

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE BILL 490

Short Title: False Report/Destructive Device. (Public)

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Sponsors: Representatives Hilton, Setzer (Primary Sponsors); Almond, Barnhart, Culp, Current, Eddins, England, Folwell, Frye, Gillespie, Hollo, Johnson, LaRoque, Moore, Starnes, Steen, Wiley, and Williams.

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Referred to: Judiciary III.

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March 7, 2005

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE LAW WITH REGARD TO MAKING A FALSE REPORT  
2 CONCERNING A DESTRUCTIVE DEVICE.  
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 14-69.1 reads as rewritten:

6 "**§ 14-69.1. Making a false report concerning destructive device.**

7 (a) Except as provided in subsection (c) of this section, any person who, by any  
8 means of communication to any person or group of persons, makes a report, knowing or  
9 having reason to know the report is false, that there is located in or in sufficient  
10 proximity to cause damage to any building, house or other structure whatsoever or any  
11 vehicle, aircraft, vessel or boat any device designed to destroy or damage the building,  
12 house or structure or vehicle, aircraft, vessel or boat by explosion, blasting or burning, is  
13 guilty of a Class H felony.

14 (b) Repealed by S.L. 1997-443, s. 19.25(cc).

15 (c) Any person who, by any means of communication to any person or groups of  
16 persons, makes a report, knowing or having reason to know the report is false, that there  
17 is located in or in sufficient proximity to cause damage to any public building any  
18 device designed to destroy or damage the public building by explosion, blasting, or  
19 burning, is guilty of a Class H felony. Any person who receives a second conviction for  
20 a violation of this subsection within five years of the first conviction for violation of this  
21 subsection is guilty of a Class G felony. For purposes of this subsection, "public  
22 building" means educational property as defined in G.S. 14-269.2(a)(1), a hospital as  
23 defined in G.S. 131E-76(3), a building housing only State, federal, or local government  
24 offices, or the offices of State, federal, or local government located in a building that is  
25 not exclusively occupied by the State, federal, or local government.

26 (d) The court may order a person convicted under this section to pay restitution,  
27 including costs and consequential damages resulting from the disruption of the normal

1 activity that would have otherwise occurred on the premises but for the false report,  
2 pursuant to Article 81C of Chapter 15A of the General Statutes.

3 (e) For purposes of this section, the term "report" shall include making accessible  
4 to another person by computer."

5 **SECTION 2.** This act becomes effective December 1, 2005, and applies to  
6 offenses committed on or after that date.