

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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HOUSE BILL 463  
Committee Substitute Favorable 3/19/09

Short Title: Amend Antique Firearm Definition.

(Public)

Sponsors:

Referred to:

March 9, 2009

1 A BILL TO BE ENTITLED  
2 AN ACT TO REDEFINE THE TERM "ANTIQUÉ FIREARM" WITH REGARD TO THE  
3 LAW THAT REGULATES THE TRANSFER OF HANDGUNS AND WITH REGARD  
4 TO THE FELONY FIREARMS ACT.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 14-409.11 reads as rewritten:

7 "§ 14-409.11. "Antique firearm" defined.

8 (a) The term "antique firearm" means any of the following:

9 (1) Any firearm (including any firearm with a matchlock, flintlock, percussion  
10 cap, or similar type of ignition system) manufactured on or before 1898.

11 (2) Any replica of any firearm described in subdivision (1) of this subsection if  
12 the replica is not designed or redesigned for using rimfire or conventional  
13 centerfire fixed ammunition.

14 (2a) Any replica of any firearm described in subdivision (1) of this subsection  
15 that uses rimfire or conventional center-fire fixed ammunition which is no  
16 longer manufactured in the United States and which is not readily available  
17 in the ordinary channels of commercial trade.

18 (3) Any muzzle loading rifle, muzzle loading shotgun, muzzle loading firearm,  
19 or muzzle loading pistol, which is designed to use black powder or a black  
20 powder substitute, and which cannot use fixed ammunition.

21 (b) For purposes of this section, the term "antique firearm" shall not include any  
22 weapon which:

23 (1) Incorporates a firearm frame or receiver.

24 (2) Is converted into a muzzle loading weapon.

25 (3) Is a muzzle loading weapon that can be readily converted to fire fixed  
26 ammunition by replacing the barrel, bolt, breechblock, or any combination  
27 thereof."

28 SECTION 2. This act becomes effective December 1, 2009. Prosecutions for  
29 offenses committed before the effective date of this act are not abated or affected by this act,  
30 and the statutes that would be applicable but for this act remain applicable to those  
31 prosecutions.

