



HOUSE BILL 28: Gun Violence Prevention Act.

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2025-2026 General Assembly

Committee:	House Homeland Security and Military and Veterans Affairs. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	March 11, 2025
Introduced by:	Reps. Balkcom, Carson Smith, Miller, Pyrtle	Prepared by:	Kara McCraw* Staff Attorney
Analysis of:	PCS to First Edition H28-CSTC-1		

OVERVIEW: House Bill 28 would create the felony offense for possession of a firearm or weapon of mass death and destruction by a felon during the commission or attempted commission of a felony. It would also increase the punishment for possession of firearms by a felon.

The PCS for HB 28 would replace the contents of the 1st edition by reorganizing the current statute on possession of a firearm or weapon of mass death and destruction by a felon (felon firearm possession) to create the following offenses:

- Felon firearm possession during the commission of a felony – Class F felony.
- Felon firearm possession and brandishing during the commission of a felony – Class D felony.
- Felon firearm possession and discharge during the commission of a felony – Class C felony.

CURRENT LAW:

G.S. 14-415.1 makes it a Class G felony for a person convicted of a felony to purchase, own, possess, or have in the person's custody, care, or control any firearm or any weapon of mass death and destruction (felon firearm possession).

BILL ANALYSIS:

The PCS for House Bill 28 would create the following new offenses related to felon firearm possession during the commission or attempted commission of a felony under Chapter 14 of the General Statutes or Article 5 of Chapter 90 of the General Statutes:

- Possession of a firearm or weapon of mass death and destruction by a felon during the commission of a felony - Class F felony.
- Possession and brandishing of a firearm or weapon of mass death and destruction by a felon during the commission of a felony - Class D felony.
- Possession and discharge of a firearm or weapon of mass death and destruction by a felon during the commission of a felony - Class C felony.

EFFECTIVE DATE: This bill would become effective December 1, 2025, and would apply to offenses committed on or after that date.

*Susan Sitze and Hannah Kendrick, counsel to House Judiciary II, substantially contributed to this summary.

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