GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2001

H **1**

HOUSE BILL 1634*

Short Title:	Amend Harnett Hunting From Right-of-Way.	(Local)
Sponsors:	Representatives Davis; Cox and Lucas.	
Referred to:	Wildlife Resources.	

June 13, 2002

A BILL TO BE ENTITLED

AN ACT TO AMEND THE PROHIBITION AGAINST HUNTING FROM THE RIGHT-OF-WAY IN HARNETT COUNTY.

The General Assembly of North Carolina enacts:

SECTION 1. Section 1 of S.L. 1997-103 reads as rewritten:

"Section 1. It is unlawful to ~~hunt, take, or kill, with a firearm or other deadly weapon, or to attempt to hunt, take, or kill, with a firearm or other deadly weapon, any wild animal or wild bird~~ hunt with a loaded firearm, including center-fire rifles, shotguns, or pistols with barrel lengths greater than five and one-half inches on, from, or across the right-of-way of any public road, street, highway, or thoroughfare. For purposes of this section, "loaded firearm" means a firearm with shells in the chamber magazine or clip.

It is prima facie evidence of a violation of this section to possess a loaded firearm outside of a vehicle on the roadway or right-of-way of a public road."

SECTION 2. Section 5 of S.L. 1997-103 reads as rewritten:

"Section 5. Violation of Section 1 or 2 of this act is a ~~Class 3 misdemeanor.~~ misdemeanor punishable as follows:

(1) For a first conviction, by a fine of not less than three hundred dollars ($300.00) nor more than five hundred dollars ($500.00), or by 30 days' imprisonment;

(2) For a second conviction within three years, by a fine of not less than five hundred dollars ($500.00) nor more than seven hundred dollars ($700.00) and the suspension of the defendant's hunting license for one year following conviction, or by 30 days' imprisonment; or

(3) For a third conviction within three years, by a fine of two thousand dollars ($2,000) and the suspension of the defendant's hunting license for three years following conviction, or by 60 days' imprisonment."

SECTION 3. This act applies only to Harnett County.

SECTION 4. This act becomes effective October 1, 2002.