

Has not been approved by the Committee

August 17, 2016

Proposed Meeting Plan

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Orange County Firearms Safety Committee

Tuesday, August 23, 2016

John M. Link, Jr. Government Services Center, downstairs meeting room
200 South Cameron Street, Hillsborough

Expected Attendees: Eight appointed Committee members, five designated resource persons, Board liaison, meeting facilitator, and community observers

Desired Outcomes

- Evaluation of draft firearms safety ordinance distributed August 3 by John Roberts (attached)
- Ideas for addressing ordinance issues deferred from the August 1 Committee meeting.
- Determination of Committee's interest in making non-ordinance recommendations.

Agenda

7:00 Convene

- Introductions
- Meeting Overview: The Committee will review the proposed meeting plan, clarify and revise it if necessary, and adopt desired outcomes, agenda, and ground rules.
- Review and adopt, or revise if needed, meeting notes from August 1.

7:15 Draft Firearms Safety Ordinance

- Question/Answer with Mr. Roberts to clarify the draft.
- Committee evaluation of the draft, section by section and "big picture."

8:00 Issues Deferred from August 1 Committee Meeting

- Firearms safety guidelines for law enforcement
- Firearms Noise
 - Distance restrictions
 - Day/time restrictions (including respect for backgrounds other than Christian).
 - Other firearms noise issues?

8:50 Non-Ordinance Solutions

Discussion/Decision: What interest does the Committee have in developing non-ordinance recommendations, e.g., voluntary steps by people/groups in the community, awareness/education initiatives, County partnerships with NC Wildlife, training initiatives, or County funding?

9:15 Comments from Observers

Individuals in attendance who are not on the Committee will have up to 3 minutes each to address the Committee, as interest and time allows. The Committee will not immediately answer questions or get into discussions with speakers, although Committee members, liaisons, resource persons, and the facilitator might follow-up with speakers after the meeting and topics of interest may be placed on a future Committee meeting agenda.

9:30 Adjourn

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Discussion Draft for August 23, 2016 Orange County Firearms Safety Committee meeting

Section. 24-3.-Regulating the Discharge of Firearms.

(a) This Section is enacted pursuant to the authority of N.C.G.S. 153A-129. This Section shall be interpreted in accordance with any sections of the North Carolina General Statutes which, by their terms, limit the authority of the County to regulate the discharge of firearms.

(b) Firearm as referenced herein shall mean any handgun, shotgun, or rifle which expels a projectile by the ignition of gunpowder or by other explosive reaction.

(c) It is unlawful for any person to discharge a firearm except into a backstop adequately designed and constructed to stop the projectile. In no circumstance may a person discharge a firearm carelessly or heedlessly in wanton disregard for the safety of others.

(d) It is unlawful for any person to discharge a firearm in any manner that causes the projectile to leave the property on which it is discharged.

(e) It is unlawful for any person to discharge a firearm after that person has consumed alcohol or any other impairing substance. As used in this paragraph, an impairing substance is defined in N.C. Gen. Stat. §20-4.01. An investigating officer may ascertain the consumption of an impairing substance or any level of impairment in any lawful manner.

(f) It is unlawful for any person to discharge a firearm while that person has any blood alcohol concentration as measured by a conforming alcohol screening device. A conforming alcohol screening device is any device listed in the National Highway Traffic Safety Administration's Conforming Products List of Evidential Breath Alcohol Measurement Devices as published in the Federal Register and as that list may be amended from time to time.

(g) Nothing in this section shall be construed as prohibiting the discharge of a firearm:

- (1) When used to take birds or animals pursuant to Chapter 113, Subchapter IV.
- (2) When used in defense of person or property.
- (3) When used pursuant to lawful directions of law-enforcement officers.

(h) Violation of any provision of this Section shall subject the violator to a Class III misdemeanor punishable by a fine of five hundred dollars (\$500.00). Each violation of any provision of this Section may subject the violator to a civil penalty of five hundred dollars (\$500.00). For purposes of the civil penalty each violation is a separate violation. All assessed penalties may be recovered in any manner authorized by law and, if not paid within thirty (30) days, may be recovered in the nature of debt.

Comment [T1]: The remainder of this paragraph designates a broad range of devices rather than the proprietary device shown in the county ordinance regulating hunting.

Comment [T2]: This paragraph contains the minimum exemptions required by state law. It may be expanded as necessary.

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