

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE BILL 170

Short Title: Clarify Nuisance Abatement Laws.

(Public)

Sponsors: Senator Hartsell.

Referred to: Judiciary II.

March 2, 2011

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE NUISANCE ABATEMENT LAWS.

The General Assembly of North Carolina enacts:

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

"(a) The erection, establishment, continuance, maintenance, use, ownership or leasing of any building or place ~~for the purpose wherein or whereon repeated acts~~ of assignation, prostitution, gambling, illegal possession or sale of alcoholic beverages, illegal possession or sale of controlled substances as defined in the North Carolina Controlled Substances Act, or illegal possession or sale of obscene or lewd matter, as defined in this Chapter, shall constitute a nuisance."

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

"(6) Every place ~~which, as a regular course of business, is used for the purposes wherein or whereon repeated 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, 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 August 1, 2011, and applies to offenses committed or nuisances occurring on or after that date.

