

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1143

Short Title: Breast Feeding Not Indecent.

(Public)

Sponsors: Representatives Alexander; Barnes, Bowie, Colton, Cummings, Easterling, Gottovi, Holt, Howard, Jarrell, Jenkins, Kennedy, Kuczmarski, McAllister, Russell, and Stamey.

Referred to: Courts and Justice.

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THAT BREAST FEEDING DOES NOT VIOLATE
INDECENCY LAWS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 14-190.9 reads as rewritten:

"§ 14-190.9. Indecent exposure.

(a) Any person who shall willfully expose the private parts of his or her person in any public place and in the presence of any other person or persons, of the opposite sex, or aids or abets in any such act, or who procures another to perform such act; or any person, who as owner, manager, lessee, director, promoter or agent, or in any other capacity knowingly hires, leases or permits the land, building, or premises of which he is owner, lessee or tenant, or over which he has control, to be used for purposes of any such act, shall be guilty of a misdemeanor punishable by a fine not to exceed five hundred dollars (\$500.00), imprisonment for not more than six months, or both.

(b) Notwithstanding any other provision of law, a woman may breast feed in any public or private location where she is otherwise authorized to be, irrespective of whether the nipple of the mother's breast is uncovered during or incidental to the breast feeding."

Sec. 2. G.S. 14-190.13(6) reads as rewritten:

"(6) Sexually Explicit Nudity. – The showing of:

- a. Uncovered, or less than opaquely covered, human genitals, pubic area, or buttocks, or the nipple or any portion of the

1 areola of the human female ~~breast;~~ breast, except as provided in
2 G.S. 14-190.9(b); or
3 b. Covered human male genitals in a discernibly turgid state."
4 Sec. 3. This act is effective upon ratification.