

**2003-2004**

**HOUSE  
WILDLIFE RESOURCES**

**COMMITTEE  
MINUTES**

## HOUSE COMMITTEE ON WILDLIFE RESOURCES

| Member                         | Assistant                      | Phone    | Office | Seat |
|--------------------------------|--------------------------------|----------|--------|------|
| <b>Representatives</b>         |                                |          |        |      |
| Barbee, Bobby    Chairman      | Rosa Murray<br>Committee Asst. | 733-5908 | 1025   | 52   |
|                                |                                |          |        |      |
| Fox, Stanley    Vice Chairman  | Mary Capps                     | 733-5758 | 2123   | 46   |
| Blust, John                    | Betty Childress                | 733-5806 | 1420   | 101  |
| Creech, Billy                  | Rhonda Todd                    | 715-0795 | 1421   | 111  |
| Lucas, Marvin                  | Thelma Utley                   | 733-5775 | 1323   | 82   |
| Sexton, Wayne                  | Debbie Turner                  | 733-5607 | 609    | 90   |
| Warren, Edith                  | Nancy Willis                   | 715-3023 | 416-A  | 35   |
| Williams, Arthur               | Linda Uzzle                    | 733-5906 | 637    | 22   |
|                                |                                |          |        |      |
| Brubaker, Harold    Ex-officio | Cindy Coley                    | 715-4946 | 1229   | 2    |
| Culpepper, Bill    Ex-officio  | Dot Crocker                    | 715-3028 | 404    | 36   |
| Cunningham, Pete    Ex-officio | Valerie Rustin                 | 733-5778 | 541    | 7    |
| Eddins, Rick    Ex-officio     | Dorie Monroe                   | 733-5828 | 1002   | 26   |
|                                |                                |          |        |      |
| Riley, Barbara    Staff        |                                | 733-2578 |        |      |
| Shuping, Mary    Staff         |                                | 733-2578 |        |      |

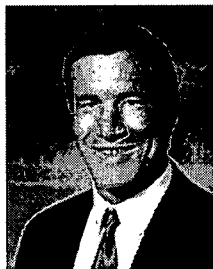
**NORTH CAROLINA GENERAL ASSEMBLY  
COMMITTEE ON WILDLIFE RESOURCES  
2003 – 2004 SESSION**



**Representative Barbee  
Chair**



**Representative Fox  
Vice-Chair**



**Representative Blust**



**Representative Creech**



**Representative Lucas**



**Representative Sexton**



**Representative Warren**



**Representative A. Williams**



**Rep. Brubaker  
Ex-officio**



**Rep. Culpepper  
Ex-officio**



**Rep. Cunningham  
Ex-officio**



**Rep. Eddins  
Ex-officio**



## **AGENDA**

### **HOUSE COMMITTEE ON WILDLIFE RESOURCES**

**April 9, 2003  
Room 1425  
12:00 Noon**

#### **OPENING REMARKS**

**Representative Bobby H. Barbee, Sr., Chairman**

#### **INTRODUCTION OF MEMBERS**

#### **RECOGNITION OF PAGES AND SERGEANTS-AT-ARMS**

#### **AGENDA ITEMS**

- HB 13    TRANSYLVANIA HUNTING**  
**Representative Walend, Sponsor**
- HB 550    CRAVEN COUNTY ROAD HUNTING**  
**Representative Johnson, Sponsor**
- HB 581    ELECTROFISHING/WACCAMAW**  
**AND LUMBER RIVERS**  
**Representative Hill, Sponsor**
- HB 646    CURRITUCK GAME COMMISSION MEMBERS**  
**Representative Owens, Sponsor**
- HB 655    PEMBROKE CREEK, CHOWAN COUNTY, NO-**  
**WAKE ZONE**  
**Representative Culpepper, Sponsor**

MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

April 9, 2003

The House Committee on Wildlife Resources met on Wednesday, April 9, 2003, in Room 1425 of the Legislative Building at 12:00 noon. The following members were present: Chairman Bobby H. Barbee, Sr., Representatives Marvin Lucas, Wayne Sexton, Edith Warren, Arthur Williams and Ex-officio member, Bill Culpepper. Barbara Riley and Mary Shuping, staff from Research Division, were in attendance. Aaron Woodlief and Francis Poole, of the Sergeant-at-Arms office, were introduced to assist with the meeting. The Pages in attendance were Nathan Harrell, Trey Williams and Shawn Guy. A Visitor Registration List is attached and made part of these minutes.

The Chairman called the meeting to order and asked that the committee members introduce themselves and tell a little about their lives in the workplace.

The following bills were then considered:

Representative Walend was recognized to explain HB 13, A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC ROADS IN TRANSYLVANIA COUNTY AND TO REQUIRE WRITTEN PERMISSION BEFORE HUNTING ON THE LAND OF ANOTHER IN TRANSYLVANIA COUNTY. Upon motion made by Representative Sexton, the bill received a favorable report.

Representative Barbee called on Representative C. Johnson to explain his House Bill 550, AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF CERTAIN ROADS IN CRAVEN COUNTY. Representative Johnson withdrew this bill for consideration at this time.

The next order of business was HB 581, A BILL TO BE ENTITLED AN ACT TO ALLOW ELECTROFISHING FOR CATFISH IN COLUMBUS COUNTY. Representative Hill, bill sponsor, explained the bill. Richard Hamilton of the N. C. Department of Wildlife Resources stated that he was not opposed to this bill. Upon motion made by Representative A. Williams, the Committee voted for a favorable report.

The chair recognized Representative Culpepper, who explained the bill in the absence of Representative Owens, sponsor of HB 646, A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION. Upon motion made by Representative Sexton, the Committee voted to give this bill a favorable report.

Representative Culpepper was recognized to explain HB 655, A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF PEMBROKE CREEK IN CHOWAN COUNTY. Barbara Riley was asked to explain the committee substitute. Upon motion made by Representative Lucas the committee voted to give the original bill an unfavorable report and the committee substitute a favorable report.

There being no further business, the Chair adjourned the meeting at 12:45 PM.

Respectfully submitted,

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| Representative Bobby H. Barbee, Sr.   | Rosa Murray  |
| Chairman  | Committee Assistant  |

VISITOR REGISTRATION SHEET

Wildlife Res.

Name of Committee

4.9.03.

Date

VISITORS: PLEASE SIGN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

JOHN WITHER

NC STATEWATCH

St. John

Conservation Council

Charles Johnson

Rep. District 4

Roy Williams

UNC

Don Troy

NC WRC

Richard Hamilton

"

Charles Fullwood

"



H.B. 0013

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC ROADS IN TRANSYLVANIA COUNTY AND TO REQUIRE WRITTEN PERMISSION BEFORE HUNTING ON THE LAND OF ANOTHER IN TRANSYLVANIA COUNTY.

*Introduced by Representative(s): Walend.*

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*Principal Clerk's Use Only*

**PASSED 1st READING**  
**FEB 13 2003**  
**AND REFERRED TO COMMITTEE**  
**ON *Wildlife Resources***

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

**H**

**1**

**HOUSE BILL 13**

Short Title: Transylvania Hunting.

(Local)

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Sponsors: Representative Walend.

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Referred to: Wildlife Resources.

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February 13, 2003

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC  
ROADS IN TRANSYLVANIA COUNTY AND TO REQUIRE WRITTEN  
PERMISSION BEFORE HUNTING ON THE LAND OF ANOTHER IN  
TRANSYLVANIA COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to hunt, take, or kill any wild animal or wild bird from, on, or across the right-of-way of a public road, street, highway, or other public vehicular area in Transylvania County. For purposes of this section, "right-of-way" refers to the road surface from shoulder to shoulder. This section does not apply to public vehicular areas located in the Pisgah, Nantahala, or Toxaway game lands outside of designated safety zones.

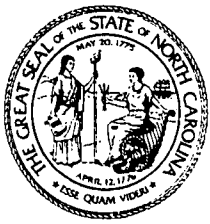
**SECTION 2.** It is unlawful to hunt on the land of another without having on one's person the written permission, dated within the last 12 months, of the landowner or lessee, or the landowner's or lessee's designee.

**SECTION 3.** Violation of this act is a Class 3 misdemeanor.

**SECTION 4.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by peace officers with general subject matter jurisdiction.

**SECTION 5.** This act applies only to Transylvania County.

**SECTION 6.** This act becomes effective October 1, 2003, and applies to offenses committed on or after that date.



## HB 13: Transylvania Hunting

### *BILL ANALYSIS*

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1st Edition

**Introduced by:** Representative Walend  
**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House bill 13 prohibits hunting from the right-of-way of public roads in Transylvania County. "Right-of-way" is defined as the road surface from shoulder to shoulder. The public vehicular areas located in the Pisgah, Nantahala, and Toxaway game lands outside of designated safety zones are excluded from the prohibition.

House Bill 13 also makes it unlawful to hunt on the land of another without the written permission of the landowner or lessee or their designee. The written permission must be dated within the last 12 months to be valid.

Violation of the act is a Class 3 misdemeanor.

The act becomes effective October 1, 2003 and applies to offences committed on or after that date.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

☐ Committee Substitute for

H.B. 13 A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE  
RIGHT-OF-WAY OF PUBLIC ROADS IN TRANSYLVANIA COUNTY AND TO  
REQUIRE WRITTEN PERMISSION BEFORE HUNTING ON THE LAND OF  
ANOTHER IN TRANSYLVANIA COUNTY.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

H.B. 0550

SESSION LAW

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF CERTAIN ROADS IN CRAVEN COUNTY.

Introduced by Representative(s): C. Johnson, Gorman, and Wainwright (Primary Sponsors).

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Principal Clerk's Use Only

PASSED 1st READING  
MAR 19 2007  
AND REFERRED TO COMMITTEE  
ON Wildlife Resources

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

HOUSE BILL 550

*Withdrawn  
for consideration*

1

Short Title: Craven County Road Hunting.

(Local)

Sponsors: Representatives C. Johnson, Gorman, and Wainwright (Primary Sponsors).

Referred to: Wildlife Resources.

March 19, 2003

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF CERTAIN  
ROADS IN CRAVEN COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to hunt, take, or kill any wild animal or bird on or from the right-of-way of State Road 1459 (Riverside Road) from Riverside Church north to its intersection with State Road 1460 (St. John's Road).

**SECTION 2.** It is unlawful to hunt, take, or kill any wild animal or bird on or from the right-of-way of State Road 1460 (St. John's Road) from its intersection with State Road 1459 (Riverside Road) west to the Pitt County line.

**SECTION 3.** Violation of this act is a Class 3 misdemeanor.

**SECTION 4.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace officers with general subject matter jurisdiction.

**SECTION 5.** This act becomes effective October 1, 2003.



# HB 550: Craven County Road Hunting

## *BILL ANALYSIS*

**Committee:** House Wildlife Resources

**Date:** April 6, 2003

**Version:** 1<sup>st</sup> Edition

**Introduced by:** REpresentative C. Johnson,  
Gorman, and Wainwright

**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House Bill 550 makes it unlawful to hunt from the right of way of State Road 1459 from Riverside Church north to the intersection of 1459 and State Road 1460 and from that intersection west to the Pitt County line. Violation of the act is a Class 3 misdemeanor.

The act becomes effective October 1, 2003.

0581

H.B. \_\_\_\_\_

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

AN ACT TO ALLOW ELECTROFISHING FOR CATFISH IN COLUMBUS COUNTY.

*Introduced by Representative(s): Hill.*

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*Principal Clerk's Use Only*

PASSED 1st READING

MAR 20 2003

AND REFERRED TO COMMITTEE

ON *Wildlife Resources*



**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

**H**

**1**

**HOUSE BILL 581\***

Short Title: Electrofishing/Waccamaw and Lumber Rivers. (Local)

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Sponsors: Representative Hill.

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Referred to: Wildlife Resources.

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March 20, 2003

A BILL TO BE ENTITLED

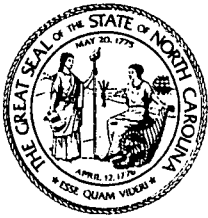
AN ACT TO ALLOW ELECTROFISHING FOR CATFISH IN COLUMBUS  
COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** Notwithstanding any other provision of law, a person who holds a current and valid special device license, as defined in G.S. 113-272.2, may use a hand-operated device which generates an electric current for taking catfish.

**SECTION 2.** This act applies only to those portions of the Waccamaw River located in Columbus County and to those portions of the Lumber River located in Columbus County.

**SECTION 3.** This act becomes effective July 1, 2003.



# **HB 581:**

## **Electrofishing/Waccamaw & Lumber Rivers**

### **BILL ANALYSIS**

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative Hill  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

*HB 581 allows electrofishing in the Waccamaw and Lumber Rivers.*

### **CURRENT LAW:**

G.S. 113-272.2 requires a person to obtain a special device license to be entitled to take nongame fish with any apparatus other than hook and line. The Wildlife Resources Commission, by rule, has identified the types of special devices that will be allowed. The use of hand operated devices generating electrical currents for taking catfish is not an approved method for taking catfish under a special device license.

### **BILL ANALYSIS:**

House Bill 581 would allow persons who hold a special device license to use a hand operated device that generates an electrical current for taking catfish in the Waccamaw and Lumber Rivers.

The act becomes effective July 1, 2003.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

- ☐ Committee Substitute for  
H.B. 581 A BILL TO BE ENTITLED AN ACT TO ALLOW ELECTROFISHING FOR  
CATFISH IN COLUMBUS COUNTY.
- ☒ With a favorable report.
- ☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)
- ☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.
- ☐ With an unfavorable report.
- ☐ With recommendation that the House concur.
- ☐ With recommendation that the House do not concur.
- ☐ With recommendation that the House do not concur; request conferees.
- ☐ With recommendation that the House concur; committee believes bill to be material.
- ☐ With an unfavorable report, with a Minority Report attached.
- ☐ Without prejudice.
- ☐ With an indefinite postponement report.
- ☐ With an indefinite postponement report, with a Minority Report attached.
- ☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

LOCAL BILL

H.B. 0646

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

AN ACT TO CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY  
GAME COMMISSION.

*Introduced by Representative(s): Owens.*

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**PASSED 1st READING**  
MAR 25 2003  
AND REFERRED TO COMMITTEE  
ON *Wildlife Resources*

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2003

H

1

HOUSE BILL 646

Short Title: Currituck Game Commission.

(Local)

Sponsors: Representative Owens.

Referred to: Wildlife Resources.

March 25, 2003

A BILL TO BE ENTITLED

AN ACT TO CHANGE THE MANNER OF CHOOSING THE MEMBERS OF THE  
CURRITUCK COUNTY GAME COMMISSION.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 5 of Chapter 1436 of the 1957 Session Laws, as amended by Chapter 622 of the 1981 Session Laws, reads as rewritten:

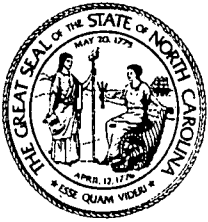
"Sec. 5. A Game Commission of Currituck County is hereby created which Commission shall consist of five members, each of whom shall be thoroughly acquainted with migratory water fowl shooting both ashore and afloat. The Game Commission shall be selected and appointed by the Board of County Commissioners of Currituck County, but no member shall be removed except upon the unanimous vote of all the members of the board of commissioners. ~~One member of said Commission shall be chosen from the district South of the Narrows, on from the district North of the Narrows and South of the northerly end of Church's Island, one from the district North of Church's Island on the westerly side of the Sound, one from the district North of Church's Island on the easterly side of the Sound, and one from the district North of Currituck Courthouse on the westerly side of the Sound.~~ One member shall be chosen from each of the four townships of Currituck County and one member shall be appointed to serve at large. In the event of a vacancy, successors to the members of the Commission shall be similarly appointed.

The members of said Game Commission shall be appointed by the board of county commissioners on the first Monday in July, 1957 and thereafter on the first Monday of June of each year as terms expire, and shall hold their offices for terms of two years, or until their successors are appointed and qualified, provided the terms of those appointed on the first Monday of July, 1957, shall expire on the first Monday of June, ~~1959.~~ Provided 1959, and provided that present members serving on date of ratification shall finish their ~~term.~~ terms.

The said Game Commission acting with the North Carolina Wildlife Resources Commission shall have charge of the enforcement of this and all migratory wild fowl

1 game laws in Currituck County, and the said Game commission acting with the North  
2 Carolina Wildlife Resources Commission shall have the power and authority to  
3 prescribe rules and regulations for the enforcement of such game laws and the  
4 protection of wild fowl life in said county, not inconsistent with the provisions of this  
5 Act. It is expressly provided that said Game Commission may establish sanctuaries or  
6 rest areas in which no wild fowl may be shot, hunted or disturbed."

7 **SECTION 2.** This act becomes effective June 1, 2003.



## HB 646: Currituck Game Commission

### BILL ANALYSIS

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative Owens  
**Summary by:** Barbara Riley  
Committee Counsel

### SUMMARY:

*House Bill 646 changes the current method of selecting the members of the Currituck County Game Commission.*

### CURRENT LAW:

The Currituck County Game Commission consists of 5 members selected and appointed by the board of County Commissions. S.L. 57-1436 set forth the geographic areas of the county from which each member would be drawn. These areas included the district south of the Narrows, North of the Narrows, south of the northerly end of Church's Island on the west side of the sound, north of Church's Island on the easterly side of the Sound and north of Currituck Courthouse on the westerly side of the sound.

### BILL ANALYSIS

House Bill 646 provides that the County Commissioners shall select one member of the Game Commission from each of the four townships in the County and one member shall be appointed to serve at large. The bill would not effect the terms of the current membership of the Commission.

The act becomes effective June 1, 2003.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

☐ Committee Substitute for

H.B. 646 A BILL TO BE ENTITLED AN ACT TO CHANGE THE MANNER OF  
CHOOSING THE MEMBERS OF THE CURRITUCK COUNTY GAME COMMISSION.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03



H.B. 0655

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF PEMBROKE CREEK IN CHOWAN COUNTY.

*Introduced by Representative(s): Culpepper.*

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*Principal Clerk's Use Only*

**PASSED 1st READING**  
**MAR 25 2003**  
**AND REFERRED TO COMMITTEE**  
*W. L. L. Resources*

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

**H**

**1**

**HOUSE BILL 655**

Short Title:  Pembroke Creek No-Wake Zone.

(Local)

Sponsors:  Representative Culpepper.

Referred to:  Wildlife Resources.

March 25, 2003

**A BILL TO BE ENTITLED**

**AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF PEMBROKE  
CREEK IN CHOWAN COUNTY.**

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to operate a vessel at greater than no-wake speed on the waters of Pembroke Creek from the Highway 17 Business bridge to the vicinity of Dillard's Island in Chowan County. No-wake speed is idle speed or a slow speed creating no appreciable wake.

**SECTION 2.** With regard to marking the no-wake speed zone established in Section 1 of this act, Chowan County or its designee may place and maintain markers in accordance with the Uniform Waterway Marking System and any supplementary standards for that system adopted by the Wildlife Resources Commission. All markers of the no-wake speed zone shall be buoys or floating signs placed in the water or signs placed on pilings and shall be sufficient in number and size so as to give adequate warning of the no-wake speed zone to vessels approaching from various directions.

**SECTION 3.** This act is enforceable under G.S. 75A-17 as if it were a provision of Chapter 75A of the General Statutes.

**SECTION 4.** Violation of this act is a Class 3 misdemeanor.

**SECTION 5.** This act applies only to Chowan County.

**SECTION 6.** This act is effective when it becomes law and is enforceable after markers complying with Section 2 of this act are placed in the water.



## HB 655: Pembroke Creek No Wake Zone

### *BILL ANALYSIS*

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative Culpepper  
**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House Bill 655 establishes a no wake zone in Pembroke Creek from the Highway 17 Business bridge upstream to the northern entrance of the canal creating Dillard's Island in Chowan County.

No wake speed is idle speed or slow speed without an appreciable wake. Chowan County, or its designee may place and maintain markers in accordance with the Uniform Waterway Marking System and any supplemental standards adopted by the Wildlife Resources Commission. The markings shall be buoys or floating signs or signs placed on pilings sufficient to give adequate notice of the no wake speed zone.

The act is enforceable by wildlife protectors and other State and local law enforcement officers pursuant to the enforcement provisions of the Boating Safety Act, G.S. 75A-17. Violation of the act is a Class 3 misdemeanor.

The act is effective when it becomes law and may be enforced after the appropriate signs and markers are placed in Pembroke Creek.

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

**H**

**D**

**HOUSE BILL 655**  
**PROPOSED COMMITTEE SUBSTITUTE H655-CSRF-5 [v.1]**

4/7/2003 9:56:33 AM

Short Title:  Pembroke Creek No-Wake Zone.

(Local)

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Sponsors:

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Referred to:

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March 25, 2003

1                                   A BILL TO BE ENTITLED  
2 AN ACT TO ESTABLISH A NO-WAKE ZONE ON A PORTION OF PEMBROKE  
3 CREEK IN CHOWAN COUNTY.

4 The General Assembly of North Carolina enacts:

5           **SECTION 1.** It is unlawful to operate a vessel at greater than no-wake speed  
6 on the waters of Pembroke Creek from the Highway 17 Business bridge upstream to the  
7 northern entrance of the canal creating Dillard's Island in Chowan County. No-wake  
8 speed is idle speed or a slow speed creating no appreciable wake.

9           **SECTION 2.** With regard to marking the no-wake speed zone established in  
10 Section 1 of this act, Chowan County or its designee may place and maintain markers in  
11 accordance with the Uniform Waterway Marking System and any supplementary  
12 standards for that system adopted by the Wildlife Resources Commission. All markers  
13 of the no-wake speed zone shall be buoys or floating signs placed in the water or signs  
14 placed on pilings and shall be sufficient in number and size so as to give adequate  
15 warning of the no-wake speed zone to vessels approaching from various directions.

16           **SECTION 3.** This act is enforceable under G.S. 75A-17 as if it were a  
17 provision of Chapter 75A of the General Statutes.

18           **SECTION 4.** Violation of this act is a Class 3 misdemeanor.

19           **SECTION 5.** This act applies only to Chowan County.

20           **SECTION 6.** This act is effective when it becomes law and is enforceable  
21 after markers complying with Section 2 of this act are placed in the water.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

☐ Committee Substitute for  
H.B. 655 A BILL TO BE ENTITLED AN ACT TO ESTABLISH A NO-WAKE ZONE ON  
A PORTION OF PEMBROKE CREEK IN CHOWAN COUNTY.

- ☐ With a favorable report.
- ☐ With a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations ☐ Finance ☐ ☐.
- ☒ With a favorable report as to the committee substitute bill (# \_\_\_\_\_), ☐ which changes the title, unfavorable as to (the original bill) (~~Committee Substitute Bill # \_\_\_\_\_~~), (and recommendation that the committee substitute bill # \_\_\_\_\_ be re-referred to the Committee on \_\_\_\_\_).
- ☐ With a favorable report as to House committee substitute bill (# \_\_\_\_\_), ☐ which changes the title, unfavorable as to Senate committee substitute bill.
- ☐ With an unfavorable report.
- ☐ With recommendation that the House concur.
- ☐ With recommendation that the House do not concur.
- ☐ With recommendation that the House do not concur; request conferees.
- ☐ With recommendation that the House concur; committee believes bill to be material.
- ☐ With an unfavorable report, with a Minority Report attached.
- ☐ Without prejudice.
- ☐ With an indefinite postponement report.
- ☐ With an indefinite postponement report, with a Minority Report attached.
- ☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

## **AGENDA**

### **HOUSE COMMITTEE ON WILDLIFE RESOURCES**

**April 16, 2003**

#### **OPENING REMARKS**

**Representative Bobby H. Barbee, Sr., Chairman**

#### **RECOGNITION OF PAGES AND SERGEANTS-AT-ARMS**

#### **AGENDA ITEMS**

**HB 13 TRANSYLVANIA HUNTING**  
**Representative Walend, Sponsor**

**HB 550 CRAVEN COUNTY ROAD HUNTING**  
**Representative C. Johnson, Sponsor**

**HB 898 CONTROLLED HUNTING PRESERVES**  
**Representatives LaRoque, Sponsor**

**HB 1100 PROTECT CERTAIN REPTILES AND AMPHIBIANS**  
**Representatives Parmon or Womble, Sponsors**

**HB 1158 HUNTING WITH PISTOLS**  
**Representative Daughtridge Sponsor**

MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

April 16, 2003

The House Committee on Wildlife Resources met on Wednesday, April 16, 2003 in Room 1425 of the Legislative Building at 12:00 noon. The following members were present: Chairman Bobby Barbee, Vice-Chair Stanley Fox, Representatives John Blust, Billy Creech, Marvin Lucas, Wayne Sexton, Edith Warren, and Arthur Williams. Barbara Riley and Mary Shuping, Staff from Research Division, were in attendance. Martha Gadison and Brian Doherty assisted the committee from the Sergeant-at-Arms office. Wells Vance of Iredell County and Street Jones of Wake County were the Pages serving the committee. A Visitor Registration List is attached and made part of these minutes.

The Chairman called the meeting to order and requested that Representative Fox and Representative Creech, who had not been present at the first meeting, tell the committee in a few words about themselves and what they do for a living.

Representative Barbee called on Representative Pryor Gibson to present House Bill 898, A BILL TO BE ENTITLED AN ACT TO GRANT AN ALLOWANCE FOR CONTROLLED HUNTING PRESERVES LICENSED BY THE WILDLIFE RESOURCES COMMISSION FOR THE TAKING OF DOMESTICALLY RAISED GAME BIRDS. There was much discussion. Questions were asked of Dick Hamilton, Assistant Director of the Department of Wildlife Resources. Joe McClees and Bill Brooks, lobbyists, were recognized and spoke against the bill. Representative Stephen LaRoque, co-sponsor of the bill, was called on to make comments. Representative Sexton suggested that the bill be studied further. Representative Barbee appointed a subcommittee composed of Representative Sexton, Representative Lucas and Representative Creech and asked for a report subject to the crossover. Representative Barbee appointed Representative Sexton chairman.

House Bill 1100, AN ACT TO AMEND THE AUTHORITY OF THE WILDLIFE RESOURCES COMMISSION TO ENABLE PROTECTION OF CERTAIN REPTILES AND AMPHIBIANS REQUIRING CONSERVATION MEASURES, was explained by Representative Marvin Lucas, bill sponsor. Dick Hamilton of the Wildlife Department spoke for the passage of the bill on behalf of the Department. Handouts related to this bill were distributed to the committee members, copies attached. Representative Creech made a motion for a favorable report and the motion passed.

Representative Trudi Walend was recognized to explain House Bill 13, AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC ROADS IN TRANSYLVANIA COUNTY AND TO REQUIRE WRITTEN PERMISSION BEFORE HUNTING ON THE LAND OF ANOTHER IN TRANSYLVANIA COUNTY. This bill was withdrawn from the House Calendar on April 10 and returned to this committee.

Representative Sexton submitted an amendment to this bill, which is attached, and made motion for a favorable report on the amendment. The amendment failed. Representative Warren made motion for a favorable report on the original bill. Representative Barbee called for a vote and the motion passed.

The chair called on Representative Charles Johnson to present House Bill 550, AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF CERTAIN ROADS IN CRAVEN COUNTY. Upon motion by Representative Warren, the Committee voted to give this bill a favorable report.

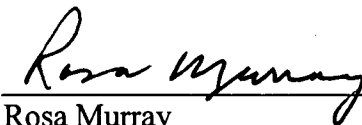
House Bill 1158, AN ACT TO AMEND THE LAW SPECIFYING THE TYPE OF PISTOLS THAT MAY BE USED FOR HUNTING, was explained by Representative William Daughtridge, Jr., bill sponsor. Representative Sexton made motion for a favorable report. The committee voted for a favorable report on House Bill 1158.

There being no further business, the Chair adjourned the meeting at 12:55 P.M.

Respectfully submitted.



Representative Bobby H. Barbee, Sr.  
Chairman



Rosa Murray  
Committee Assistant



# VISITOR REGISTRATION SHEET

WILDLIFE RESOURCES COMMITTEE

April 16, 2003

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

|                 |  |
|-----------------|--|
| Julia Keith     | NC Conservation Net, Raleigh                 |
| Shelly Barner   | North Carolina Wildlife Resources Commission |
| Ginger Williams | NC Wildlife Resources Comm.                  |
| Brad Gunn       | NC wildlife Resources Comm.                  |
| Kelly Doughless | NC Wildlife Resources Commission             |
| Shannon Deaton  | NC Wildlife Resources Commission             |
| Julie Allen     | NC Statewatch                                |
| Lu-Ann Coe      | NCPA   |
| Andrew Duren    | AFW  |
| Roy Williams    | UNC  |
| Jay Peters      | LPASSOC                                      |

# VISITOR REGISTRATION SHEET

WILDLIFE RESOURCES COMMITTEE

**APRIL 16, 2003**

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

|                  |   |
|------------------|---|
| Bill Brooks      | NCFPC   |
| Wilson Laney     | NC Nongame Wildlife Advisory Committee<br>also U.S. Fish and Wildlife Service, South Atlantic Fisheries<br>P.O. Box 33683, Raleigh, NC 27636-3683 |
| Alvin Braswell   | NC Nongame Wildlife Advisory Committee<br>+ NC State Museum of Natural Sciences   |
| Norman Young     | NC DOJ - Council to NCWRC   |
| David Davenport  | North Carolina State Museum of Natural Sciences   |
| Charles Johnson  | Dist 4 NC House   |
| LARRY WOMBLE     | State Rep   |
| DICK HAMILTON    | WILDLIFE  |
| Wade Rawlins     | News Observer   |
| Joe McCh         | McCh Congress   |
| Bill Doughtridge | NC House  |

# VISITOR REGISTRATION SHEET

Wildlife Resources

Name of Committee

APRIL 16, 2003

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

Joan Troy

NC WRC

David Gibbs

NLWRC

H.B. 0013

SESSION LAW \_\_\_\_\_

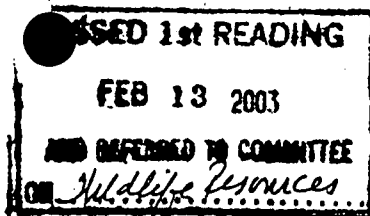
## A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC ROADS IN TRANSYLVANIA COUNTY AND TO REQUIRE WRITTEN PERMISSION BEFORE HUNTING ON THE LAND OF ANOTHER IN TRANSYLVANIA COUNTY.

*Introduced by Representative(s): Walend.*

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*Principal Clerk's Use Only*



**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

**H**

**1**

**HOUSE BILL 13**

Short Title: Transylvania Hunting.

(Local)

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Sponsors: Representative Walend.

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Referred to: Wildlife Resources.

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February 13, 2003

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF PUBLIC  
ROADS IN TRANSYLVANIA COUNTY AND TO REQUIRE WRITTEN  
PERMISSION BEFORE HUNTING ON THE LAND OF ANOTHER IN  
TRANSYLVANIA COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to hunt, take, or kill any wild animal or wild bird from, on, or across the right-of-way of a public road, street, highway, or other public vehicular area in Transylvania County. For purposes of this section, "right-of-way" refers to the road surface from shoulder to shoulder. This section does not apply to public vehicular areas located in the Pisgah, Nantahala, or Toxaway game lands outside of designated safety zones.

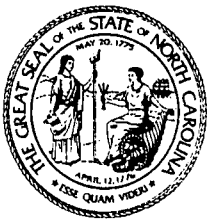
**SECTION 2.** It is unlawful to hunt on the land of another without having on one's person the written permission, dated within the last 12 months, of the landowner or lessee, or the landowner's or lessee's designee.

**SECTION 3.** Violation of this act is a Class 3 misdemeanor.

**SECTION 4.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by peace officers with general subject matter jurisdiction.

**SECTION 5.** This act applies only to Transylvania County.

**SECTION 6.** This act becomes effective October 1, 2003, and applies to offenses committed on or after that date.



## HB 13: Transylvania Hunting

### *BILL ANALYSIS*

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1st Edition

**Introduced by:** Representative Walend  
**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House bill 13 prohibits hunting from the right-of-way of public roads in Transylvania County. "Right-of-way" is defined as the road surface from shoulder to shoulder. The public vehicular areas located in the Pisgah, Nantahala, and Toxaway game lands outside of designated safety zones are excluded from the prohibition.

House Bill 13 also makes it unlawful to hunt on the land of another without the written permission of the landowner or lessee or their designee. The written permission must be dated within the last 12 months to be valid.

Violation of the act is a Class 3 misdemeanor.

The act becomes effective October 1, 2003 and applies to offences committed on or after that date.



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 13

H13-ARF-9 [v.1]

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)

Page 1 of 1

Date \_\_\_\_\_, 2003

Comm. Sub. [NO]  
Amends Title [YES]  
First Edition

Representative Sexton

1 moves to amend the bill on page 1, line 2 by rewriting that line to read:

2

3 "AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM FROM THE  
4 RIGHT-OF-WAY OF PUBLIC":

5

6 and further amends the bill on page 1, line 7 by rewriting that line to read:

7

8 "SECTION 1. It is unlawful to discharge a firearm"

SIGNED Wayne Sexton  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED ☒ TABLED \_\_\_\_\_

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

☐ Committee Substitute for

H.B. 13 A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE  
RIGHT-OF-WAY OF PUBLIC ROADS IN TRANSYLVANIA COUNTY AND TO  
REQUIRE WRITTEN PERMISSION BEFORE HUNTING ON THE LAND OF  
ANOTHER IN TRANSYLVANIA COUNTY.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03



0550

H.B. \_\_\_\_\_

SESSION LAW \_\_\_\_\_

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF CERTAIN ROADS IN CRAVEN COUNTY.

Introduced by Representative(s): C. Johnson, Gorman, and Wainwright (Primary Sponsors).

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Principal Clerk's Use Only

FILED 1st READING  
MAR 19 2007  
AND REFERRED TO COMMITTEE  
ON Wildlife Resources

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2003

H

1

HOUSE BILL 550

Short Title: Craven County Road Hunting.

(Local)

Sponsors: Representatives C. Johnson, Gorman, and Wainwright (Primary Sponsors).

Referred to: Wildlife Resources.

March 19, 2003

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY OF CERTAIN  
ROADS IN CRAVEN COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to hunt, take, or kill any wild animal or bird on or from the right-of-way of State Road 1459 (Riverside Road) from Riverside Church north to its intersection with State Road 1460 (St. John's Road).

**SECTION 2.** It is unlawful to hunt, take, or kill any wild animal or bird on or from the right-of-way of State Road 1460 (St. John's Road) from its intersection with State Road 1459 (Riverside Road) west to the Pitt County line.

**SECTION 3.** Violation of this act is a Class 3 misdemeanor.

**SECTION 4.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace officers with general subject matter jurisdiction.

**SECTION 5.** This act becomes effective October 1, 2003.



## **HB 550:** **Craven County Road Hunting**

### ***BILL ANALYSIS***

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**Committee:** House Wildlife Resources

**Date:** April 6, 2003

**Version:** 1<sup>st</sup> Edition

**Introduced by:** REpresentative C. Johnson,  
Gorman, and Wainwright

**Summary by:** Barbara Riley  
Committee Counsel

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### ***SUMMARY:***

House Bill 550 makes it unlawful to hunt from the right of way of State Road 1459 from Riverside Church north to the intersection of 1459 and State Road 1460 and from that intersection west to the Pitt County line. Violation of the act is a Class 3 misdemeanor.

The act becomes effective October 1, 2003.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

☐ Committee Substitute for

H.B. 550 A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING FROM THE  
RIGHT-OF-WAY OF CERTAIN ROADS IN CRAVEN COUNTY.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

PUBLIC BILL

0898

H.B. \_\_\_\_\_

SESSION LAW \_\_\_\_\_

A BILL TO BE ENTITLED

AN ACT TO GRANT AN ALLOWANCE FOR CONTROLLED HUNTING PRESERVES LICENSED BY THE WILDLIFE RESOURCES COMMISSION FOR THE TAKING OF DOMESTICALLY RAISED GAME BIRDS.

Introduced by Representative(s): Gibson. & LaRogue (Primary Sponsors)

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PASSED 1st READING  
APR 7 2003  
AND REFERRED TO COMMITTEE  
ON *Wildlife Resources*

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

1

HOUSE BILL 898

Short Title: Controlled Hunting Preserves.

(Public)

Sponsors: Representatives Gibson and LaRoque (Primary Sponsors).

Referred to: Wildlife Resources.

April 7, 2003

A BILL TO BE ENTITLED  
AN ACT TO GRANT AN ALLOWANCE FOR CONTROLLED HUNTING  
PRESERVES LICENSED BY THE WILDLIFE RESOURCES COMMISSION  
FOR THE TAKING OF DOMESTICALLY RAISED GAME BIRDS.

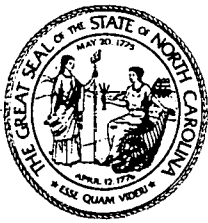
The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 103-2 reads as rewritten:

**"§ 103-2. Hunting on Sunday.**

If any person shall, except in defense of his own property, hunt on Sunday, having with him a shotgun, rifle, or pistol, he shall be guilty of a Class 3 misdemeanor. Provided, that the provisions hereof shall not be applicable to military reservations, the jurisdiction of which is exclusively in the federal government, or to field trials authorized by the Wildlife Resources ~~Commission~~ Commission, or to controlled hunting preserves licensed by the Wildlife Resources Commission pursuant to G.S. 113-273(g) for the taking of domestically raised game birds other than wild turkeys. Provided further that no person shall hunt on Sunday on a controlled hunting preserve from 11:00 A.M. to 1:30 P.M. or within one-half mile of a place of worship. Wildlife protectors are granted authority to enforce the provisions of this section."

**SECTION 2.** This act becomes effective October 1, 2003.



## HB 898: Controlled Hunting Preserves

### *BILL ANALYSIS*

**Committee:** House Wildlife Resources

**Date:** April 6, 2003

**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representatives Gibson and  
LaRoque

**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House Bill 898 amends G.S. 103-2, prohibiting hunting on Sunday, to exempt controlled hunting preserves licensed by the Wildlife Resources Commission for the taking of game birds. Persons hunting on Sunday at a controlled hunting preserve may not hunt between the hours of 11am to 1:30 pm or within ½ mile of a place of worship.

The act becomes effective October 1, 2003.

PUBLIC BILL

H.B. 1100

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

AN ACT TO AMEND THE AUTHORITY OF THE WILDLIFE RESOURCES COMMISSION TO ENABLE PROTECTION OF CERTAIN REPTILES AND AMPHIBIANS REQUIRING CONSERVATION MEASURES.

*Introduced by Representative(s):* Parmon and Womble (Primary Sponsors).

|               |  |  |  |
|---------------|--|--|--|
| <i>Parmon</i> |  |  |  |
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*Principal Clerk's Use Only*

**PASSED 1st READING**  
APR 10 2003  
**AND REFERRED TO COMMITTEE**  
ON *Wildlife Resources*



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2003

H

1

HOUSE BILL 1100

Short Title: Protect Certain Reptiles and Amphibians.

(Public)

Sponsors: Representatives Parmon, Womble (Primary Sponsors); and Rapp.

Referred to: Wildlife Resources.

April 10, 2003

A BILL TO BE ENTITLED

AN ACT TO AMEND THE AUTHORITY OF THE WILDLIFE RESOURCES  
COMMISSION TO ENABLE PROTECTION OF CERTAIN REPTILES AND  
AMPHIBIANS REQUIRING CONSERVATION MEASURES.

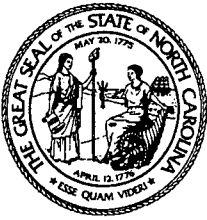
The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 113-333(a) is amended by adding a new subdivision to  
read:

"(6) To adopt and implement rules to limit, regulate, or prohibit the taking, possession, collection, purchase or sale of those species of wild animals in the classes Amphibia and Reptilia that do not meet the criteria for listing pursuant to G.S. 113-334, but that are determined by the Commission to require conservation measures. However, the Commission shall not have the authority under this subdivision to prohibit the taking of any such species solely to protect persons or property, or to prohibit possession of four or less individual reptiles or 24 or less individual amphibians of those species in the aggregate by any person."

**SECTION 2.** The commercial taking of all individuals within the species of turtles in the families Emydidae and Trionychidae, which are the large basking and sliding turtles, is prohibited until such time as the Wildlife Resources Commission adopts rules to regulate the taking of turtles within these two families of reptiles. For the purposes of this section, "commercial taking" is defined as the capture and possession in the aggregate of five or more individual turtles from the two families of reptiles listed herein.

**SECTION 3.** This act becomes effective October 1, 2003.



# HB 1100: Protect Certain Reptiles and Amphibians

## BILL ANALYSIS

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative Parmon and  
Womble  
**Summary by:** Barbara Riley  
Committee Counsel

### SUMMARY:

*House Bill 1100 amends the powers and duties of the Wildlife Resources Commission to regulate activities related to endangered or threatened wildlife or species of special concern to include the authority to protect certain species of reptiles and amphibians not qualifying as endangered, threatened, or of special concern.*

### CURRENT LAW:

Under Article 25 of Chapter 113 of the General Statutes, the Wildlife Resources Commission is authorized to adopt lists of protected wildlife species, revise those lists, coordinate and implement conservation programs for protected species, and to prevent the taking, sale and collection of protected species. G.S. 113-333. The species which may be placed on a protected list include those on the federal lists of endangered or threatened species under the Federal Endangered Species Act, and those that the North Carolina NonGame Wildlife Advisory Committee propose to add to the list. In determining whether to add a species to the list, the Advisory Committee examines the data and information available to determine if any federal, state, or private entity is working to protect the species, whether there is current or threatened destruction of habitat, if there is overutilization of the species for commercial, recreational or scientific purposes, whether there is a critical depopulation of the species and the existence of other manmade factors affecting the viability of the species. G.S. 113-334.

### BILL ANALYSIS:

House Bill 1100 amends the powers and duties of the Wildlife Resources Commission under Article 25 authorizing the Commission to adopt rules limiting, regulating or prohibiting the taking, possession collection, purchase and sale of species of Amphibia and Reptilia that do not meet the criteria for listing as a protected species, but that the Commission has determined do require conservation measures. The Commission may not adopt rules to prohibit the taking of species in cases of protection of person or property. The rules adopted shall allow the possession of 4 or fewer reptiles and 24 or fewer amphibians.

Section 2 of House Bill 1100 prohibits the commercial taking of all species of turtles in the families Emydidae and Trionychidae until the Wildlife Resources Commission adopts rules to regulate their taking. The turtles covered include the large basking turtles and sliding turtles. Commercial taking is defined as the capture and possession of 5 or more turtles from the 2 families.

he act becomes effective October 1, 2003.

## **Justification for HB 1100 - Protect certain amphibians and reptiles**

**Currently the Wildlife Resources Commission does not have regulatory authority over any species of amphibian or reptile unless it is listed as an endangered or threatened species. Many threats to the welfare of certain amphibians and reptiles exist today, such as over harvest for commercial purposes. We need to be able to address these threats and protect these populations before they become endangered or threatened. This bill is “proactive” in scope in that it allows the WRC to implement management plans so that listing the animal as endangered or threatened is not necessary. HB 1100 does not impose any restriction on the use of private property nor does it impose any additional burden on any other state agency.**

**Section 1 of HB 1100 authorizes the Wildlife Resources Commission to enact rules to protect amphibians and reptiles when it finds that these animals need conservation measures to prevent their becoming endangered or threatened. The bill restricts to some degree the protection that may be imposed so that any person may protect his/her property or self from harm from one of these animals. Furthermore, any rule adopted pursuant to this authority must allow a person to collect or possess 24 amphibians and 4 reptiles for personal reasons.**

**Section 2 gives immediate protection to the group of turtles known as the basking and sliding turtles and continues that protection until such time as the Wildlife Resources Commission can enact rules to protect them from over exploitation. This section still provides the private collection and possession of 4 reptiles and 24 amphibians by any person. Commercial taking of these turtles has increased dramatically in the past couple of years and the populations of these turtles in being decimated in North Carolina.**

# The Future of North Carolina's Turtles Is in Your Hands!

Safe?



Photo courtesy of Tom Akre, SREL

or

Soup?



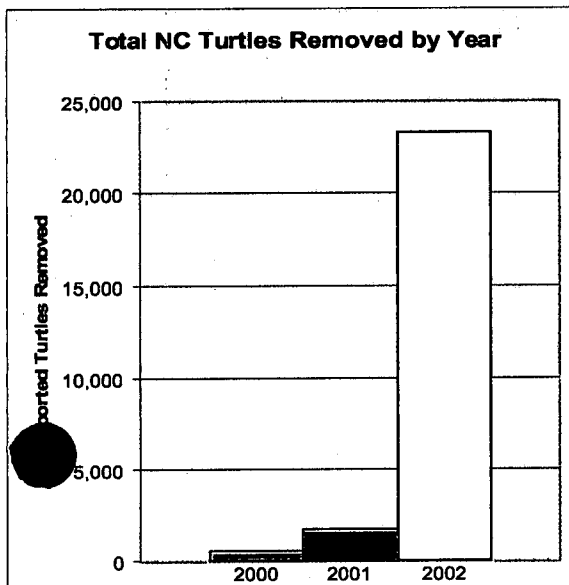
Photo courtesy of H. Arner

basking turtle commonly seen in ponds and lakes in North Carolina.

North Carolina turtles are among those exported and sold in Asian food markets.

## What is happening to turtles in North Carolina?

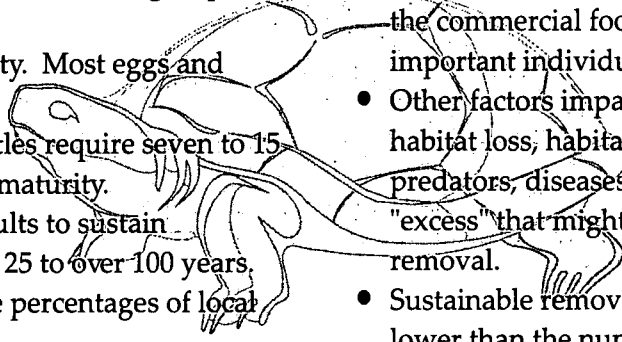
Commercial collectors have removed a dramatically increasing number of North Carolina's turtles over the past two years!



- A reported 460 turtles were removed from North Carolina in 2000. That number increased to more than 1,600 turtles in 2001 and 23,000 turtles in 2002.
- All commercial collectors (12) reporting in 2002 reapplied for annual licenses for the current year.
- Native turtle populations have taken many years to reach current levels but are being seriously reduced in a very short time.
- Recovery of populations will not be quick, and continued unsustainable harvest rates will only exacerbate the problem.
- The most common commercial outlet of turtles is the Asian food industry where more than two tons of turtles are sold daily in China.

# Why are turtles so vulnerable to overexploitation?

- Low reproductive rates. Of all vertebrate groups, turtles have the lowest.
- High egg and juvenile mortality. Most eggs and juveniles are lost.
- Delayed sexual maturity. Turtles require seven to 15 or more years to reach sexual maturity.
- Dependence on long-lived adults to sustain populations. Turtles live from 25 to over 100 years.
- Relative ease in trapping large percentages of local populations.
- Lack of regulations to control removal.
- Older and larger turtles are the most sought after by the commercial food trade. But they are the most important individuals for population maintenance.
- Other factors impacting turtle populations, such as habitat loss, habitat fragmentation, road mortality, predators, diseases and drought, are eliminating "excess" that might be available for commercial removal.
- Sustainable removal from turtle populations is much lower than the numbers removed by most commercial operations.

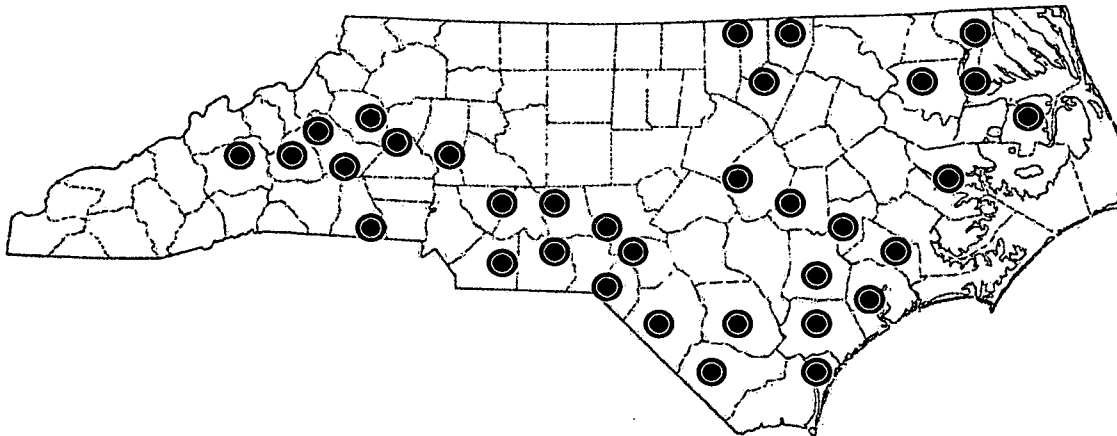


## Why should we care what happens to North Carolina's turtles?

- One third of North Carolina's 21 turtle species are currently in jeopardy.
- The box turtle, the state reptile of North Carolina, is vulnerable to commercial exploitation.
- We have a responsibility to current and future generations to manage the state's natural resources responsibly.
- Turtles are an integral part of ecosystems.
- For now, the southeastern United States boasts one of the world's richest diversity of turtle species.
- Protecting turtles benefits a broad array of public interests, ranging from educational and scientific to recreational and economic.

## Where are commercial collectors removing turtles?

⊙ = Counties Involved



- Eighty percent of the turtles removed from North Carolina during 2002 (23,311) were taken by out-of-state collectors who paid only \$5 each for a license.
- For turtle species, unsustainable use is likely the most significant global threat (Rhodin 2000). Delayed maturity and low levels of recruitment put a premium on adult survivorship and may preclude sustainable harvest of adults (Congdon et al. 1993, 1994; Reed et al. 2002).

Information provided by:

Partners in Amphibian and Reptile Conservation, the N.C. State Museum of Natural Sciences and the N.C. Wildlife Resources Commission. Literature citations provided upon request. Contact Ann Berry Somers at 336-334-4978 or [absomers@uncg.edu](mailto:absomers@uncg.edu).

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources**.

☐ Committee Substitute for

H.B. 1100 A BILL TO BE ENTITLED AN ACT TO AMEND THE AUTHORITY OF THE  
WILDLIFE RESOURCES COMMISSION TO ENABLE PROTECTION OF CERTAIN  
REPTILES AND AMPHIBIANS REQUIRING CONSERVATION MEASURES.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ .

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ .

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

PUBLIC BILL

H.B. 1158

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

AN ACT TO AMEND THE LAW SPECIFYING THE TYPE OF PISTOLS THAT MAY BE USED FOR  
HUNTING.

Introduced by Representative(s): Daughtridge.

Arthur Williams [Signature] \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Principal Clerk's Use Only*

**PASSED 1st READING**  
**APR 10 2003**  
**AND REFERRED TO COMMITTEE**  
**ON.. Wildlife Resources.**

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

1

HOUSE BILL 1158

Short Title: Hunting With Pistols.

(Public)

Sponsors: Representatives Daughtridge; A. Williams and K. Williams.

Referred to: Wildlife Resources.

April 10, 2003

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW SPECIFYING THE TYPE OF PISTOLS THAT  
MAY BE USED FOR HUNTING.

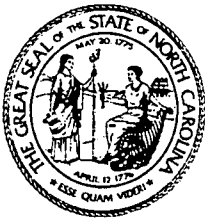
The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 113-291.1 reads as rewritten:

"(g) If a season is open permitting such method of taking for the species in question, a hunter may take rabbits, squirrels, opossum, raccoons, fur-bearing animals, and nongame animals and birds open to hunting with a pistol of .22 caliber with a barrel not less than ~~six inches in length and loaded with long rifle ammunition.~~ five and one-half inches in length. In addition, a hunter or trapper lawfully taking a wild animal or wild bird by another lawful method may use a knife, pistol, or other swift method of killing the animal or bird taken. The Wildlife Resources Commission may, however, restrict or prohibit the carrying of firearms during special seasons or in special areas reserved for the taking of wildlife with primitive weapons or other restricted methods."

**SECTION 2.** This act becomes effective October 1, 2003.





# HB 1158: Hunting with Pistols

## *BILL ANALYSIS*

**Committee:** House Wildlife Resources  
**Date:** April 6, 2003  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative Daughtridge  
**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House Bill 1158 amends G.S. 113-291.1(g) which provides for the taking of rabbits, squirrels, possums, raccoons and other fur-bearing animals with .22 caliber pistols having a barrel length of not less than 6 inches. The amendment would allow the use of pistols with a minimum barrel length of 5 ½ inches. According to the Wildlife Resources Commission, the standard barrel length on a pistol is 5 ½ inches. Pistols with barrels of 6 inches or more must be special ordered.

The act becomes effective October 1, 2003.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources.**

- ☐ Committee Substitute for  
H.B. 1158 A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW SPECIFYING  
THE TYPE OF PISTOLS THAT MAY BE USED FOR HUNTING.
- ☒ With a favorable report.
- ☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)
- ☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.
- ☐ With an unfavorable report.
- ☐ With recommendation that the House concur.
- ☐ With recommendation that the House do not concur.
- ☐ With recommendation that the House do not concur; request conferees.
- ☐ With recommendation that the House concur; committee believes bill to be material.
- ☐ With an unfavorable report, with a Minority Report attached.
- ☐ Without prejudice.
- ☐ With an indefinite postponement report.
- ☐ With an indefinite postponement report, with a Minority Report attached.
- ☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

**AGENDA**

**HOUSE COMMITTEE ON WILDLIFE RESOURCES**

**MAY 7, 2003**

**OPENING REMARKS**

**Representative Bobby H. Barbee, Sr., Chairman**

**RECOGNITION OF PAGES AND SERGEANT-AT-ARMS**

**AGENDA ITEMS**

**SB 245 CONTROLLED HUNTING/NO IMPORTATION OF  
COYOTES**

**Senator David Weinstein, Sponsor**

**SB 498 ELECTROFISHING/WACCAMAW AND LUMBER  
RIVERS**

**Senator R. C. Soles, Jr., Sponsor**

*Identical to HB 581 (ratified)*

**SB 825 PROTECT CERTAIN REPTILES AND AMPHIBIANS**

**Senator Charlie Albertson, Sponsor**

MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

May 7, 2003

The House Committee on Wildlife Resources met on Wednesday, May 7, 2003, in Room 1425 of the Legislative Building at 12:00 noon. The following members were present: Chairman Bobby H. Barbee, Sr., Representatives John Blust, Marvin Lucas, Wayne Sexton and Ex-officio members, Pete Cunningham, and Rick Eddins. Barbara Riley and Mary Shuping, staff from the Research Division, were in attendance. Mia Woo and Jessica Brentley, both of Randolph County, served as Pages for the meeting. Bill Sullivan and James Worth assisted the committee from the Sergeant-at-Arms office. A Visitor Registration List is attached and made part of these minutes.

The chairman called the meeting to order and introduced the Pages and Sergeant-at-Arms.

Senator David Weinstein was called on to present Senate Bill 245, AN ACT TO AUTHORIZE THE HUNTING OF COYOTES IN CONTROLLED HUNTING PRESERVES AND TO MAKE IT UNLAWFUL TO IMPORT LIVE COYOTES INTO THIS STATE. A summary of this bill prepared by Barbara Riley and a North Carolina Coyote Distribution Map prepared by Wildlife Resources Commission were passed out to members, copies attached. Representative Marvin Lucas moved for a favorable report and the motion passed.

George Givens of the Research Division, representing Senator Charles Albertson, bill sponsor, was recognized to present Committee Substitute for Senate Bill 825, AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO PROTECT CERTAIN REPTILES AND AMPHIBIANS THAT REQUIRE CONSERVATION MEASURES. He informed the committee that this Senate Committee Substitute is very similar to House Bill 1100 sponsored by Representatives Earline Parmon and Larry Womble that passed the House on April 23, 2003. Mr. Givens advised that this version is endorsed by the Wildlife Resources Commission.

Section 1 adds power to the Commission to limit taking of certain classes of amphibians and reptiles, including turtles. At present these turtles are not on the endangered species list. Purpose of these rules is to conserve the turtles so they would not become endangered species. This is not authorized protection of habitat. It is limitation of taking turtles.

Section 2 provides for the temporary prohibition of taking these turtles and a penalty, same as violation of any wildlife rules.

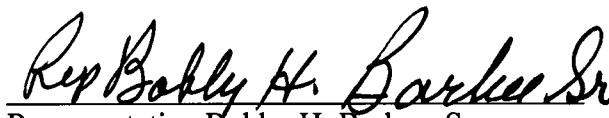
Section 3 makes this Act effective July 1, 2003.

Representative Sexton submitted an amendment to insert the word "terrapin" in several places in the bill (copy of amendment attached). The chairman asked for a vote on the amendment and the amendment passed. Representative Sexton made motion for a favorable report on House Substitute Bill 825. The motion passed.

Representative Barbee recognized Representative Sexton, chairman of the subcommittee appointed on April 16, 2003 to study House Bill 898, CONTROLLED HUNTING PRESERVES. Representative Sexton advised that the subcommittee decided that this bill not be taken up this year.

There being no further business, the Chair adjourned the meeting at 12:50 P.M.

Respectfully submitted,



Representative Bobby H. Barbee, Sr.  
Chairman



Rosa Murray  
Committee Assistant

# VISITOR REGISTRATION SHEET

WILDLIFE RESOURCES COMMITTEE

Name of Committee

May 7, 2003

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

|                 |   |
|-----------------|---|
| Alvin Braswell  | NC State Museum of Natural Sciences<br>11 W. Jones St. Raleigh, NC                        |
| Richard Yates   | Representing - NCWRC Non-Gam Advisory Committee<br>7828 Harbor Drive<br>Raleigh, NC 27615 |
| DICK HAMILTON   | WILD LIFE   |
| Sarah Cross     | NCWRC   |
| David Cobb      | NCWRC   |
| David Knight    | NC Wildlife Fed   |
| Steve Wall      | Conservation Council  |
| Pete Warner     | ENC F H A   |
| Donald E Hagan  | ENC F H A   |
| Charles Fullard | Wildlife  |
| JOHN PECHMANN   | NCWRC   |

## VISITOR REGISTRATION SHEET

WILDLIFE RESOURCES COMMITTEE

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

John McMillan

MFS

JOHN WITHROW

NC STATE WATCH

Joan Troy

NC WRC

Ann Berry Somers

UNC - Greensboro

**BILL**

S.B. 245

SESSION LAW \_\_\_\_\_

**A BILL TO BE ENTITLED**

**AN ACT TO AUTHORIZE THE HUNTING OF COYOTES IN CONTROLLED HUNTING PRESERVES AND TO MAKE IT UNLAWFUL TO IMPORT LIVE COYOTES INTO THIS STATE.**

Introduced by Senator(s)

Weinstein

*Chen* *Holloman* *L. Carter*

Principal Clerk's Use Only

**FILED FEB 26 2003**

**PASSED 1st READING**

**FEB 27 2003**

**AND REFERRED TO COMMITTEE**

*Ag/Env/Nat Res*

**PASSED 2nd & 3rd READINGS**

*464*  
**MAR 26 2003**

**ORDERED SENT TO HOUSE OF REPRESENTATIVE**

*Jaret Pruitt*

03-27-03A11:46 RCVD

*gm*

**PASSED 1st READING**

**MAR 31 2003**

**AND REFERRED TO COMMITTEE**

*ON Wildlife Resources*

Committee on *Ag/Env/Nat* to whom this bill is referred, a majority being present and acting, has carefully considered the same and amended that it do ☒ pass.

*[Signature]*  
For the Committee

REPORTED FAVORABLY **MAR 25 2003**



GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

S

1

SENATE BILL 245

Short Title: Controlled Hunting/No Importation of Coyotes.

(Public)

Sponsors: Senators Weinstein; Albertson, Holloman, Jenkins, and Soles.

Referred to: Agriculture/Environment/Natural Resources.

February 27, 2003

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE HUNTING OF COYOTES IN CONTROLLED  
HUNTING PRESERVES AND TO MAKE IT UNLAWFUL TO IMPORT LIVE  
COYOTES INTO THIS STATE.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 113-273(g) reads as rewritten:

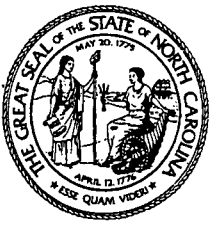
"(g) Controlled Hunting Preserve Operator License. – The Wildlife Resources Commission is authorized by rule to set standards for and to license the operation of controlled hunting preserves operated by private persons. Controlled hunting preserves are of two types: one is an area marked with appropriate signs along the outside boundaries on which only domestically raised game birds other than wild turkeys are taken; the other is an area enclosed with a dog-proof fence on which foxes and coyotes may be hunted with dogs only. A controlled fox and coyote hunting preserve operated for private use may be of any size; a controlled hunting preserve operated for commercial purposes shall be an area of not less than 500 acres or of such size as set by regulation of the Wildlife Resources Commission, which shall take into account differences in terrain and topography, as well as the welfare of the ~~foxes~~ wildlife.

Operators of controlled fox hunting preserves may purchase live foxes and coyotes from licensed trappers who live-trap foxes and coyotes during any open season for trapping them and may, at any time, take live foxes from their preserves for sale to other licensed operators. The controlled hunting preserve operator license may be purchased for a fee of fifty dollars (\$50.00), and is an annual license issued beginning August 1 each year running until the following July 1."

**SECTION 2.** G.S. 113-294 is amended by adding a new subsection to read:

"(o) Any person who willfully transports or attempts to transport live coyotes (Cania latrans) into this State for any purpose is guilty of a Class 1 misdemeanor, and upon conviction the Wildlife Resources Commission shall suspend any controlled hunting preserve operator license issued to that person for two years."

1           **SECTION 3.** Section 2 of this act becomes effective October 1, 2003, and  
2 applies to acts committed on or after that date. The remainder of this act becomes  
3 effective October 1, 2003.



## **SB 245: No Import Coyotes**

### **BILL ANALYSIS**

**Committee:** House Wildlife Committee  
**Date:** March 24, 2003  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Senator Weinstein  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

*Senate Bill 245 would amend the existing wildlife laws allowing the hunting of foxes with dogs on controlled preserves to include the hunting of coyotes in the same manner. The act also bans the importation of coyotes into the State.*

### **CURRENT LAW:**

G.S. 113-273 authorizes the Wildlife Resources Commission to set standards for the operation of controlled hunting preserves. Such preserves are of two types: one is an area properly marked in which only domestically raised game birds may be taken. The other type is an area enclosed by a dog proof fence in which foxes may be hunted only with dogs. Private preserves may be any size. Commercial preserves must be at least 500 acres or of a size set by rule by the WRC. Operators of such preserves may purchase live fox from licensed trappers during any open season for trapping them.

G.S. 113-294 sets out a number of specific violations of the wildlife laws and the penalties for their violation.

### **BILL ANALYSIS:**

Section 1 of SB 245 would allow the hunting of coyote with dogs on controlled hunting preserves.

Section 2 of the bill makes it a Class 1 misdemeanor to import a live coyote into the State. In addition, those persons convicted of importing a coyote shall also have their controlled hunting preserve operator's license suspended for 2 years.

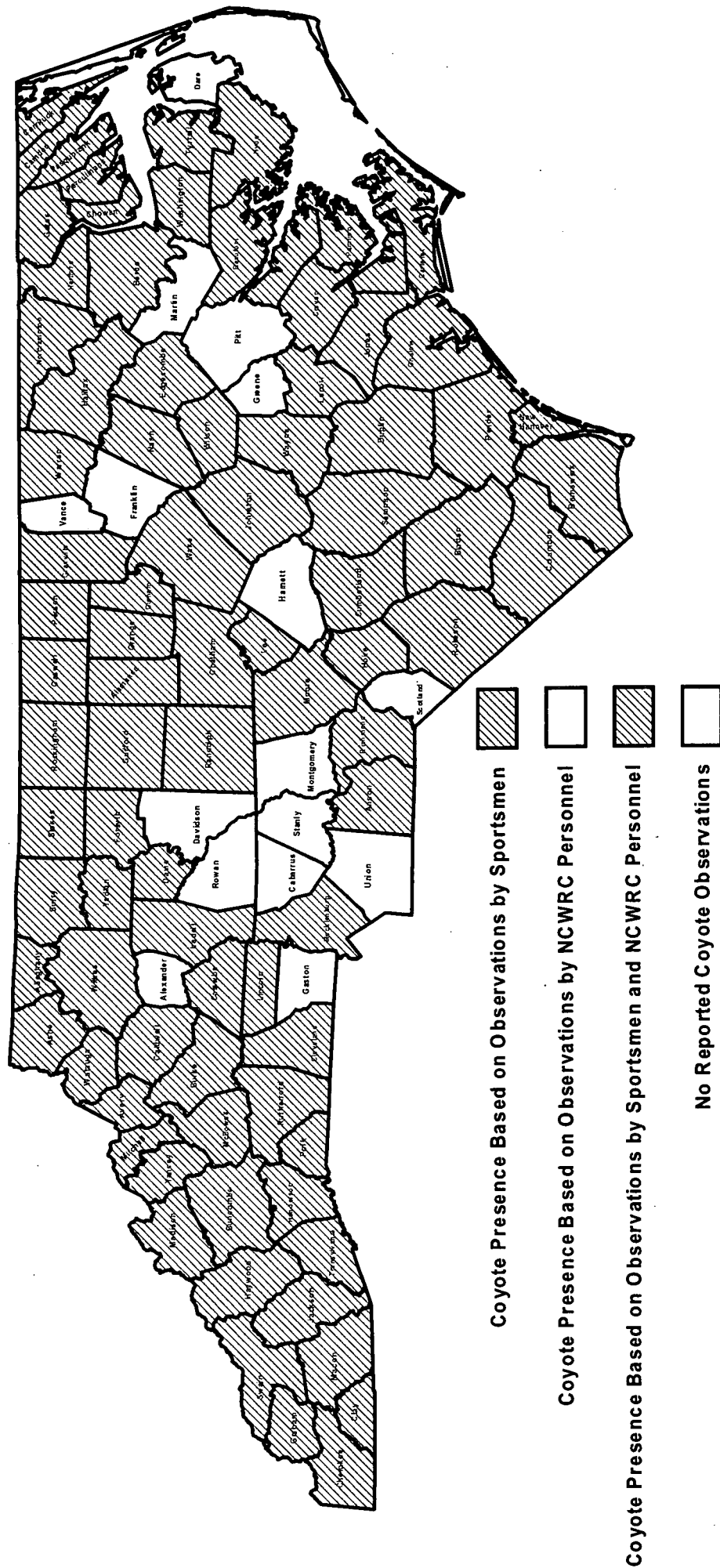
The bill becomes effective October 1, 2003. Section 2 applies to acts committed on or after that date.



## 2002 NORTH CAROLINA COYOTE DISTRIBUTION



During January and February of 2003, the North Carolina Wildlife Resources Commission (NCWRC) held a series of 9 public hearings across the state. At these hearings, sportsmen and women in attendance were asked if they had observed coyotes in the counties where they live and/or hunt. Based on their responses, the following coyote distribution map merges sportsmen observation data with data of coyote specimens and sightings that have been confirmed by NCWRC personnel.



**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **Wildlife Resources**.

☐ Committee Substitute for

S.B. 245 A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE HUNTING OF  
COYOTES IN CONTROLLED HUNTING PRESERVES AND TO MAKE IT  
UNLAWFUL TO IMPORT LIVE COYOTES INTO THIS STATE.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03



**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

**S**

**1**

**SENATE BILL 498\***

Short Title:   Electrofishing/Waccamaw and Lumber Rivers. (Local)

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Sponsors:    Senator Soles.

---

Referred to:   State Government, Local Government, and Veterans' Affairs.

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March 20, 2003

A BILL TO BE ENTITLED

AN ACT TO ALLOW ELECTROFISHING FOR CATFISH IN COLUMBUS  
COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** Notwithstanding any other provision of law, a person who holds a current and valid special device license, as defined in G.S. 113-272.2, may use a hand-operated device which generates an electric current for taking catfish.

**SECTION 2.** This act applies only to those portions of the Waccamaw River located in Columbus County and to those portions of the Lumber River located in Columbus County.

**SECTION 3.** This act becomes effective July 1, 2003.

OR  *Attyson*  
MENT NO. *480* APR 22 2003



GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

S

3

SENATE BILL 825\*  
Agriculture/Environment/Natural Resources Committee Substitute Adopted  
4/22/03  
Third Edition Engrossed 4/22/03

Short Title: Protect Certain Reptiles and Amphibians.

(Public)

Sponsors:

Referred to:

April 3, 2003

A BILL TO BE ENTITLED  
AN ACT TO AUTHORIZE THE WILDLIFE RESOURCES COMMISSION TO  
PROTECT CERTAIN REPTILES AND AMPHIBIANS THAT REQUIRE  
CONSERVATION MEASURES.

The General Assembly of North Carolina enacts:

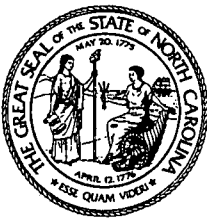
**SECTION 1.** G.S. 113-333(a) is amended by adding a new subdivision to read:

"(6) To adopt and implement rules to limit, regulate, or prohibit the taking, possession, collection, transportation, purchase or sale of those species of wild animals in the classes Amphibia and Reptilia that do not meet the criteria for listing pursuant to G.S. 113-334 if the Commission determines that the species requires conservation measures in order to prevent the addition of the species to the protected animal lists pursuant to G.S. 113-334. This subdivision does not authorize the Commission to prohibit the taking of any species of the classes Amphibia and Reptilia solely to protect persons, property, or habitat; to prohibit possession by any person of four or fewer individual reptiles; or to prohibit possession by any person of 24 or fewer individual amphibians."

**SECTION 2.** The commercial taking of any turtle within any of the species of turtles in the families Emydidae and Trionychidae that are the large basking and sliding turtles is prohibited until such time as the Wildlife Resources Commission adopts rules to regulate the taking of turtles within these two families of reptiles. For the purposes of this section, "commercial taking" is defined as the taking, possession, collection, transportation, purchase or sale of five or more individual turtles from either of the two families of reptiles described in this section. Any person who violates this section is guilty of a misdemeanor and is punishable as provided in G.S. 113-135. This

1 section shall not apply to a licensed veterinarian; to a bona fide zoo operated by the  
2 federal government, the State, or a unit of local government; or to bona fide scientific,  
3 biological, medical, or veterinary education or research.

4 **SECTION 3.** Sections 1 and 3 of this act are effective when this act becomes  
5 law. Section 2 of this act becomes effective 1 July 2003 and applies to offenses  
6 committed on or after that date.



## **SB 825:**

# **Protect Certain Reptiles and Amphibians**

### **BILL ANALYSIS**

**Committee:** House Wildlife Resources  
**Date:** May 7, 2003  
**Version:** 3d Edition

**Introduced by:** Senator Albertson  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

*Senate Bill 825 amends the powers and duties of the Wildlife Resources Commission to regulate activities related to endangered or threatened wildlife or species of special concern to include the authority to protect certain species of reptiles and amphibians not qualifying as endangered, threatened, or of special concern.*

### **CURRENT LAW:**

Under Article 25 of Chapter 113 of the General Statutes, the Wildlife Resources Commission is authorized to adopt lists of protected wildlife species, revise those lists, coordinate and implement conservation programs for protected species, and to prevent the taking, sale and collection of protected species. G.S. 113-333. The species which may be placed on a protected list include those on the federal lists of endangered or threatened species under the Federal Endangered Species Act, and those that the North Carolina NonGame Wildlife Advisory Committee propose to add to the list. In determining whether to add a species to the list, the Advisory Committee examines the data and information available to determine if any federal, state, or private entity is working to protect the species, whether there is current or threatened destruction of habitat, if there is overutilization of the species for commercial, recreational or scientific purposes, whether there is a critical depopulation of the species and the existence of other manmade factors affecting the viability of the species. G.S. 113-334.

### **BILL ANALYSIS:**

Senate Bill 825 amends the powers and duties of the Wildlife Resources Commission under Article 25 authorizing the Commission to adopt rules limiting, regulating or prohibiting the taking, possession, transportation, collection, purchase and sale of species of Amphibia and Reptilia that do not meet the criteria for listing as a protected species, but that the Commission has determined do require conservation measures to prevent the species from becoming listed. The Commission may not adopt rules to prohibit the taking of species in cases of protection of persons, property, or habitat. The rules adopted shall allow the possession of 4 or fewer reptiles and 24 or fewer amphibians.

Section 2 of Senate Bill 825 prohibits the commercial taking of all species of turtles in the families Emydidae and Trionychidae until the Wildlife Resources Commission adopts rules to regulate their taking. The turtles covered include the large basking turtles and sliding turtles. Commercial taking is defined as the taking, possession, collection, transportation, purchase or sale of 5 or more turtles from the 2 families.

The act becomes effective October 1, 2003.



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 825\*

S825-ART-7 [v.2]

AMENDMENT NO. \_\_\_\_\_  
(to be filled in by  
Principal Clerk)

Page 1 of 1

Date \_\_\_\_\_, 2003

Comm. Sub. [YES]  
Amends Title [NO]  
Third Edition

Representative SIXTOW

- 1 moves to amend the bill on page 1, line 20,
- 2 by inserting the words "or terrapin" after the word "turtle";
- 3
- 4 on page 1, lines 21 and 22,
- 5 by inserting the words "and terrapins" after the word "turtles" on each line; and
- 6
- 7 on page 1, lines 23 and 25,
- 8 by inserting the words "or terrapins" after the word "turtles" on each line.

SIGNED Wayne Sexton  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED ✓ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE  
RESOURCES.**

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- ☒ Committee Substitute for  
S.B. 825 A BILL TO BE ENTITLED AN ACT TO AUTHORIZE THE WILDLIFE  
RESOURCES COMMISSION TO PROTECT CERTAIN REPTILES AND AMPHIBIANS  
THAT REQUIRE CONSERVATION MEASURES.
- ☐ With a favorable report.
- ☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)
- ☒ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.
- ☐ With an unfavorable report.
- ☐ With recommendation that the House concur.
- ☐ With recommendation that the House do not concur.
- ☐ With recommendation that the House do not concur; request conferees.
- ☐ With recommendation that the House concur; committee believes bill to be material.
- ☐ With an unfavorable report, with a Minority Report attached.
- ☐ Without prejudice.
- ☐ With an indefinite postponement report.
- ☐ With an indefinite postponement report, with a Minority Report attached.
- ☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

1

HOUSE BILL 898

*Subcommittee report: Not to be taken up this year.*

Short Title: Controlled Hunting Preserves.

(Public)

Sponsors: Representatives Gibson and LaRoque (Primary Sponsors).

Referred to: Wildlife Resources.

April 7, 2003

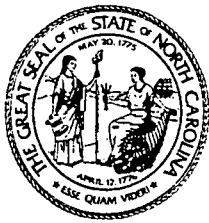
1 A BILL TO BE ENTITLED  
2 AN ACT TO GRANT AN ALLOWANCE FOR CONTROLLED HUNTING  
3 PRESERVES LICENSED BY THE WILDLIFE RESOURCES COMMISSION  
4 FOR THE TAKING OF DOMESTICALLY RAISED GAME BIRDS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 103-2 reads as rewritten:  
7 "§ 103-2. Hunting on Sunday.

8 If any person shall, except in defense of his own property, hunt on Sunday, having  
9 with him a shotgun, rifle, or pistol, he shall be guilty of a Class 3 misdemeanor.  
10 Provided, that the provisions hereof shall not be applicable to military reservations, the  
11 jurisdiction of which is exclusively in the federal government, or to field trials  
12 authorized by the Wildlife Resources ~~Commission~~ Commission, or to controlled  
13 hunting preserves licensed by the Wildlife Resources Commission pursuant to G.S.  
14 113-273(g) for the taking of domestically raised game birds other than wild turkeys.  
15 Provided further that no person shall hunt on Sunday on a controlled hunting preserve  
16 from 11:00 A.M. to 1:30 P.M. or within one-half mile of a place of worship. Wildlife  
17 protectors are granted authority to enforce the provisions of this section."

18 SECTION 2. This act becomes effective October 1, 2003.



## HB 898: Controlled Hunting Preserves

### *BILL ANALYSIS*

**Committee:** House Wildlife Resources

**Date:** April 6, 2003

**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representatives Gibson and  
LaRoque

**Summary by:** Barbara Riley  
Committee Counsel

### ***SUMMARY:***

House Bill 898 amends G.S. 103-2, prohibiting hunting on Sunday, to exempt controlled hunting preserves licensed by the Wildlife Resources Commission for the taking of game birds. Persons hunting on Sunday at a controlled hunting preserve may not hunt between the hours of 11am to 1:30 pm or within ½ mile of a place of worship.

The act becomes effective October 1, 2003.

**AGENDA**

**HOUSE COMMITTEE ON WILDLIFE RESOURCES**

**JUNE 4, 2003**

**OPENING REMARKS**

**Representative Bobby H. Barbee, Sr., Chairman**

**RECOGNITION OF PAGES AND SERGEANTS-AT-ARMS**

**AGENDA ITEM:**

- ✓ **SB 167 PERMIT WEAPONS AT JOHNSTON  
COMMUNITY COLLEGE NATURE CENTER  
Senator Fred Smith, Sponsor  
Representative Leo Daughtry, Presenting**



MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

June 4, 2003


The House Committee on Wildlife Resources met on Wednesday, June 4, 2003, in Room 1425 of the Legislative Building at 12:00 noon. The following members were present: Chairman Bobby H. Barbee, Sr., Representatives Stanley Fox, John Blust, Billy Creech, Marvin Lucas and Edith Warren. Mary Shuping from the Research Division was in attendance. She passed out an Analysis she prepared for the bill and also material describing the Howell Woods Environmental Learning Center, a Division of Johnston Community College. (Copies attached). Jackson Stancil and Charles Grady, of the Sergeant-at-Arms office, were introduced to assist with the meeting. The Pages in attendance were Montrell Brown of Wake County, Clint Starnes of Caldwell County and Lucas Keller from Caldwell County. A Visitor Registration List is attached and made part of these minutes.

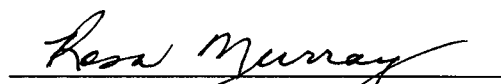
The chairman recognized Representative Stanley Fox, Vice Chairman, who was to preside at this meeting.

Representative Fox recognized Representative Leo Daughtry to explain Senate Bill 167, PERMIT WEAPONS AT JOHNSTON COMMUNITY COLLEGE NATURE CENTER, sponsored by Senator Fred Smith. Representative Daughtry described the campus at Johnston Community College. After some discussion, Representative Creech moved for a favorable report and the motion passed.

There being no further business, the Chair adjourned the meeting at 12:25 PM.

Respectfully submitted.

  
Representative Bobby H. Barbee, Sr.  
Chairman

  
Rosa Murray  
Committee Assistant

June 4, 2003

**Date****FIRM OR AGENCY AND ADDRESS**[illegible]

# PUBLIC BILL

*St. Gov, Soc. Gov, Vet. Affairs*  
~~Proposed~~ Committee Substitute For

S.B. 167

SESSION LAW \_\_\_\_\_

## A BILL TO BE ENTITLED

AN ACT PERMITTING WEAPONS ON THE HOWELL WOODS NATURE CENTER PROPERTY OF  
JOHNSTON COMMUNITY COLLEGE FOR HUNTING PURPOSES.

Introduced by Senator(s)

*Smith*

Principal Clerk's Use Only

Committee Substitute  
Adopted  
Pursuant to Rule 45.1  
MAY 1 2003

CHANGES TITLE

*Chg. to Public*

FILES SUSPENDED

PLACED ON TODAY'S CALENDAR

*5-1-03*

PASSED 2nd & 3rd  
READINGS  
*49-0 VV*  
MAY 1 2003

05-01-03P04:53 RCVD

*SM*

PASSED 1st READING  
MAY 5 2003  
AND REFERRED TO COMMITTEE  
ON *Wildlife*.....

*Resources*

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

S

2

**SENATE BILL 167  
State Government, Local Government, and Veterans' Affairs Committee  
Substitute Adopted 5/1/01**

Short Title: Permit Weapons at Johnston CC Nature Ctr.

(Public)

Sponsors:

Referred to:

February 25, 2003

A BILL TO BE ENTITLED  
AN ACT PERMITTING WEAPONS ON THE HOWELL WOODS NATURE  
CENTER PROPERTY OF JOHNSTON COMMUNITY COLLEGE FOR  
HUNTING PURPOSES.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 14-269.2(g) reads as rewritten:

"(g) This section shall not apply to:

(1) A weapon used solely for educational or school-sanctioned ceremonial purposes, or used in a school-approved program conducted under the supervision of an adult whose supervision has been approved by the school authority;

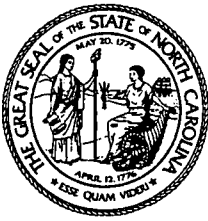
(1a) A person exempted by the provisions of G.S. 14-269(b);

(2) Firefighters, emergency service personnel, North Carolina Forest Service personnel, and any private police employed by an educational institution, when acting in the discharge of their official duties; or

(3) Home schools as defined in G.S. ~~115C-563(a)~~. G.S. 115C-563(a); or

(4) Weapons used for hunting purposes on the Howell Woods Nature Center property in Johnston County owned by Johnston Community College when used with the written permission of Johnston Community College."

**SECTION 2.** This act is effective when it becomes law.



## **SB 167:** **Permit Weapons at Johnston CC Nature Ctr.**

### **BILL ANALYSIS**

**Committee:** House Wildlife Committee  
**Date:** June 4, 2003  
**Version:** 2<sup>nd</sup> Edition

**Introduced by:** Senator Smith  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

*Senate Bill 164 allows the use of weapons for the purpose of hunting at the Howell Woods Nature Center in Johnston County when used with the written permission of the Johnston County Community College.*

### **BILL ANALYSIS:**

G.S. 14-269.2 makes it a Class I felony for a person to possess a gun on educational property. Educational property includes any property owned, used, or operated by a board of education, school board of trustees or directors for the administration of a school.

Howell Woods Nature Center is owned by the Johnston County Community College. Feral pigs have become a problem on the property, but may not be hunted because of the prohibition against weapons in G.S. 14-269.2. The bill would add an exemption to the prohibition against weapons on school property for hunting at Howell Woods when the person has the written permission of the Community College.

The act is effective when it becomes law.



## Howell Woods

[JCC Home](#)

# The Rudolph Howell and Son Environmental Learning Center

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### [Programs & Activities](#)

### [Rental Rates and Program/Activity Fees](#)

### [Hunting Opportunities](#)

### [Wildlife Research & Management Activities](#)

### [Support Howell Woods](#)

### [Driving Directions](#)

### [Wildlife Links](#)

The Rudolph Howell and Son Environmental Learning Center (Howell Woods) consists of over 2,800 acres containing nine natural communities and a diverse number of flora and fauna. It was donated to Johnston Community College in 1993 by Rudolph

Howell whose wish was that it be used as an outdoor classroom. The addition of the learning center building in 1998 brought Mr. Howell's wish to reality. Staffed and operated by Johnston Community College, the property is actively managed for the benefit of wildlife, educational opportunities, and low impact outdoor recreation.



*Bottomland Hardwood Forest*

*The Rudolph Howell and Son Environmental Learning Center  
6601 Devil's Racetrack Road  
Four Oaks, NC 27524  
919-938-0115*

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**Howell  
Woods**

Howell Woods

## Hunting Opportunities

Feral  
Pig  
Hunt

The Howell Woods Environmental Learning Center (Howell Woods), a division of Johnston Community College, encompasses 2800 acres of mostly bottomland hardwood forest on the Neuse River. The property is actively managed for the benefit of wildlife, educational opportunities and low impact outdoor recreation.

Turkey  
Hunt

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**Howell  
Woods**

Hunting Opportunities

## Feral Pig Hunting Opportunities

Lottery  
Hunt

It is believed that feral pigs have been in the Neuse Lowgrounds for at least 100 years. These feral pigs do not look like the pink domestic pig, but have reverted back to their "wild" appearance of long black or brown hair, tusks, and a very aggressive behavior. We like to call the feral pigs on the property "free range organic pork."

Sponsor  
Hunt

Volunteer  
Hunt

The feral pig hunts are held:

Donor  
Hunt

1. To help control/remove a feral and exotic species from the property that causes much environmental harm to native wildlife and plant species.
2. To raise money for numerous programs and activities that occur at the Learning Center and on the property. All money raised in the hunts goes to our annual budget.

There are four ways to participate in feral pig hunts on Howell Woods: lottery hunt, sponsor hunt, volunteer hunt, or donor hunt.

### General Rules and Regulations

Education and conservation are important parts of all hunts. A two-hour management and safety seminar is required once per season for all hunters. The seminar covers the natural history of feral pigs, how to fill out our wildlife sighting and hunter exit survey form, and ends with safe and effective hunting techniques for feral pigs while on the property.

1. Valid hunting license required (any state) or hunter safety certificate; must be 16 years or older.
2. Bow and arrow, shotgun, pistol (.357 caliber or higher with a barrel length of at least 5.5 inches) and rifle, .243 caliber or higher, will be allowed.
3. Hunter must provide his or her own stand with a safety harness.
4. Hunter must wear a safety orange hat and/or vest at all times while on the property.
5. Must hunt at least 10-feet off the ground. (special exceptions for handicapped hunters)
6. Baiting is allowed and encouraged.
7. There is no harvest limit in regards to size or number of individuals.
8. Hunting begins at noon on Friday.



9. Attendance to the 2-hour species management/safety seminar class is required for **all hunters**. The seminar will be held at 9 am the Friday morning of each scheduled hunt. Hunters who are drawn for multiple hunts need only to attend one seminar.
10. ATV's are allowed but must stay on marked roads and trails.
11. All hunters are subject to inspection by State and/or Federal Wildlife Enforcement Officers.

The staff reserves the right to refuse hunting to any person who fails to abide by State/Federal regulations as well as Howell Woods specific rules and regulations and who fail to follow proper safety procedures.

**Disclaimer** - All hunts will be held regardless of the weather, with the exception of severe flooding on the property or other environmental conditions that make travel to or on the property dangerous. Any hunts postponed will be rescheduled at the convenience of the Howell Woods staff.

*Call us about our corporate hunt packages*

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*For more information:*

Call 919-938-0115  
Mon-Fri from 8am - 5pm

You may leave voicemail for James Sasser or Kinchen Taylor.  
Your call will be returned as soon possible - usually in less than 2 days.

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# Howell Woods

## Feral Pig Hunting Opportunities

# Feral Pig Hunting Opportunities

## Lottery Hunt

- To enter the lottery hunt mail a 3"x5" **index card** with your name, age, address, daytime and evening phone number, and the **lottery hunt number** you would like to hunt along with a nonrefundable entry fee of \$10 for **each** entry.
- Each entry is for individuals; no teams.
- Multiple entries (one card for each entry) for individual hunters will be accepted for each hunt. Multiple entries may be mailed in one envelope and paid with one check.
- Mail your entry or entries to: *Howell Woods Environmental Learning Center, 6601 Devil's Racetrack Road, Four Oaks, NC 27524.*
- Make checks payable to Howell Woods.
- **If drawn for a hunt an additional fee of \$25** is due at the species management/safety seminar.
- For an additional \$100, we will prebait your stand with 400 lbs. of corn.

There will be 15 hunter slots for each hunt.

| Lottery Hunts         |     |
|-----------------------|-----|
| Deadline/Drawing--TBA |     |
| Lottery Hunt #1       | TBA |
| Deadline/Drawing--TBA |     |
| Lottery Hunt #2       | TBA |
| Lottery Hunt #3       | TBA |

- Stand locations will be randomly drawn at the time of the lottery drawing.
- Lottery winners will be notified 1-2 business days after the drawing. *Please do NOT call to inquire if you were drawn.*
- Hunters must attend the required species management/safety seminar before their scheduled hunt. The seminar will be held at 9am the Friday morning of each lottery hunt. Hunters who are drawn for multiple hunts need only attend one seminar.

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**Howell  
Woods**

Feral Pig Hunting Opportunities

## **Feral Pig Hunting Opportunities**

### **Sponsor Hunt**

To participate in the sponsor hunt, a fee of \$225 per hunter is required.

A Sponsor Sign-Up Form should be submitted. Sponsor hunters must also attend one of the scheduled species management/safety seminars.

For an additional \$100 your stand will be prebaited with 400 lbs. of corn.

### **Program, Activities, and Projects for Sponsor**

|   |  |
|---|--|
| Owl Prowl/Night Safari program                    | Nest box demonstration project                                     |
| Bird banding projects, demonstrations and classes | Captive animal upkeep and care                                     |
| Bird Identification workshops and classes         | Boardwalk/small bridge construction and maintenance                |
| Annual International Migratory Bird Day Event     | Observation blind construction and maintenance                     |
| Pond Clinic                                       | Controlled burning activities                                      |
| Canoe trips                                       | Exotic weed control  |
| Various school field trips to Howell Woods        | Display and exhibit construction and maintenance                   |
| Compass and orienteering classes                  | Educational and information signage/td>                            |
| Various Wildlife Management seminars              | Campground improvements  |
| Hunter and Boater Safety classes                  | Trail improvements   |
| Bird Feeder demonstration site                    | Organic vegetable garden demonstration site                        |
| Native plants garden demonstration site           | Director's Choice (Director will choose the event for sponsorship) |

Sponsor funds will be used to purchase expendable supplies, construction/maintenance supplies, replacement material/equipment, minor equipment, snacks, food or drink, promotional items and possible door prizes for the program, activity or project that is sponsored. For those activities where public involvement is minimum or non-existent, the sponsor's efforts will be mentioned in the next

produced newsletter.

### Sponsor & Volunteer Hunt Dates

There will be 15 hunter slots for each hunt. Slots are secured only when a 50% deposit is received on a first-come, first-served basis - don't delay!

| Sponsor & Volunteer Hunts |     |
|---------------------------|-----|
| Hunt #1                   | TBA |
| Hunt #2                   | TBA |
| Hunt #3                   | TBA |

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# Howell Woods

## Feral Pig Hunting Opportunities

# Feral Pig Hunting Opportunities

## Volunteer Hunt

To participate in the volunteer hunt the hunter(s) must volunteer work hours toward a specific program/activity or project. A Volunteer Sign-Up Form should be submitted.

- The required number of hours **must be completed before allowed to hunt or before the requested hunt date is secured.**
- The use of personal tools or equipment receives one bonus hour per visit.
- Travel time to and from Howell Woods (beyond 30 minutes one-way) will count towards volunteer hours (with at least 4 hours worked on site per visit).
- One volunteer may earn enough hours for multiple hunters, or volunteers may combine/share hours for desired hunt option.
- Volunteer hunters must also attend one of the scheduled species management/safety seminars.
- Volunteers may only use 155 hours per calendar year. Additional or unused hours are rolled over to the next calendar year.

| Required Volunteer Hours for Two Day Hunts |           |
|--|-----------|
| No. of Hunters                             | Hours     |
| 1  | 40 hours  |
| 2  | 75 hours  |
| 3  | 115 hours |
| 4  | 155 hours |

## Volunteer Activities

- Boardwalk/small bridge construction/maintenance
- Observation blind construction/maintenance
- Campground improvements
- Equipment maintenance
- Various minor construction projects
- Various program, activities and project assistance (call for details)

Some volunteer activities maybe unsupervised.

**Example 1:** Hunter Joe volunteers 38 hours, his buddy Hunter Bob also volunteers 38

hours. They may combine/share their hours for a total of 76 hours and both will get a two-day hunt.

**Example 2:** Hunter Billy volunteers 115 hours. Hunter Billy may use all his hours to hunt three separate two-day hunts.

### Sponsor & Volunteer Hunt Dates

There will be 15 hunter slots for each hunt. Slots are secured only when a 50% deposit is received on a first-come, first-served basis - don't delay!

| Sponsor & Volunteer Hunts |     |
|---------------------------|-----|
| Hunt #1                   | TBA |
| Hunt #2                   | TBA |
| Hunt #3                   | TBA |

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**Howell  
Woods**

Feral Pig Hunting Opportunities

## **Feral Pig Hunting Opportunities**

### **Donor Hunt**

Information about donor hunts - TBA

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**Howell  
Woods**

Hunting Opportunities

## Turkey Hunting Opportunities

**Lottery drawing** - April 1; winners will be notified by phone

**Hunt dates** - April 14 and 15

- Only four hunters will be drawn. Each hunter will have roughly 500 acres to hunt, with a one bird limit.
- Each hunter will have a two week scouting period (call staff to arrange time) and must attend a 30 minute safety and orientation briefing (conducted during first scouting visit).
- Each hunter may have a companion accompany them to call or video tape, but only one firearm/bird per team.
- All hunters are subject to North Carolina Wildlife Regulations and may be inspected by a Wildlife Enforcement Officer.

### To Enter

Send a 3x5 index card with name, address, daytime phone number, and \$10 per entry to:

Howell Woods Environmental Learning Center  
6601 Devils Racetrack Road  
Four Oaks NC 27524

If drawn there is an additional \$75 hunt fee.

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**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE  
RESOURCES.**

---

☒ Committee Substitute for

S.B. 167 A BILL TO BE ENTITLED AN ACT PERMITTING WEAPONS ON THE  
HOWELL WOODS NATURE CENTER PROPERTY OF JOHNSTON COMMUNITY  
COLLEGE FOR HUNTING PURPOSES.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

**COMMITTEE ON**

**WILDLIFE RESOURCES**

**2003 - 2004 SESSION**

**NORTH CAROLINA GENERAL ASSEMBLY  
COMMITTEE ON WILDLIFE RESOURCES  
2003 – 2004 SESSION**



**Representative Barbee**  
Chair



**Representative Fox**  
Vice-Chair



**Representative Blust**



**Representative Creech**



**Representative Lucas**



**Representative Sexton**



**Representative Warren**



**Representative A. Williams**



**Rep. Brubaker**  
Ex-officio



**Rep. Culpepper**  
Ex-officio



**Rep. Cunningham**  
Ex-officio



**Rep. Eddins**  
Ex-officio

## HOUSE COMMITTEE ON WILDLIFE RESOURCES

| Member                         | Assistant                      | Phone    | Office | Seat |
|--------------------------------|--------------------------------|----------|--------|------|
| <b>Representatives</b>         |                                |          |        |      |
| Barbee, Bobby    Chairman      | Rosa Murray<br>Committee Asst. | 733-5908 | 1025   | 52   |
|                                |                                |          |        |      |
| Fox, Stanley    Vice Chairman  | Mary Capps                     | 733-5758 | 2123   | 46   |
| Blust, John                    | Betty Childress                | 733-5806 | 1420   | 101  |
| Creech, Billy                  | Rhonda Todd                    | 715-0795 | 1421   | 111  |
| Lucas, Marvin                  | Thelma Utley                   | 733-5775 | 1323   | 82   |
| Sexton, Wayne                  | Debbie Turner                  | 733-5607 | 609    | 90   |
| Warren, Edith                  | Nancy Willis                   | 715-3023 | 416-A  | 35   |
| Williams, Arthur               | Linda Uzzle                    | 733-5906 | 637    | 22   |
|                                |                                |          |        |      |
| Brubaker, Harold    Ex-officio | Cindy Coley                    | 715-4946 | 1229   | 2    |
| Culpepper, Bill    Ex-officio  | Dot Crocker                    | 715-3028 | 404    | 36   |
| Cunningham, Pete    Ex-officio | Valerie Rustin                 | 733-5778 | 541    | 7    |
| Eddins, Rick    Ex-officio     | Dorie Monroe                   | 733-5828 | 1002   | 26   |
|                                |                                |          |        |      |
| Riley, Barbara    Staff        |                                | 733-2578 |        |      |
| Shuping, Mary    Staff         |                                | 733-2578 |        |      |



## **AGENDA**

### **HOUSE WILDLIFE RESOURCES COMMITTEE**

**June 16, 2004**

**Room 1425**

**12:00 Noon**

#### **OPENING REMARKS**

**Representative Bobby H. Barbee, Sr., Chairman**

#### **AGENDA ITEMS**

**HB 1349 COLUMBUS FOX HUNTING, TRAPPING**

**Rep. Dewey Hill, Sponsor**

**HB 1613 CHOWAN HUNTING LAWS**

**Rep. Bill Culpepper, Sponsor**

**HB 1659 PERQUIMANS HUNTING STAND AMENDMENT**

**Rep. Bill Culpepper and Rep. Howard Hunter, Jr.,  
Sponsors**

**HB 1662 CHEROKEE/CLAY/SHOOTING FROM  
RIGHT-OF-WAY**

**Rep. Roger West, Sponsor**

**HB 1684 VANCE FOX SEASONS**

**Rep. Jim Crawford and Rep. Stanley Fox, Sponsors**

MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

June 16, 2004

The House Committee on Wildlife Resources met on Wednesday, June 16, 2004 in Room 1425 of the Legislative Building at 12:00 noon. The following members were present: Chairman Bobby Barbee, Vice-Chair Stanley Fox, Representatives John Blust, Billy Creech, Marvin Lucas, Wayne Sexton, Edith Warren, Arthur Williams, and Ex-officio Member Bill Culpepper. Barbara Riley, Staff from Research Division, was in attendance. Dusty Rhodes, Jim Brewer and Phil Schreibman assisted the committee from the Sergeant-at-Arms office. Kayla Hall of Stokes County, Amanda Pressley of Jackson County, Sarah Ann Hill from Gates County and Aaron Goodson of Cumberland County were the Pages serving the committee. A Visitor Registration List is attached and made part of these minutes.

The Chairman called the meeting to order and asked the Pages to introduce themselves. He recognized those from the Sergeant-at-Arms office and thanked all for helping with the committee.

Representative Barbee called on Representative Dewey Hill, bill sponsor, to present House Bill 1349, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN COLUMBUS COUNTY. Upon motion of Representative Wayne Sexton, the Committee voted to give this bill a favorable report.

Representative Bill Culpepper, bill sponsor, was recognized to explain House Bill 1613. Representative Marvin Lucas made motion PROPOSED COMMITTEE SUBSTITUTE H1613-CSRF-39 [V.1] be adopted. This substitute bill is A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW IN CHOWAN COUNTY REGULATING HUNTING ON PRIVATE LAND, TO REGULATE THE DISCHARGE OF A CENTER-FIRE RIFLE IN CHOWAN COUNTY, AND TO ADD CHOWAN AND ANSON COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS. Representative Billy Creech made motion for a favorable report on the committee substitute bill and unfavorable as to the original bill. The motion passed.




The chairman called again on Representative Bill Culpepper, bill sponsor, to explain House Bill 1659, A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING THE USE OF HUNTING STANDS IN PERQUIMANS COUNTY. Upon motion by Representative Lucas, the Committee voted to give this bill a favorable report.

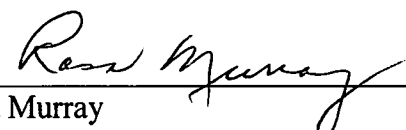
Representative Roger West was called on to present his House Bill 1662 and PROPOSED COMMITTEE SUBSTITUTE H1662-CSRF-38 [V.2], A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM FROM THE RIGHT-OF-WAY OF PUBLIC ROADS IN CHEROKEE AND CLAY COUNTIES. Representative Creech made motion that the committee substitute be adopted. After some discussion, Representative Sexton moved for a favorable report on the committee substitute and unfavorable to the original bill. The motion passed.

Chairman Barbee recognized Representative Stanley Fox to explain House Bill 1684, A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN VANCE COUNTY. Representative Arthur Williams made motion for a favorable report on House Bill 1684. The motion passed.

There being no further business, the Chair adjourned the meeting at 12:30 P.M.

Respectfully submitted.

  
\_\_\_\_\_  
Representative Bobby H. Barbee, Sr.  
Chairman

  
\_\_\_\_\_  
Rosa Murray  
Committee Assistant

## VISITOR REGISTRATION SHEET

WILDLIFE RESOURCES COMMITTEE

June 16, 2004

Name of Committee

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

|                |                          |
|----------------|--------------------------|
| Rikki Blanks   | House & Interiors        |
| Co Dowell      | The Insider / Statewatch |
| Dick Hamilton  | NC WRC                   |
| Joan Troy      | NC WRC                   |
| Tom Kattig     | House Iron               |
| Ken G. Leonard | WCSR                     |
| Mark Sullivan  | Span-daws                |
|                |                          |
|                |                          |
|                |                          |
|                |                          |

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

1

HOUSE BILL 1349

Short Title: Columbus Fox Hunting/Trapping.

(Local)

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Sponsors: Representative Hill.

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Referred to: Rules, Calendar, and Operations of the House.

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May 10, 2004

A BILL TO BE ENTITLED  
AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN  
COLUMBUS COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 5 of Chapter 208 of the 1993 Session Laws reads as rewritten:

"Sec. 5. Notwithstanding any other provision of law, there is an open season for taking foxes with weapons in Brunswick County and Columbus County from December 1 through January 1 of each year."

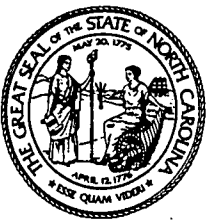
**SECTION 2.** Section 6 of Chapter 208 of the 1993 Session Laws reads as rewritten:

"Sec. 6. Notwithstanding any other provision of law, there is an open season for taking foxes by trapping in Brunswick County and Columbus County from January 2 through January 31 of each year. During this season, all leghold traps set on dry land with solid anchor shall have at least three swivels in the trap chain and no leghold traps larger than size one and one-half may be used."

**SECTION 3.** Section 9 of Chapter 208 of the 1993 Session Laws reads as rewritten:

"Sec. 9. Sections 1 through 3 of this act apply only to Granville and Franklin Counties. Sections 4 through 8 of this act apply only to Brunswick County and Columbus Counties."

**SECTION 4.** This act becomes effective October 1, 2004.



# HB 1349: Columbus Fox Hunting/Trapping

## BILL ANALYSIS

**Committee:** House Wildlife Committee I  
**Date:** June 10, 2004  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative Hill  
**Summary by:** Barbara Riley  
Committee Counsel

### SUMMARY:

*House Bill 1349 would provide for an open season for taking fox with weapons in Columbus County from December 1 through January 1 of each year. The bill would also provide for an open season for trapping fox from January 2 through January 31 of each year. There is a season bag limit of 30 on all fox taken whether by trapping or weapons.*

### CURRENT LAW:

G.S. 113-291.4A establishes an open season for taking fox with weapons in areas east of Interstate Highway 77 and in Mitchell and Caldwell Counties. The season runs from the beginning of the rabbit and quail season, currently November 22, through January 1 of each year. There is no season for trapping fox in Columbus County.

### BILL ANALYSIS:

House Bill 1349 would add Columbus County to legislation enacted for Brunswick County, S.L. 2003-208, Secs. 5, 6, 7 & 9. Columbus County would have an open season for taking fox with weapons from December 1 to January 1 each year and for trapping fox from January 1 through January 31 of each year.

The act becomes effective October 1, 2004.

**2003 COMMITTEE REPORT**  
**HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE RESOURCES**.

---

☐ Committee Substitute for

H.B. 1349 A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR  
HUNTING AND TRAPPING FOXES IN COLUMBUS COUNTY.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

D

HOUSE BILL 1613  
PROPOSED COMMITTEE SUBSTITUTE H1613-CSRF-39 [v.1]

6/14/2004 11:20:46 AM

Short Title: Chowan/Anson Hunting Laws.

(Local)

Sponsors:

Referred to:

May 20, 2004

A BILL TO BE ENTITLED  
AN ACT TO AMEND THE LAW IN CHOWAN COUNTY REGULATING  
HUNTING ON PRIVATE LAND, TO REGULATE THE DISCHARGE OF A  
CENTER-FIRE RIFLE IN CHOWAN COUNTY, AND TO ADD CHOWAN AND  
ANSON COUNTIES TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO  
REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 2 of Chapter 868 of the 1986 Session Laws reads as rewritten:

"Sec. 2. It is unlawful to hunt with or possess any center-fire rifle on the land of another or to discharge any center-fire rifle on, over, or across the land of another unless the hunter has, on his person, the written permission of the owner or lessee of the land. The written permission shall be dated and may be valid for no more than one year.

~~This section shall not be interpreted to prohibit the mere transportation in or on a motor vehicle on the lands of another of an unloaded center-fire rifle."~~

**SECTION 2.(a)** It is unlawful to hunt with a center-fire rifle unless the barrel of the rifle is at least eight feet above ground level.

**SECTION 2.(b)** Violation of this section is punishable as a Class 3 misdemeanor.

**SECTION 2.(c)** This section is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace officers with general subject matter jurisdiction.

**SECTION 3.** G.S. 14-401.17 reads as rewritten:

**"§ 14-401.17. Unlawful removal or destruction of electronic dog collars.**

(a) It is unlawful to intentionally remove or destroy an electronic collar or other electronic device placed on a dog by its owner to maintain control of the dog.

1 (b) A first conviction for a violation of this section is a Class 3 misdemeanor. A  
2 second or subsequent conviction for a violation of this section is a Class 2  
3 misdemeanor.

4 (c) This act is enforceable by officers of the Wildlife Resources Commission, by  
5 sheriffs and deputy sheriffs, and peace officers with general subject matter jurisdiction.

6 (d) This act applies only to Alamance, Anson, Avery, Beaufort, Brunswick,  
7 Buncombe, Burke, Caldwell, Camden, Caswell, Cherokee, Chowan, Clay, Columbus,  
8 Craven, Cumberland, Davidson, Graham, Haywood, Henderson, Hyde, Jackson,  
9 Macon, Madison, McDowell, Mecklenburg, Mitchell, New Hanover, Orange,  
10 Pasquotank, Pitt, Robeson, Rockingham, Swain, Transylvania, Union, Wilkes, and  
11 Yancey Counties."

12 **SECTION 4.** Sections 1 and 2 of this act apply only to Chowan County.

13 **SECTION 5.** Sections 2 and 3 of this act become effective October 1, 2004,  
14 and apply to offenses committed on or after that date. The remainder of this act is  
15 effective when it becomes law.  
16

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

1

HOUSE BILL 1613

Short Title: Chowan Hunting Laws.

(Local)

Sponsors: Representative Culpepper.

Referred to: Wildlife Resources.

May 20, 2004

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND THE LAW IN CHOWAN COUNTY REGULATING  
3 HUNTING ON PRIVATE LAND, TO REGULATE THE DISCHARGE OF A  
4 CENTER-FIRE RIFLE IN CHOWAN COUNTY, AND TO ADD CHOWAN  
5 COUNTY TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE  
6 OR DESTROY ELECTRONIC COLLARS ON DOGS.

7 The General Assembly of North Carolina enacts:

8 SECTION 1. Section 2 of Chapter 868 of the 1986 Session Laws reads as  
9 rewritten:

10 "Sec. 2. It is unlawful to hunt with or possess any center-fire rifle on the land of  
11 another or to discharge any center-fire rifle on, over, or across the land of another unless  
12 the hunter has, on his person, the written permission of the owner or lessee of the land.  
13 The written permission shall be dated and may be valid for no more than one year.

14 ~~This section shall not be interpreted to prohibit the mere transportation in or on a~~  
15 ~~motor vehicle on the lands of another of an unloaded center fire rifle."~~

16 SECTION 2.(a) It is unlawful to hunt with a center-fire rifle unless the  
17 barrel of the rifle is at least eight feet above ground level.

18 SECTION 2.(b) Violation of this section is punishable as a Class 3  
19 misdemeanor.

20 SECTION 2.(c) This section is enforceable by law enforcement officers of  
21 the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace  
22 officers with general subject matter jurisdiction.

23 SECTION 3. G.S. 14-401.17 reads as rewritten:

24 "**§ 14-401.17. Unlawful removal or destruction of electronic dog collars.**

25 (a) It is unlawful to intentionally remove or destroy an electronic collar or other  
26 electronic device placed on a dog by its owner to maintain control of the dog.

27 (b) A first conviction for a violation of this section is a Class 3 misdemeanor. A  
28 second or subsequent conviction for a violation of this section is a Class 2  
29 misdemeanor.



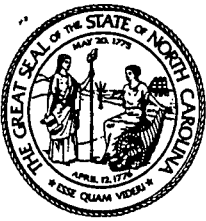
1 (c) This act is enforceable by officers of the Wildlife Resources Commission, by  
2 sheriffs and deputy sheriffs, and peace officers with general subject matter jurisdiction.

3 (d) This act applies only to Alamance, Avery, Beaufort, Brunswick, Buncombe,  
4 Burke, Caldwell, Camden, Caswell, Cherokee, Chowan, Clay, Columbus, Craven,  
5 Cumberland, Davidson, Graham, Haywood, Henderson, Hyde, Jackson, Macon,  
6 Madison, McDowell, Mecklenburg, Mitchell, New Hanover, Orange, Pasquotank, Pitt,  
7 Robeson, Rockingham, Swain, Transylvania, Union, Wilkes, and Yancey Counties."

8 **SECTION 4.** Sections 1 and 2 of this act apply only to Chowan County.

9 **SECTION 5.** Sections 2 and 3 of this act become effective October 1, 2004.

10 The remainder of this act is effective when it becomes law.



# HB 1613: Chowan/Anson Hunting Laws

## BILL ANALYSIS

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**Committee:** House Wildlife Committee I  
**Date:** June 10, 2004  
**Version:** H1613-CSRF-39

**Introduced by:** Representative Culpepper  
**Summary by:** Barbara Riley  
Committee Counsel

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### SUMMARY:

*House Bill 1613 makes changes to the local laws for Chowan County regarding hunting with center-fire rifles. The bill also adds Chowan County and Anson County to the list of counties in which it is unlawful to remove or destroy an electronic dog collar.*

### BILL ANALYSIS:

Section 2 of S.L. 1986-868 makes it unlawful in Chowan County for a person to hunt with or possess a center-fire rifle on the land of another without having written permission on their person, provided that the mere transportation in or on a motor vehicle on the land of another is not prohibited. Section 1 of the bill removes the exemption for transportation of a center-fire rifle on or in a vehicle. Section 2 of the bill makes it unlawful in Chowan County to hunt with a center-fire rifle unless the barrel of the rifle is at least 8' above ground level. Violation is punishable as a Class 3 misdemeanor.

Section 3 of the bill adds Chowan and Anson Counties to the list of counties that prohibit the intentional removal or destruction of an electronic dog collar.

Section 1 of the act is effective when it becomes law. Sections 2 and 3 of the act become effective October 1, 2004.

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**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE  
RESOURCES.**

---

☐ Committee Substitute for

H.B. 1613 A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW IN CHOWAN COUNTY REGULATING HUNTING ON PRIVATE LAND, TO REGULATE THE DISCHARGE OF A CENTER-FIRE RIFLE IN CHOWAN COUNTY, AND TO ADD CHOWAN COUNTY TO THOSE COUNTIES IN WHICH IT IS UNLAWFUL TO REMOVE OR DESTROY ELECTRONIC COLLARS ON DOGS.

☐ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the Committee on Appropriations ☐ Finance ☐ ☐.

☒ With a favorable report as to the committee substitute bill (~~#~~), ☒ which changes the title, unfavorable as to (the original bill) (~~Committee Substitute Bill #~~), (and ~~recommendation that the committee substitute bill #~~) be re-referred to the Committee on ~~on~~.)

☐ With a favorable report as to House committee substitute bill (#), ☐ which changes the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

**H**

**1**

**HOUSE BILL 1659**

Short Title: Perquimans Hunting Stand Amendment.

(Local)

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Sponsors: Representatives Culpepper; and Hunter.

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Referred to: Wildlife Resources.

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May 25, 2004

A BILL TO BE ENTITLED  
AN ACT TO AMEND THE LAW REGULATING THE USE OF HUNTING STANDS  
IN PERQUIMANS COUNTY.

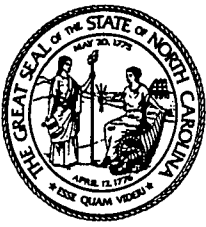
The General Assembly of North Carolina enacts:

**SECTION 1.** Section 2 of S.L. 2001-330 reads as rewritten:

**"SECTION 2.** It is unlawful to hunt with a center-fired rifle except from a stand at least ~~eight~~ five feet above ground level."

**SECTION 2.** This act applies only to Perquimans County.

**SECTION 3.** This act becomes effective October 1, 2004.



## HB 1659: Perquimans Hunting Stand Amendment

### **BILL ANALYSIS**

**Committee:** House Wildlife Committee I  
**Date:** June 10, 2004  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representatives Culpepper and  
Hunt  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

*House Bill 1659 would lower the required height of hunting stands in Perquimans County.*

### **BILL ANALYSIS:**

S.L. 2001-330 made it unlawful to hunt in with a center-fire rifle in Perquimans County except from a stand at least 8 feet above ground level. House Bill 1659 would lower the height requirement to 5 feet above ground level.

The act becomes effective October 1, 2004.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE  
RESOURCES.**

---

☐ Committee Substitute for

H.B. 1659 A BILL TO BE ENTITLED AN ACT TO AMEND THE LAW REGULATING  
THE USE OF HUNTING STANDS IN PERQUIMANS COUNTY.

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2003

H

D

HOUSE BILL 1662

PROPOSED COMMITTEE SUBSTITUTE H1662-CSRF-38 [v.2]

6/15/2004 10:54:17 AM

Short Title: Cherokee/Clay/Shooting from Right-of-Way.

(Local)

Sponsors:

Referred to:

May 26, 2004

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM FROM THE  
RIGHT-OF-WAY OF PUBLIC ROADS IN CHEROKEE AND CLAY  
COUNTIES.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to take or kill any wild animal or wild bird with the use of a firearm or to discharge a firearm from, on, or across the right-of-way of a public road, street, highway, or other public vehicular area in Clay and Cherokee Counties.

**SECTION 2.** Violation of this act is a Class 3 misdemeanor.

**SECTION 3.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by peace officers with general subject matter jurisdiction.

**SECTION 4.** This act applies only to Cherokee and Clay Counties.

**SECTION 5.** This act becomes effective October 1, 2004, and applies to offenses committed on or after that date.

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

**H**

**1**

**HOUSE BILL 1662**

Short Title: Cherokee/Clay/Shooting from Right-of-Way.

(Local)

Sponsors: Representative West.

Referred to: Wildlife Resources.

May 26, 2004

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM FROM THE  
RIGHT-OF-WAY OF PUBLIC ROADS IN CHEROKEE AND CLAY  
COUNTIES.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to take or kill any wild animal or wild bird with the use of a firearm or to discharge a firearm from, on, or across the right-of-way of a public road, street, highway, or other public vehicular area in Clay and Cherokee Counties. For purposes of this section, "right-of-way" refers to the road surface from shoulder to shoulder.

**SECTION 2.** Violation of this act is a Class 3 misdemeanor.

**SECTION 3.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by peace officers with general subject matter jurisdiction.

**SECTION 4.** This act applies only to Cherokee and Clay Counties.

**SECTION 5.** This act becomes effective October 1, 2004, and applies to offenses committed on or after that date.





## HB 1662: Cherokee/Clay Shooting from Rt of Way

### **BILL ANALYSIS**

**Committee:** House Wildlife Committee I  
**Date:** June 10, 2004  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representative West  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

House Bill 1662 would make it unlawful in Cherokee and Clay counties to take a wild animal or bird from, on or across the right of way of a public road or other public vehicular area, or to discharge of a firearm from on or across the right of way of a public road or other public vehicular area. Violation of the act is a Class 3 misdemeanor.

The act becomes effective October 1, 2004 and applies to offenses committed on or after that date.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE  
RESOURCES.**

---

☐ Committee Substitute for

H.B. 1662 A BILL TO BE ENTITLED AN ACT TO PROHIBIT THE DISCHARGE OF A  
FIREARM FROM THE RIGHT-OF-WAY OF PUBLIC ROADS IN CHEROKEE AND  
CLAY COUNTIES.

☐ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☒ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (~~Committee Substitute Bill #~~ ), (and  
~~recommendation that the committee substitute bill #~~ ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003

H

1

HOUSE BILL 1684

Short Title: Vance Fox Seasons.

(Local)

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Sponsors: Representatives Crawford and Fox (Primary Sponsors).

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Referred to: Wildlife Resources.

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May 27, 2004

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH SEASONS FOR HUNTING AND TRAPPING FOXES IN  
VANCE COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 1 of Chapter 208 of the 1993 Session Laws reads as  
rewritten:

"Section 1. Notwithstanding any other provision of law, there is an open season for  
taking foxes with weapons in ~~Granville County and Franklin County~~ Franklin,  
Granville, and Vance Counties from October 1 through January 31 of each year."

**SECTION 2.** Section 2 of Chapter 208 of the 1993 Session Laws reads as  
rewritten:

"Sec. 2. Notwithstanding any other provision of law, there is an open season for  
taking foxes by trapping in ~~Granville County and Franklin County~~ Franklin, Granville,  
and Vance Counties from October 1 through January 31 of each year."

**SECTION 3.** Section 9 of Chapter 208 of the 1993 Session Laws reads as  
rewritten:

"Sec. 9. Sections 1 through 3 of this act apply only to ~~Granville and Franklin~~  
Franklin, Granville, and Vance Counties. Sections 4 through 8 of this act apply only to  
Brunswick County."

**SECTION 4.** This act becomes effective October 1, 2004.



## HB 1684: Vance Fox Seasons

### BILL ANALYSIS

**Committee:** House Wildlife Committee I  
**Date:** June 10, 2004  
**Version:** 1<sup>st</sup> Edition

**Introduced by:** Representatives Crawford and Fox  
**Summary by:** Barbara Riley  
Committee Counsel

### SUMMARY:

*House Bill 1684 would provide for an open season for taking fox with weapons and for trapping fox in Vance County from October 1 through January 31 each year.*

### CURRENT LAW:

G.S. 113-291.4A establishes an open season for taking fox with weapons in areas east of Interstate Highway 77 and in Mitchell and Caldwell Counties. The season runs from the beginning of the rabbit and quail season, currently November 22, through January 1 of each year. There is no season for trapping fox in Vance County.

### BILL ANALYSIS:

House Bill 1684 would add Vance County to legislation enacted for Granville and Franklin Counties, S.L. 2003-208, that establishes an open season for taking fox with weapons and for trapping fox from October 1 through January 31 of each year.

The act becomes effective October 1, 2004.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE.**

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☐ Committee Substitute for

H.B. 1684 A BILL TO BE ENTITLED AN ACT TO ESTABLISH SEASONS FOR  
HUNTING AND TRAPPING FOXES IN VANCE COUNTY

☒ With a favorable report.

☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report, as amended.

☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.

☐ With a favorable report as to the committee substitute bill (# ), ☐ which changes the  
title, unfavorable as to (the original bill) (Committee Substitute Bill # ), (and  
recommendation that the committee substitute bill # ) be re-referred to the Committee  
on .)

☐ With a favorable report as to House committee substitute bill (# ), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.

☐ With an unfavorable report.

☐ With recommendation that the House concur.

☐ With recommendation that the House do not concur.

☐ With recommendation that the House do not concur; request conferees.

☐ With recommendation that the House concur; committee believes bill to be material.

☐ With an unfavorable report, with a Minority Report attached.

☐ Without prejudice.

☐ With an indefinite postponement report.

☐ With an indefinite postponement report, with a Minority Report attached.

☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2003-2004 SESSION**

You are hereby notified that the Committee on **Wildlife Resources** will meet as follows:

**DAY & DATE:**     **Wednesday, June 16, 2004**

**TIME:**             **12:00 noon**

**LOCATION:**        **1425 LB**

The following bills will be considered (Bill # & Short Title & Bill Sponsor):

**House Bill 1349 Columbus Fox Hunting/Trapping - Representative Hill**

**House Bill 1613 Chowan Hunting Laws - Representative Culpepper**

**House Bill 1659 Perquimans Hunting Stand Amendment –  
Representatives Culpepper and Hunter**

**House Bill 1662 Cherokee/Clay/Shooting from Right-of-Way – Rep. West**

**House Bill 1684 Vance Fox Seasons - Representatives Crawford and Fox**

Respectfully,  
Representative Bobby H. Barbee, Sr.  
Chair

I hereby certify this notice was filed by the committee assistant at the following offices at  
**3:30 P.M. on June 9, 2004.**

\_\_\_\_Principal Clerk  
\_\_\_\_Reading Clerk - House Chamber

Rosa Murray (Committee Assistant)

AGENDA  
HOUSE WILDLIFE RESOURCES COMMITTEE

June 23, 2004  
Room 1425  
12:00 Noon

OPENING REMARKS

Representative Bobby H. Barbee, Sr., Chairman

AGENDA ITEM

Senate Bill 1201 - Robeson/No Hunting and Fishing from Roadways

Senator David Weinstein, Sponsor

MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

June 23, 2004

The House Committee on Wildlife Resources met on Wednesday, June 23, 2004, in Room 1425 of the Legislative Building at 12:15 P.M. The following members were present: Chairman Bobby Barbee, Vice Chairman Stanley Fox, Representatives Marvin Lucas, Wayne Sexton, Edith Warren, Arthur Williams and Ex-officio member Harold Brubaker. Barbara Riley, Staff Attorney from the Research Division, was in attendance. Paul Rucho, Brian Doherty and Jim Brewer assisted the committee from the Sergeant-at-Arms office. Katherine Mattingly from Mecklenburg County, Shelby Wolf of Mecklenburg County, Kate Hooks of New Hanover County and Xanthe Andrews of Richmond County were the Pages serving the committee. A Visitor Registration List is attached and made part of these minutes.

Representative Barbee called the meeting to order and recognized Representative Fox, Vice Chairman, and thanked him for his service and help with the committee for the 2003-2004 Session. Representative Fox is not running for re-election.

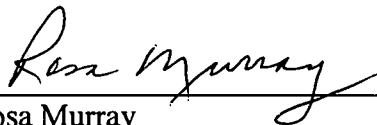
The chairman called on Representative Ronnie Sutton of the 47<sup>th</sup> District in the place of Senator David Weinstein, who is bill sponsor, to present Senate Bill 1201, AN ACT TO PROHIBIT HUNTING AND FISHING FROM THE RIGHT-OF-WAY IN ROBESON COUNTY. Barbara Riley passed out a PROPOSED HOUSE COMMITTEE SUBSTITUTE S1201-CSRF-41 [v.1], AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY IN ROBESON COUNTY. Representative Fox made motion for the adoption of the Proposed Committee Substitute. After much discussion, Representative Lucas made motion for a favorable report on the substitute bill and unfavorable on the original bill. The motion passed.

There being no further business, the Chair adjourned the meeting at 12:30 P.M.

Respectfully submitted.



Representative Bobby H. Barbee, Sr.  
Chairman



Rosa Murray  
Committee Assistant



## VISITOR REGISTRATION SHEET

WILDLIFE RESOURCES COMMITTEE

Name of Committee

6/23/04

Date

VISITORS: PLEASE SIGN IN BELOW AND RETURN TO COMMITTEE CLERK

NAME

FIRM OR AGENCY AND ADDRESS

|                         |                             |
|-------------------------|-----------------------------|
| <i>W. M. Brown</i>      | <i>Cape Fear Group</i>      |
| Charles B. Leav         | NC Grange                   |
| <i>Kevin C. Leonard</i> | WCSR                        |
| DICK HAMILTON           | NCWRC                       |
| JOAN TROY               | NCWRC                       |
| <i>Dee Bagley</i>       | <i>Sen. David Weinstein</i> |
| Susan Ramin             | <i>Star Jox</i>             |
|                         |                             |
|                         |                             |
|                         |                             |
|                         |                             |

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

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**SENATE BILL 1201**  
**PROPOSED HOUSE COMMITTEE SUBSTITUTE S1201-CSRF-41 [v.1]**

6/22/2004 10:45:28 AM

Short Title: Robeson/No Hunting from Roadways.

(Local)

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Sponsors:

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Referred to:

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May 20, 2004

1                                   A BILL TO BE ENTITLED  
2 AN ACT TO PROHIBIT HUNTING FROM THE RIGHT-OF-WAY IN ROBESON  
3 COUNTY.

4 The General Assembly of North Carolina enacts:

5           **SECTION 1.** It is unlawful to hunt, take, or kill any wild animal or wild  
6 bird, or to attempt to hunt, take, or kill any wild animal or wild bird, with the use of a  
7 firearm or bow and arrow, from, on, across, or over the roadway or right-of-way of any  
8 public road, street, or highway.

9           **SECTION 2.** Violation of the provisions of this act is punishable as a Class  
10 3 misdemeanor. Notwithstanding the provisions of G.S. 15A-1340.23, violation of this  
11 act is punishable by a fine of up to three hundred dollars (\$300.00). A second or  
12 subsequent violation of Section 1 of this act is punishable by a fine of at least three  
13 hundred dollars (\$300.00) and the loss of hunting privileges for a period of 12 months  
14 from the date of the violation.

15           **SECTION 3.** This act is enforceable by law enforcement officers of the  
16 Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace  
17 officers with general subject matter jurisdiction.

18           **SECTION 4.** This act applies only to Robeson County. This act becomes  
19 effective October 1, 2004, and applies to offenses committed on or after that date.

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

S

1

**SENATE BILL 1201**

Short Title: Robeson/No Hunting or Fishing from Roadways. (Local)

Sponsors: Senator Weinstein.

Referred to: State Government, Local Government, and Veterans' Affairs.

May 20, 2004

A BILL TO BE ENTITLED  
AN ACT TO PROHIBIT HUNTING AND FISHING FROM THE RIGHT-OF-WAY  
IN ROBESON COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to hunt, take, or kill any wild animal or wild bird, or to attempt to hunt, take, or kill any wild animal or wild bird, with the use of a firearm or bow and arrow, from, on, across, or over the roadway or right-of-way of any public road, street, or highway.

**SECTION 2.** It is unlawful to fish in any body of water from the roadway or right-of-way of any public road, street, or highway.

**SECTION 3.** Violation of the provisions of this act is punishable as a Class 3 misdemeanor. Notwithstanding the provisions of G.S. 15A-1340.23, violation of this act is punishable by a fine of up to three hundred dollars (\$300.00). A second or subsequent violation of Section 1 of this act is punishable by a fine of at least three hundred dollars (\$300.00) and the loss of hunting privileges for a period of 12 months from the date of the violation.

**SECTION 4.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace officers with general subject matter jurisdiction.

**SECTION 5.** This act applies only to Robeson County. This act becomes effective October 1, 2004, and applies to offenses committed on or after that date.



# **SB 1201:**

## **Robeson/ No Hunting or Fishing from Roadways**

### **BILL ANALYSIS**

**Committee:** House Wildlife Committee  
**Date:** June 17, 2004  
**Version:** Proposed Committee Substitute

**Introduced by:** Senator Weinstein  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

*Senate Bill 1201 would prohibit hunting from, on or across the roadway or right of way of any public road. The PCS removes the provisions that would have prohibited fishing in any body of water from the roadway or right of way of any public road.*

### **CURRENT LAW:**

Robeson County currently has local laws that prohibit the taking of deer through the use of a boat or floating device, S.L. 1979-1177 and that prohibit hunting with firearms or discharging a firearm from or across a State primary or secondary road, except that a person may hunt from or across a secondary road with the written permission of the person owning the abutting land. S.L. 1983-385.

### **BILL ANALYSIS:**

Senate Bill 1201 would prohibit hunting from on or across the roadway or right of way of a public road. Violation of the act is a Class 3 misdemeanor punishable by a fine of up to \$300 for a first offense. Subsequent offenses are punishable by a fine of at least \$300 and loss of hunting privileges for 12 months. The act becomes effective October 1, 2004.

**2003 COMMITTEE REPORT  
HOUSE OF REPRESENTATIVES**

The following report(s) from standing committee(s) is/are presented:

By Representative **Bobby H. Barbee, Sr.** (Chair) for the Committee on **WILDLIFE  
RESOURCES.**

---

☐ Committee Substitute for  
S.B. 1201 A BILL TO BE ENTITLED AN ACT TO PROHIBIT HUNTING AND FISHING  
FROM THE RIGHT-OF-WAY IN ROBESON COUNTY.

- ☐ With a favorable report.
- ☐ With a favorable report and recommendation that the bill be re-referred to the Committee on  
Appropriations ☐ Finance ☐ ☐.
- ☐ With a favorable report, as amended.
- ☐ With a favorable report, as amended, and recommendation that the bill be re-referred to the  
Committee on Appropriations ☐ Finance ☐ ☐.
- ☒ With a favorable report as to the <sup>HOUSE</sup> committee substitute bill (# \_\_\_\_\_), ☒ which changes the  
title, unfavorable as to ~~(the original bill)~~ ~~(Committee Substitute Bill # \_\_\_\_\_)~~, (and  
~~recommendation that the committee substitute bill # \_\_\_\_\_ be re-referred to the Committee~~  
~~on \_\_\_\_\_)~~
- ☐ With a favorable report as to House committee substitute bill (# \_\_\_\_\_), ☐ which changes  
the title, unfavorable as to Senate committee substitute bill.
- ☐ With an unfavorable report.
- ☐ With recommendation that the House concur.
- ☐ With recommendation that the House do not concur.
- ☐ With recommendation that the House do not concur; request conferees.
- ☐ With recommendation that the House concur; committee believes bill to be material.
- ☐ With an unfavorable report, with a Minority Report attached.
- ☐ Without prejudice.
- ☐ With an indefinite postponement report.
- ☐ With an indefinite postponement report, with a Minority Report attached.
- ☐ With recommendation that it be adopted. (HOUSE RESOLUTION ONLY)

03/19/03

CORRECTED NOTICE:

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2003-2004 SESSION**

You are hereby notified that the Committee on **Wildlife Resources** will meet as follows:

**DAY & DATE:**     **June 23, 2004**

**TIME:**             **12:00**

**LOCATION:**        **1425 LB**

The following bills will be considered (Bill # & Short Title & Bill Sponsor):

**SB 1201 ROBESON / NO HUNTING OR FISHING FROM ROADWAYS**  
**Senator Weinstein, Sponsor**

Respectfully,  
Representative Barbee  
Chair

I hereby certify this notice was filed by the committee assistant at the following offices at  
**2:40 p.m. on June 17, 2004.**

\_\_\_\_Principal Clerk  
\_\_\_\_Reading Clerk - House Chamber

Rosa Murray (Committee Assistant)

**AGENDA**

**HOUSE WILDLIFE RESOURCES COMMITTEE**

**July 7, 2004**

**Room 1425**

**12:00 Noon**

**OPENING REMARKS**

**Representative Bobby H. Barbee, Sr., Chairman**

**AGENDA ITEM**

**House Bill 1712 - WILSON DEER HUNTING REGULATIONS**

**Rep. Jean Farmer-Butterfield and  
Rep. Joe Tolson, Sponsors**

MINUTES  
HOUSE COMMITTEE ON  
WILDLIFE RESOURCES

July 7, 2004

The House Committee on Wildlife Resources met on Wednesday, July 7, 2004, in Room 1425 of the Legislative Building at 12:00 noon. The following members were present: Chairman Bobby Barbee, Vice Chairman Stanley Fox, Billy Creech, Arthur Williams and Roger West. Barbara Riley, Staff from the Research Division, was in attendance. Bill Sullivan and Brian Doherty were present to assist the committee from the Sergeant-at-Arms office. Bradley McPherson of Randolph County, John Krebs of Wilkes County, Cole Phillips of Wake County and Luke George of Wake County were the Pages serving the committee. No visitors were present.

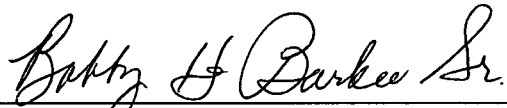
The chairman called the meeting to order and asked the Pages to introduce themselves. He recognized those from the Sergeant-at-Arms office and thanked all for helping.

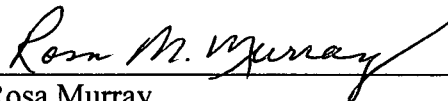
House Bill 1712, Wilson Deer Hunting Regulation, was on the Agenda for consideration. Representative Joe Tolson, bill sponsor, moved for adoption of Committee Substitute for House Bill 1712, Wilson Hunting Regulation. The substitute bill was passed to members. Representative Farmer-Butterfield explained the substitute bill which makes it unlawful to hunt on the land of another in Wilson County unless the hunter has on his person written permission of the landowner to hunt. The writing must be signed and dated for the current season.

The committee was unable to get a quorum of committee members to the meeting. Thus, they were unable to vote.

Chairman Barbee adjourned the meeting at 12:30 P.M.

Respectfully submitted.

  
\_\_\_\_\_  
Representative Bobby H. Barbee, Sr.  
Chairman

  
\_\_\_\_\_  
Rosa Murray  
Committee Assistant



GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2003

H

D

HOUSE BILL 1712

PROPOSED COMMITTEE SUBSTITUTE H1712-PCS50429-LL-34

Short Title: Wilson Hunting Regulation.

(Local)

Sponsors:

Referred to:

May 27, 2004

A BILL TO BE ENTITLED

AN ACT TO REGULATE HUNTING ON THE LAND OF ANOTHER IN WILSON COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** It is unlawful to hunt on the land of another unless the hunter has, on the hunter's person, a written permission signed and dated for the current season by the owner or lessee of the land granting the hunter permission to hunt on that land.

**SECTION 2.** A first conviction for a violation of this act is a Class 3 misdemeanor. A second or subsequent conviction for a violation of this act is a Class 2 misdemeanor.

**SECTION 3.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace officers with general subject matter jurisdiction.

**SECTION 4.** This act applies only to Wilson County.

**SECTION 5.** This act becomes effective October 1, 2004, and applies to offenses committed on or after that date.

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2003**

**H**

**1**

**HOUSE BILL 1712**

Short Title: Wilson Deer Hunting Regulation.

(Local)

Sponsors: Representatives Farmer-Butterfield and Tolson (Primary Sponsors).

Referred to: Wildlife Resources.

May 27, 2004

A BILL TO BE ENTITLED  
AN ACT TO REGULATE DEER HUNTING ON THE LAND OF ANOTHER IN  
WILSON COUNTY.

The General Assembly of North Carolina enacts:

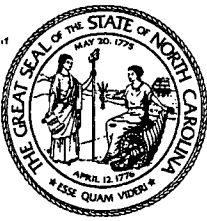
**SECTION 1.** It is unlawful to hunt deer on the land of another unless the hunter has, on the hunter's person, a written permission signed and dated for the current deer season by the owner or lessee of the land granting the hunter permission to hunt deer on that land.

**SECTION 2.** A first conviction for a violation of this act is a Class 3 misdemeanor. A second or subsequent conviction for a violation of this act is a Class 2 misdemeanor.

**SECTION 3.** This act is enforceable by law enforcement officers of the Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace officers with general subject matter jurisdiction.

**SECTION 4.** This act applies only to Wilson County.

**SECTION 5.** This act becomes effective October 1, 2004, and applies to offenses committed on or after that date.



# HB 1712: Wilson Deer Hunting Regulation

## **BILL ANALYSIS**

**Committee:** House Wildlife Committee  
**Date:** July 1, 2004  
**Version:** H1712-PCS50429-LL-34

**Introduced by:** Representatives Farmer-  
Butterfield and Tolson  
**Summary by:** Barbara Riley  
Committee Counsel

### **SUMMARY:**

House Bill 1712 makes it unlawful to hunt on the land of another in Wilson County unless the hunter has on his person written permission of the landowner to hunt. The writing must be signed and dated for the current hunting season. The original bill made it unlawful only to hunt deer on the land of another without written permission.

The first conviction for violation of the act is a Class 3 misdemeanor. A second or subsequent conviction is a Class 2 misdemeanor.

The act is enforceable by Wildlife Resource Commission Officers, sheriffs and deputy sheriffs and other peace officers with general subject matter jurisdiction.

The act becomes effective October 1, 2004 and applies to offenses committed on or after that date.

**NORTH CAROLINA HOUSE OF REPRESENTATIVES  
COMMITTEE MEETING NOTICE  
AND  
BILL SPONSOR NOTIFICATION  
2003-2004 SESSION**

You are hereby notified that the Committee on **Wildlife Resources** will meet as follows:

**DAY & DATE:**     **Wednesday, July 7, 2004**

**TIME:**             **12:00 Noon**

**LOCATION:**        **1425 LB**

The following bills will be considered (Bill # & Short Title & Bill Sponsor):

**House Bill 1712   Wilson Deer Hunting Regulation**

**Sponsors: Rep. Jean Farmer-Butterfield and Rep. Joe Tolson**

Respectfully,  
Representative Barbee  
Chair

I hereby certify this notice was filed by the committee assistant at the following offices at  
12:00 noon on **July 1, 2004**.

\_\_\_\_Principal Clerk  
\_\_\_\_Reading Clerk - House Chamber

Rosa Murray (Committee Assistant)

# Commissioners

| <i>Name</i>               | <i>Email</i>                          | <i>Position</i>                              | <i>Address</i>               | <i>City</i>    | <i>Zip</i> | <i>Home#</i> | <i>Work#</i> |
|---------------------------|---------------------------------------|--|------------------------------|----------------|------------|--------------|--------------|
| PECHMANN, JOHN E.         | jpechmann@janrix.com                  | CHAIRMAN, AT LARGE APPOINTEE                 | 2549 S. EDGEWATER DRIVE      | FAYETTEVILLE   | 28303      | 910-323-1526 | 910-483-1319 |
| SEEGARS, WES              | goldsboro@seegarsfence.com            | PRESIDENT PRO TEMPORE OF THE SENATE          | P.O. BOX 1756                | GOLDSBORO      | 27533      | 919-778-6851 | 919-735-8211 |
| ALLEN, GARY               |                                       | VICE-CHAIRMAN, GOVERNOR APPOINTEE DISTRICT 3 | 10800 SIKES PLACE, SUITE 250 | CHARLOTTE      | 28277      | 704-843-9563 | 704-847-6006 |
| BENNETT, CHARLES          | cbennett@wbbatty.com                  | HOUSE SPEAKER APPOINTEE                      | P.O. BOX 2570                | MATTHEWS       | 28106      | 704-847-9522 | 704-844-1400 |
| BENNETT, JIM              |                                       | HOUSE SPEAKER APPOINTEE                      | 1810 DALTON ROAD             | GREENSBORO     | 27408      | 336-272-4720 | 336-222-9258 |
| BOYD, TROY T SR.          | Troyboydsr@aol.com                    | GOVERNOR APPOINTEE DISTRICT 5                | P.O. BOX 1291                | ELIZABETH CITY | 27906-12   | 252-330-4928 | 252-335-2809 |
| CLONIGER, POLIE           |                                       | HOUSE SPEAKER APPOINTEE                      | P.O. BOX 480                 | DALLAS         | 28034      | 704-922-4412 | 704-864-4856 |
| HULL, RUSSELL MAUGHAN JR. |                                       | GOVERNOR APPOINTEE DISTRICT 8                | 1000 RIVERSHORE ROAD         | ELIZABETH CITY | 27909      | 252-338-3354 | 252-771-5088 |
| LENTZ, JOHN F.            |                                       | AT LARGE APPOINTEE                           | P.O. BOX 527                 | ELLERBE        | 28338      | 910-652-3921 | 910-652-5061 |
| PARSONS, W DOUGLAS        |                                       | PRESIDENT PRO TEMPORE OF THE SENATE          | P.O. BOX 1049                | CLINTON        | 28329      | 910-592-0355 | 910-592-7066 |
| PRICE, EUGENE             |                                       | GOVERNOR APPOINTEE DISTRICT 4                | P.O. BOX 10629               | GOLDSBORO      | 27532      | 919-735-1686 | 919-778-2211 |
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