

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 327

Short Title: More Enforcement of Wildlife Rules.

(Public)

Sponsors: Representatives Dawkins; and Bowman.

Referred to: Judiciary.

February 23, 1989

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT ALL LAW ENFORCEMENT OFFICERS OF THIS
2 STATE HAVE THE AUTHORITY TO ENFORCE THE RULES
3 PROMULGATED BY THE DEPARTMENT OF NATURAL RESOURCES AND
4 COMMUNITY DEVELOPMENT AND THE WILDLIFE RESOURCES
5 COMMISSION REGARDING THE WILLFUL REMOVAL OF, DAMAGE TO,
6 OR DESTRUCTION OF ANY PROPERTY ENTRUSTED TO THOSE ENTITIES.

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 113-264(a) reads as rewritten:

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10 "(a) The Department and the Wildlife Resources Commission are granted the
11 power by rule to license, regulate, prohibit, or restrict the public as to use and enjoyment
12 of, or harm to, any property of the Department or the Wildlife Resources Commission,
13 and may charge the public reasonable fees for access to or use of such property.
14 'Property' as the word is used in this section is intended to be broadly interpreted and
15 includes lands, buildings, vessels, vehicles, equipment, markers, stakes, buoys, posted
16 signs and other notices, trees and shrubs and artificial constructions in boating and
17 fishing access areas, game lands, wildlife refuges, public waters, public mountain trout
18 waters, and all other real and personal property owned, leased, controlled, or
19 cooperatively managed by either the Department or the Wildlife Resources
20 Commission.

21 Every wildlife protector and every law enforcement officer of this State and its
22 subdivisions shall have the authority to enforce the rules promulgated pursuant to the
23 power granted by this section regarding the willful removal of, damage to, or
24 destruction of any property of the Department or the Wildlife Resources Commission."

- 1 Sec. 2. To the extent that this act conflicts with any provision of any local
- 2 act, this act prevails.
- 3 Sec. 3. This act is effective upon ratification.