "sound-amplifying equipment" shall mean any device, machine, or mechanical
25 contrivance which is capable of amplifying sound and capable of delivering an electrical input
26 of one or more watts to the loudspeaker, but this Section shall not include radios and
27 televisions.

28 **Sec. 3.** Any person convicted of violating any provision or Section of this Act, or
29 who shall enter a plea of guilty to such violation or a plea of nolo contendere, shall be fined not
30 exceeding five hundred dollars (\$500.00) or imprisoned not exceeding six months, or both such
31 fine and imprisonment, in the discretion of the court.

32 **Sec. 4.** If any clause or clauses of this Act are held to be in violation of the
33 Constitution of the United States or the Constitution of North Carolina, such clauses shall be
34 stricken and the remainder shall continue to be in full force and effect.

35 **Sec. 5.** All laws and clauses of laws in conflict with the provisions of this Act are
36 hereby repealed.

37 **Sec. 6.** This Act shall be in full force and effect from and after its ratification.

38 In the General Assembly read three times and ratified, this the 16th day of June,
39 1969.