



CHAPTER 14

ARTICLE 7B - RAPE AND OTHER SEX OFFENSES

N.C.G.S. § 14-27.20.

Definitions.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2019-245, ss. 5(a), 6(c) — seventh act in the lineage	21 September 2026, 03:39 UTC	bbaee6ce55015aa89637031b - 2786918c291b9bc629036ec5 - e5b48043db387d62

The following definitions apply in this Article:

Repealed by Session Laws 2018-47, s. 4(a), effective December 1, 2018.

Against the will of the other person. - Either of the following:

a. Without consent of the other person.

b. After consent is revoked by the other person, in a manner that would cause a reasonable person to believe consent is revoked.

Mentally incapacitated. - A victim who due to any act is rendered substantially incapable of either appraising the nature of his or her conduct, or resisting the act of vaginal intercourse or a sexual act.

Person who has a mental disability. - A victim who has an intellectual disability or a mental disorder that temporarily or permanently renders the victim substantially incapable of appraising the nature of his or her conduct, or of resisting the act of vaginal intercourse or a sexual act, or of communicating unwillingness to submit to the act of vaginal intercourse or a sexual act.

Physically helpless. - Any of the following:

a. A victim who is unconscious.

b. A victim who is physically unable to resist an act of vaginal intercourse or a sexual act or communicate unwillingness to submit to an act of vaginal intercourse or a sexual act.

Sexual act. - Cunnilingus, fellatio, anilingus, or anal intercourse, but does not include vaginal intercourse. Sexual act also means the penetration, however slight, by any object into the genital or anal opening of another person's body. It is an affirmative defense that the penetration was for accepted medical purposes.

Sexual contact. - Any of the following:

- a.Touching the sexual organ, anus, breast, groin, or buttocks of any person.
- b.A person touching another person with their own sexual organ, anus, breast, groin, or buttocks.
- c.A person ejaculating, emitting, or placing semen, urine, or feces upon any part of another person.

Touching. - As used in subdivision (5) of this section, means physical contact with another person, whether accomplished directly, through the clothing of the person committing the offense, or through the clothing of the victim.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
7 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1979		1999		2019	
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER		
01	1979	c. 682, s. 1	ENACTED		
02	2002	S.L. 2002-159, s. 2(a)	AMENDED		
03	2003	S.L. 2003-252, s. 1	AMENDED		
04	2006	S.L. 2006-247, s. 12(a)	AMENDED		
05	2015	S.L. 2015-181, s. 2	AMENDED		
06	2018	S.L. 2018-47, s. 4(a)	AMENDED		
07	2019	S.L. 2019-245, ss. 5(a), 6(c)	AMENDED		

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 14-27.20 (2019).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1979, c. 682, s. 1; 2002-159, s. 2(a); 2003-252, s. 1; 2006-247, s. 12(a); 2015-181, s. 2; 2018-47, s. 4(a); 2019-245, ss. 5(a), 6(c).)

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