

N.C.P.I.—CRIM 235.15
CARRYING WEAPONS INTO ASSEMBLIES. MISDEMEANOR.
GENERAL CRIMINAL VOLUME
JUNE 2014
N.C. Gen. Stat. § 14-269.3

235.15 CARRYING WEAPONS INTO ASSEMBLIES. MISDEMEANOR.

The defendant has been charged with carrying a [gun] [rifle] [pistol] into an assembly where a fee has been charged for admission thereto.

For you to find the defendant guilty of this offense, the State must prove three things beyond a reasonable doubt:

First, that the defendant attended (*describe assembly, e.g., the old time fiddler's convention*).

Second, that a fee was charged for admission to (*describe assembly*).

And Third, that the defendant carried a [gun] [rifle] [pistol] into (*describe assembly*).

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant attended (*describe assembly*), for which an admission fee was charged, and that the defendant carried a [gun] [rifle] [pistol] into (*describe assembly*), it would be your duty to return a verdict of guilty. If you do not so find or if you have a reasonable doubt as to one or more of these things, it would be your duty to return a verdict of not guilty.

NOTE WELL: By virtue of subsection (b), N.C. Gen. Stat. § 14-269.3 does not apply to the following: (1) on duty military personnel or law enforcement officers carrying weapons as part of their duties and certain off duty law enforcement officers (See, N.C. Gen. Stat. § 14-269, incorporated by reference in N.C. Gen. Stat. § 14-269.3(b)); (2) the owner or lessee of the premises; (3) a person participating in the event if the defendant is carrying the weapon with the permission of the owner, lessee or person or organization sponsoring the event; (4) a person registered or hired as a security guard by the owner, lessee or person or organization sponsoring the event; (5) a person carrying a handgun if the person has a valid concealed handgun permit issued in accordance with Article 54B

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of this Chapter, has a concealed handgun permit considered valid under G.S. 14-415.24, or is exempt from obtaining a permit pursuant to G.S. 14-415.25. This subdivision shall not be construed to permit a person to carry a handgun on any premises where the person in legal possession or control of the premises has posted a conspicuous notice prohibiting the carrying of a concealed handgun on the premises in accordance with G.S. 14-415.11(c). If there is evidence that one of these exceptions may apply to the defendant, instruct as follows:

If the defendant was [(*describe type of military or law enforcement officer, using appropriate language from N.C. Gen. Stat. § 14-269*)] [the owner or lessee of the premises] [participating in the event and carrying the [gun] [rifle] [pistol] with the permission of the [owner] [lessee] [person or organization sponsoring the event]] [a person registered or hired as a security guard by the [owner] [lessee] [person or organization sponsoring the event]] [a person carrying a handgun if the person [has a valid concealed handgun permit in accordance with Article 54B of this Chapter] [has a concealed handgun permit considered valid under G.S. 14-415.24] [is exempt from obtaining a permit pursuant to G.S. 14-415.25]], the statute does not apply and the defendant is not guilty. If you find that the defendant was (*describe defendant's status*), it would be your duty to return a verdict of not guilty.