

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 499*

Short Title: Onslow Hunting Safety.

(Local)

Sponsors: Senator Pollard.

Referred to: Agriculture, Marine Resources and Wildlife.

April 8, 1991

A BILL TO BE ENTITLED

1 AN ACT TO PROHIBIT HUNTING ON, FROM, OR ACROSS THE RIGHT-OF-
2 WAY OF PUBLIC ROADS OR HIGHWAYS IN ONSLOW COUNTY WITHOUT
3 THE WRITTEN PERMISSION OF THE LANDOWNER OR LESSEE AND TO
4 CHANGE THE LAW REGARDING TRESPASSING ON POSTED LAND IN
5 ONSLOW COUNTY.
6

7 The General Assembly of North Carolina enacts:

8 Section 1. It is unlawful to hunt, take, or kill a wild animal or wild bird from
9 or on the right-of-way of any public road or highway, or to discharge a firearm from or
10 on the right-of-way of a public road or highway without first securing the written
11 permission of the owner or lessee of the land which abuts the public road or highway.
12 Even if written permission is secured in compliance with this section, any vehicle which
13 is being used to hunt or to discharge a weapon must be completely off the surface of the
14 road or highway, and it is unlawful under any circumstances to hunt, take, or kill a wild
15 animal or wild bird or to discharge a firearm from, on, or across the traveled surface of a
16 public road or highway.

17 Sec. 2. Violation of Section 1 of this act is a misdemeanor punishable by a
18 fine not to exceed five hundred dollars (\$500.00) or by imprisonment not to exceed 30
19 days, or both.

20 Sec. 3. Section 1 of this act is enforceable by law enforcement officers of the
21 Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by peace officers
22 with general subject matter jurisdiction.

23 Sec. 4. G.S. 14-159.6 reads as rewritten:

1 "§ 14-159.6. Trespass for purposes of hunting, etc., without written consent a
2 **misdemeanor.**

3 Any person who willfully goes on the land, waters, ponds, or a legally established
4 waterfowl blind of another upon which notices, signs or posters, described in G.S. 14-
5 159.7, prohibiting hunting, fishing or trapping, or upon which 'posted' notices have
6 been placed, to hunt, fish or trap without the written consent of the owner or his agent
7 shall be guilty of a misdemeanor and punished by a fine of not less than fifty dollars
8 (\$50.00) nor more than two hundred fifty dollars (\$250.00), or by imprisonment for not
9 more than six months, or by both fine and imprisonment. Provided, further, that no
10 arrests under authority of this section shall be made without the consent of the owner or
11 owners of said land, or their duly authorized agents in the following counties: ~~Halifax,~~
12 ~~Onslow,~~ Halifax and Warren."

13 Sec. 5. This act applies only to Onslow County.

14 Sec. 6. This act becomes effective October 1, 1991.