



CHAPTER 14
ARTICLE 2E - ARMED HABITUAL FELON

N.C.G.S. § 14-7.40.

Verdict and judgment.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 04:16 UTC	SOURCE FINGERPRINT 96d270560d5dd77df0122f04 - 1274c776e83e9a2686df8d00 - 28d0f9ce54d2c654
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- § 14-7.40(a)

When an indictment charges a person with a firearm-related felony as provided by this Article and an indictment also charges that the person is a status offender, the defendant shall be tried for the principal firearm-related felony as provided by law. The indictment that the person is a status offender shall not be revealed to the jury unless the jury shall find that the defendant is guilty of the principal firearm-related felony with which the defendant is charged.
- § 14-7.40(b)

If the jury finds the defendant guilty of the principal firearm-related felony, and it is found as provided in this section that (i) the person committed the felony by using, displaying, or threatening the use or display of a firearm or deadly weapon and (ii) the person actually possessed the firearm or deadly weapon about his or her person, the bill of indictment charging the defendant as a status offender may be presented to the same jury. Except that the same jury may be used, the proceedings shall be as if the issue of status offender were a principal charge.
- § 14-7.40(c)

If the jury finds that the defendant is a status offender, the trial judge shall enter judgment according to the provisions of this Article. If the jury finds that the defendant is not a status offender, the trial judge shall pronounce judgment on the principal firearm-related felony offense as provided by law. (2013-369, s. 26.)

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 14-7.40 (2026).

PINPOINT

N.C. Gen. Stat. § 14-7.40(a) (2026).

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