

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH30256-LH-172 (03/29)

Short Title: Indecent Exposure/Increase Penalty.

(Public)

Sponsors: Representative Johnson.

Referred to:

1 A BILL TO BE ENTITLED

2 AN ACT TO INCREASE THE PENALTY FOR INDECENT EXPOSURE IF THE
3 OFFENSE IS COMMITTED IN THE PRESENCE OF A MINOR OF THE
4 OPPOSITE SEX WHO IS LESS THAN THIRTEEN YEARS OLD.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 14-190.9(a) reads as rewritten:

7 "**§ 14-190.9. Indecent exposure.**

8 (a) Any person who shall willfully expose the private parts of his or her person in
9 any public place and in the presence of any other person or persons, of the opposite sex,
10 or aids or abets in any such act, or who procures another to perform such act; or any
11 person, who as owner, manager, lessee, director, promoter or agent, or in any other
12 capacity knowingly hires, leases or permits the land, building, or premises of which he
13 is owner, lessee or tenant, or over which he has control, to be used for purposes of any
14 such act, shall be guilty of a Class 2 ~~misdemeanor~~ misdemeanor, provided, however,
15 that if the act of exposure occurs in the presence of any minor or minors of the opposite
16 sex, under the age of 13 years, it shall be a Class 1 misdemeanor."

17 **SECTION 2.** This act becomes effective December 1, 2005, and applies to
18 offenses committed on or after that date.