

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 1270
Judiciary II (Criminal) Committee Substitute Adopted 5/8/07
Appropriations/Base Budget Committee Substitute Adopted 6/28/07
Fourth Edition Engrossed 7/9/07
House Committee Substitute Favorable 7/19/07

Short Title: Amend Larceny Laws.

(Public)

Sponsors:

Referred to:

March 26, 2007

A BILL TO BE ENTITLED

AN ACT TO AMEND VARIOUS LARCENY STATUTES AND TO CREATE THE
CRIMINAL OFFENSES OF ORGANIZED RETAIL THEFT.

The General Assembly of North Carolina enacts:

SECTION 1. G. S. 14-71 reads as rewritten:

"§ 14-71. **Receiving stolen goods; goods; receiving or possessing goods represented
as stolen.**

(a) If any person shall receive any chattel, property, money, valuable security or other thing whatsoever, the stealing or taking whereof amounts to larceny or a felony, either at common law or by virtue of any statute made or hereafter to be made, such person knowing or having reasonable grounds to believe the same to have been feloniously stolen or taken, he shall be guilty of a Class H felony, and may be indicted and convicted, whether the felon stealing and taking such chattels, property, money, valuable security or other thing, shall or shall not have been previously convicted, or shall or shall not be amenable to justice; and any such receiver may be dealt with, indicted, tried and punished in any county in which he shall have, or shall have had, any such property in his possession or in any county in which the thief may be tried, in the same manner as such receiver may be dealt with, indicted, tried and punished in the county where he actually received such chattel, money, security, or other thing; and such receiver shall be punished as one convicted of larceny.

(b) If a person knowingly receives or possesses property in the custody of a law enforcement agency that was explicitly represented to the person by an agent of the law enforcement agency as stolen, the person is guilty of a Class H felony and may be indicted, tried, and punished in any county in which the person received or possessed the property.

1 (2) Receives or possesses any retail property that has been taken or stolen
2 in violation of subdivision (1) of this subsection while knowing or
3 having reasonable grounds to believe the property is stolen.

4 (b) Any interest a person has acquired or maintained in violation of this section
5 shall be subject to forfeiture pursuant to the procedures for forfeiture set out in
6 G.S. 18B-504."

7 **SECTION 4.** This act becomes effective December 1, 2007, and applies to
8 offenses committed on or after that date.