

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 1188

Judiciary I/Constitution Committee Substitute Adopted 6/12/96

Short Title: Trespass/Theft of Pine Straw.

(Public)

Sponsors:

Referred to:

May 15, 1996

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE OFFENSES OF TRESPASS ON PINE STRAW PRODUCTION LAND AND LARCENY OF PINE STRAW.

The General Assembly of North Carolina enacts:

Section 1. The title of Article 22A of Chapter 14 of the General Statutes reads as rewritten:

"ARTICLE 22A.

TRESPASSING UPON 'POSTED' PROPERTY TO HUNT, FISH OR TRAP. FISH, TRAP, OR REMOVE PINE NEEDLES/STRAW."

Sec. 2. G.S. 14-159.6 reads as rewritten:

"§ 14-159.6. Trespass for purposes of hunting, etc., without written consent a misdemeanor.

(a) Any person who willfully goes on the land, waters, ponds, or a legally established waterfowl blind of another upon which notices, signs or posters, described in G.S. 14-159.7, posters prohibiting hunting, fishing or trapping, trapping have been placed in accordance with the provisions of G.S. 14-159.7, or upon which 'posted' notices have been placed, placed in accordance with the provisions of G.S. 14-159.7, to hunt, fish or trap without the written consent of the owner or his agent shall be guilty of a Class 2 misdemeanor. Provided, further, that no arrests under authority of this section-subsection

1 shall be made without the consent of the owner or owners of said land, or their duly  
2 authorized agents in the following counties: Halifax and Warren.

3 (b) Any person who willfully goes on the land of another upon which notices,  
4 signs, or posters prohibiting raking or removing pine needles or pine straw have been  
5 placed in accordance with the provisions of G.S. 14-159.7, or upon which 'posted' notices  
6 have been placed in accordance with the provisions of G.S. 14-159.7, to rake or remove  
7 pine needles or pine straw without the written consent of the owner or his agent shall be  
8 guilty of a Class 1 misdemeanor for the first offense, and of a Class I felony for second or  
9 subsequent offenses."

10 Sec. 3. Article 16 of Chapter 14 of the General Statutes is amended by adding a  
11 new section to read:

12 "**§ 14-79.1. Larceny of pine needles or pine straw.**

13 If any person shall take and carry away, or shall aid in taking or carrying away, any  
14 pine needles or pine straw being produced on the land of another person with the intent to  
15 steal the pine needles or pine straw, that person shall be guilty of a Class H felony."

16 Sec. 4. If Senate Bill 1409, 1995 Session, A BILL TO BE ENTITLED AN  
17 ACT TO ESTABLISH THE CRIMINAL OFFENSES IN MONTGOMERY COUNTY  
18 OF TRESPASS ON PINE STRAW PRODUCTION LAND AND LARCENY OF PINE  
19 STRAW, is ratified, it is repealed.

20 Sec. 5. This act becomes effective January 1, 1997, and applies to offenses  
21 committed on or after that date.