

NORTH CAROLINA GENERAL ASSEMBLY

LEGISLATIVE FISCAL NOTE

BILL NUMBER: S 680 (1st Edition)
SHORT TITLE: Right to Keep and Bear Arms Protection Act
SPONSOR(S): Senator Odom

FISCAL IMPACT

Yes ()	No (X)	No Estimate Available ()		
<u>FY 2001-02</u>	<u>FY 2002-03</u>	<u>FY 2003-04</u>	<u>FY 2004-05</u>	<u>FY 2005-06</u>

REVENUES

EXPENDITURES

NO FISCAL IMPACT

POSITIONS: 0

**PRINCIPAL DEPARTMENT(S) &
PROGRAM(S) AFFECTED:** Department of Justice

EFFECTIVE DATE: This act is effective when it becomes law and applies to any action pending or filed on or after that date.

BILL SUMMARY:

The proposed bill adds new G.S. 14-409.40(g), which provides that only the state may bring certain civil actions against firearms or ammunition marketers, manufacturers, distributors, dealers, sellers, or trade associations. This bill would further require the Attorney General to obtain the authorization of the General Assembly before bringing an action on behalf of the state. Additionally, this bill adds new G.S. 14-409.40(a1) declaring that the lawful design, marketing, manufacture, distribution, sale or transfer of firearms or ammunition to the public is not an unreasonably dangerous activity and does not constitute a nuisance per se and furthermore, that it is the unlawful use of firearms and ammunition, rather than their lawful design, marketing, manufacture, distribution, sale or transfer that is the proximate cause of injuries arising from their unlawful use. The preceding subsection applies only to causes of action brought under subsection (g) of this section.

ASSUMPTIONS AND METHODOLOGY:

Department of Justice

Based on discussions with officials at the Department of Justice, Fiscal Research does not believe there would be any fiscal impact from this bill

SOURCES OF DATA: Department of Justice

TECHNICAL CONSIDERATIONS: None

FISCAL RESEARCH DIVISION: 733-4910

PREPARED BY: Lisa Robinson and Jim Mills

APPROVED BY: James D. Johnson

DATE: April 25, 2001

Official
Fiscal Research Division
Publication



Signed Copy Located in the NCGA Principal Clerk's Offices