

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 1498*

Short Title: Criminal Unauthorized Recordings. (Public)

Sponsors: Representative Tolson.

Referred to: Judiciary III.

June 3, 2002

1 A BILL TO BE ENTITLED
2 AN ACT MODIFYING THE FELONY AND MISDEMEANOR OFFENSES
3 RELATED TO CONDUCTING CERTAIN UNAUTHORIZED SOUND AND
4 VIDEO RECORDINGS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G. S. 14-437(a) reads as rewritten:

7 "(a) Every individual act in contravention of the provisions of this Article shall
8 constitute:

9 (1) A Class I felony, which may include a fine of not more than one
10 hundred fifty thousand dollars (\$150,000), if the offense involves at
11 least ~~1,000~~100 unauthorized sound recordings or at least 100
12 unauthorized audio visual recordings during any 180-day period or is a
13 second or subsequent conviction under either subdivision (1) or (2) of
14 ~~this section;~~subsection.

15 (2) A Class 1 misdemeanor, if the offense involves ~~more than 100 but less~~
16 ~~than 1,000~~100 unauthorized sound recordings or ~~more than 10 but less~~
17 ~~than 100~~ unauthorized audio visual recordings during any 180-day
18 ~~period;~~or period.

19 ~~(3) A Class 2 misdemeanor, for any other violation of these sections."~~

20 **SECTION 2.** This act becomes effective December 1, 2002, and applies to
21 offenses committed on or after that date.