

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 1537

Short Title: Person Road Hunting.

(Local)

Sponsors: Representative Allen.

Referred to: Ways and Means, if favorable, Judiciary I.

May 27, 1998

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC
ROADS IN PERSON COUNTY.

The General Assembly of North Carolina enacts:

Section 1. It is unlawful for any person to hunt, take, or kill any wild animal or wild bird with a firearm, bow and arrow, crossbow, or other deadly weapon, or to attempt to hunt, take, or kill any wild animal or wild bird, on, from, or across the right-of-way of any public road, street, or highway in Person County, or to discharge any firearm, bow and arrow, crossbow, or other deadly weapon on, from, or across the right-of-way of any public road, street, or highway in Person County.

Section 2. This section does not apply to:

- (1) The use or possession of firearms in defense of persons or property;
- (2) Law enforcement officers or members of the armed forces acting in the line of duty;
- (3) The use of firearms pursuant to the lawful direction of law enforcement officers;
- (4) Public or private shooting galleries or ranges; or
- (5) Private landowners or lessees in possession, on their own property, using their own firearms to control pests or pursuant to permits issued by the Wildlife Resources Commission.

1 Section 3. For purposes of this act, in addition to the definitions contained in
2 G.S. 113-130(5a) and (7), the terms "hunt, take, or kill" include pursuing, tracking, or
3 being in wait for the purpose of hunting or taking any wild animal or wild bird, as well as
4 setting out any hunting dog or dogs or recovering that dog or dogs used to find, track,
5 pursue, hunt, or take any wild animal or wild bird.

6 Section 4. Violation of this act is a Class 3 misdemeanor. A second violation
7 of this act within three years is a Class 2 misdemeanor.

8 Section 5. This act is enforceable by law enforcement officers of the Wildlife
9 Resources Commission, by sheriffs and deputy sheriffs, by officers of the Highway
10 Patrol, and by peace officers with general subject matter jurisdiction.

11 Section 6. This act applies only to Person County.

12 Section 7. This act becomes effective October 1, 1998.