

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 67

Short Title: Clarify Nuisance Abatement Laws.

(Public)

Sponsors: Senator Boseman.

Referred to: Judiciary 1 (Civil).

February 12, 2007

A BILL TO BE ENTITLED

AN ACT TO CLARIFY TYPES OF NUISANCES WHEREIN OBSCENE OR LEWD
MATTER OR OTHER CONDUCT PROHIBITED IS INVOLVED.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 19-1.2(1) reads as rewritten:

"§ 19-1.2. **Types of nuisances.**

The following are declared to be nuisances wherein obscene or lewd matter or other
conduct prohibited in G.S. 19-1(a) is involved:

...

(1) Any and every place in the State where lewd films are publicly
exhibited as a predominant ~~and regular~~ course of business, or
possessed for the purpose of such exhibition;

...."

SECTION 2. G.S. 19-1.2(6) reads as rewritten:

"§ 19-1.2. **Types of nuisances.**

The following are declared to be nuisances wherein obscene or lewd matter or other
conduct prohibited in G.S. 19-1(a) is involved:

...

(6) Every place ~~which, as a regular course of business, which~~ is used for
the purposes of lewdness, assignation, gambling, the illegal possession
or sale of alcoholic beverages, the illegal possession or sale of
controlled substances as defined in the North Carolina Controlled
Substances Act, or prostitution, and every such place in or upon which
acts of lewdness, assignation, gambling, the illegal possession or sale
of alcoholic beverages, the illegal possession or sale of controlled
substances as defined in the North Carolina Controlled Substances
Act, or prostitution, are held or occur."

SECTION 3. This act becomes effective December 1, 2007, and applies to
offenses committed on or after that date.