

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 749

Short Title: Limit Machines/Devices. (Public)

Sponsors: Representative Terry.

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Rules, Calendar, and Operations of the House

April 16, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO LIMIT ELECTRONIC MACHINES OR DEVICES NOT PROHIBITED BY LAW
3 TO NO MORE THAN FOUR MACHINES OR DEVICES IN A SINGLE LOCATION.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Part 1 of Article 37 of Chapter 14 of the General Statutes is amended
6 by adding a new section to read:

7 "**§ 14-306.5. Limitations on electronic machines or devices.**

8 (a) Definitions. – For the purposes of this section, the following definitions apply:

9 (1) Electronic machine or device. – As defined in G.S. 14-306.4, with the
10 exception of the term "sweepstakes," which is as defined in this subsection.

11 (2) Sweepstakes. – Any game, advertising scheme or plan, or other promotion,
12 which, with or without payment of any consideration, a person may enter to
13 win or become eligible to receive any prize, the determination of which is
14 based upon the use of skill or dexterity.

15 (b) A person may possess and place into operation up to four electronic machines or
16 devices not prohibited by this Article within any building area as defined in Section 502.1 of the
17 North Carolina State Building Code, provided all of the following conditions are met:

18 (1) The person otherwise complies with all of the provisions of this Article.

19 (2) The person complies with all applicable land use laws.

20 (3) The person has not been convicted of any violations of this Article or of any
21 federal or State gaming laws.

22 (4) The electronic machines or devices are not located within 100 feet of any other
23 electronic machines or devices possessed and operated under this section.

24 (c) Use of an electronic machine or device possessed and operated in compliance with
25 this section shall not constitute a violation of this Part by a user.

26 (d) Any alcohol law enforcement agent and any other law enforcement officer shall have
27 the authority and right to inspect any and all premises and electronic machines or devices for
28 compliance with this section."

29 **SECTION 2.** This act becomes effective December 1, 2019, and applies to offenses
30 committed on or after that date.

