

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE BILL 602
PROPOSED COMMITTEE SUBSTITUTE S602-PCS85201-RK-67

Short Title: Domestic Fowl Stray/Commercial Poultry Lands.

(Public)

Sponsors:

Referred to:

April 19, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE IT A CLASS 3 MISDEMEANOR FOR A PERSON TO ALLOW
3 DOMESTIC FOWLS TO RUN AT LARGE ON THE LANDS OF A COMMERCIAL
4 POULTRY OPERATION AFTER RECEIVING ACTUAL OR CONSTRUCTIVE
5 NOTICE OF THE RUNNING AT LARGE.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 68-25 reads as rewritten:

8 "§ 68-25. Domestic fowls running at large after notice.

9 (a) If any person shall permit any turkeys, geese, chickens, ducks or other domestic
10 fowls to run at large on the lands of any other person while such lands are under cultivation in
11 any kind of grain or feedstuff or while being used for gardens or ornamental purposes, after
12 having received actual or constructive notice of such running at large, ~~he shall be the person is~~
13 guilty of a Class 3 misdemeanor.

14 (b) If any person permits any domestic fowls to run at large on the lands of a
15 commercial poultry operation of any other person after having received actual or constructive
16 notice of such running at large, the person is guilty of a Class 3 misdemeanor. For purposes of
17 this subsection, a commercial poultry operation means any premises or operation where
18 domestic poultry are fed, caged, housed, or otherwise kept for meat or egg production until sold
19 or marketed.

20 (c) If it shall appear to any magistrate that after three days' notice any person persists in
21 allowing his fowls to run at large in violation of this section and fails or refuses to keep them
22 upon his own premises, then the said magistrate may, in his discretion, order any sheriff or
23 other officer to kill the fowls when they are running at large as herein provided."

24 SECTION 2. This act becomes effective December 1, 2011, and applies to
25 offenses committed on or after that date.

