

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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HOUSE BILL 386

Short Title: Sunny Point Railroad Restrictions. (Local)

Sponsors: Representatives Miller and Iler (Primary Sponsors).

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Transportation, if favorable, Rules, Calendar, and Operations of the House

March 25, 2021

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE BAN ON RIGHT-OF-WAY HUNTING IN BRUNSWICK
COUNTY TO INCLUDE THE RAILROAD SERVING THE MILITARY OCEAN
TERMINAL AT SUNNY POINT.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 840 of the 1985 Session Laws reads as rewritten:

"Section 1. It is unlawful for any person to hunt any animal or bird from or across the
right-of-way of any of the following:

(1) A public road unless the person is the owner or lessee of or has the permission
of the owner or lessee of the land abutting the right-of-way from which he is
hunting.

(2) The United States Department of Defense railroad connecting the Leland rail
yard interchange with the Military Ocean Terminal at Sunny Point. It is also
unlawful to discharge a firearm from or across the right-of-way of the railroad
described in this subdivision, except for a firearm discharged by one of the
law enforcement authorities identified in Section 3 of this act pursuant to the
law enforcement authority's official duties.

"Sec. 2. Violation of this act is a misdemeanor punishable for a first conviction by a fine of
not less than ~~ten dollars (\$10.00)~~ fifty dollars (\$50.00) nor more than ~~fifty dollars (\$50.00)~~ one
hundred dollars (\$100.00) or by imprisonment not to exceed 30 days, and punishable for a
subsequent conviction within three years by a fine of not less than ~~fifty dollars (\$50.00)~~ one
hundred fifty dollars (\$150.00) nor more than ~~two hundred dollars (\$200.00)~~ two hundred fifty
dollars (\$250.00), by imprisonment not to exceed 90 days, or by both.

"Sec. 3. This act is enforceable by law enforcement officers of the Wildlife Resources
Commission, by sheriffs and deputy sheriffs, by officers of the State Highway Patrol, by Alcohol
Law Enforcement Agents, by local ABC officers, by sworn civilian police officers for the
Military Ocean Terminal at Sunny Point, and by other peace officers with general subject matter
jurisdiction.

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SECTION 2. This act applies only to Brunswick County.

SECTION 3. This act becomes effective October 1, 2021, and applies to offenses
committed on or after that date.

