

North Carolina General Statutes Trespassing

§ 14-159.12. First degree trespass.

(a) Offense. – A person commits the offense of first degree trespass if, without authorization, the person enters or remains on or in any of the following:

- (1) The premises of another so enclosed or secured as to demonstrate clearly an intent to keep out intruders.
- (2) The building of another.
- (3) The lands of the Eastern Band of Cherokee Indians after the person has been excluded by a resolution passed by the Eastern Band of Cherokee Indian Tribal Council.

Except as otherwise provided in subsection (c), (d), or (f) of this section, first degree trespass is a Class 2 misdemeanor.

§ 14-159.13. Second degree trespass.

(a) Offense. – A person commits the offense of second degree trespass if, without authorization, the person enters or remains on any of the following:

- (1) On premises of another after the person has been notified not to enter or remain there by the owner, by a person in charge of the premises, by a lawful occupant, or by another authorized person.
- (2) On premises that are posted, in a manner reasonably likely to come to the attention of intruders, with notice not to enter the premises.
- (3) On the curtilage of a dwelling of another between the hours of midnight and 6:00 A.M.

A violation of subdivision (a)(1) or (a)(2) of this section is a Class 3 misdemeanor.