

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 597
PROPOSED COMMITTEE SUBSTITUTE H597-PCS30393-TQf-8

Short Title: Wildlife Resources Commission Amends.

(Public)

Sponsors:

Referred to:

April 8, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO MAKE VARIOUS CHANGES TO THE STATUTES GOVERNING THE
3 WILDLIFE RESOURCES COMMISSION.

4 The General Assembly of North Carolina enacts:

5
6 **REQUIRE PLACEMENT OF VALIDATION DECALS ON BOTH SIDES OF VESSELS**

7 **SECTION 1.** G.S. 75A-5 reads as rewritten:

8 "**§ 75A-5. Application for certificate of number; fees; reciprocity; change of ownership;**
9 **conformity with federal regulations; records; award of certificates; renewal of**
10 **certificates; transfer of partial interest; destroyed or junked vessels;**
11 **abandonment; change of address; duplicate certificates; display.**

12 (a) Application for Certificate of Number. – The owner of each vessel requiring
13 numbering by this State shall file an application for a certificate of number with the Commission.
14 The Commission shall furnish application forms and shall prescribe the information contained in
15 the application form. The application shall be signed by the owner of the vessel or the owner's
16 agent and shall be accompanied by a fee, as set out in subsection (a1) of this section. The fee
17 does not apply to vessels owned and operated by nonprofit rescue squads if they are operated
18 exclusively for rescue purposes, including rescue training. The owner shall have the option of
19 selecting a one-year numbering period or a three-year numbering period. Upon receipt of the
20 application in approved form, the Commission shall enter the application in its records and issue
21 the owner a certificate of number stating the identification number awarded to the vessel and the
22 name and address of the owner, and a validation decal indicating the expiration date of the
23 certificate of number. The owner shall paint on or attach to each side of the bow of the vessel the
24 identification number and validation decals in such manner as may be prescribed by rules of the
25 Commission in order that it may be clearly visible. The identification number shall be maintained
26 in legible condition. ~~The validation decal shall be displayed on the starboard bow of the vessel~~
27 ~~immediately following the number.~~ The certificate of number shall be pocket size and shall be
28 available for inspection on the vessel for which the certificate is issued at all times the vessel is
29 in operation. Any person charged with failing to so carry a certificate of number shall not be
30 convicted if the person produces in court a certificate of number previously issued to the owner
31 that was valid at the time of the alleged violation.

32"

33
34 **AMEND DEFINITIONS RELATED TO WILDLIFE RESOURCES COMMISSION**
35 **PROPERTY AND MOUNTAIN TROUT WATERS**

36 **SECTION 2.** G.S. 113-129 reads as rewritten:



* H 5 9 7 - P C S 3 0 3 9 3 - T Q F - 8 *

1 **"§ 113-129. Definitions relating to resources.**

2 The following definitions and their cognates apply in the description of the various marine
3 and estuarine and wildlife resources:

- 4 ...
- 5 (1d) Boating and Fishing Access Area. – An area ~~of land~~ providing access to public
6 waters and which is owned, allocated to, leased, controlled, or managed by
7 the Wildlife Resources Commission.
- 8 ...
- 9 (8a) Game Lands. – Lands owned, allocated to, leased, controlled, or cooperatively
10 managed by the Wildlife Resources ~~Commission for public hunting, trapping,~~
11 ~~or fishing~~ Commission.
- 12 ...
- 13 (11d) Mountain Heritage Trout Waters. – Those waters that run through or are
14 adjacent to a city that has been designated by the Wildlife Resources
15 Commission as a Mountain Heritage Trout City pursuant to G.S. 113-273(e).
- 16 ~~(11d)~~(11e) Nongame Animals. – All wild animals except game and fur-bearing
17 animals.
- 18 ~~(11e)~~(11f) Nongame Birds. – All wild birds except game birds.
- 19 ...
- 20 (13c) Public Mountain Trout Waters. – Those waters designated by the Wildlife
21 Resources Commission that are managed and regulated to sustain a mountain
22 trout fishery.
- 23 ~~(13e)~~(13d) Raptor. – A migratory bird of prey authorized under federal law and
24 regulations for the taking of quarry by falconry.
- 25 ...
- 26 (18) Wildlife Resources Commission Property. – All lands, game lands, wildlife
27 refuges, artificial constructions in boating and fishing access areas, and all
28 other property owned, allocated to, leased, controlled, or cooperatively
29 managed and designated for public use by the Wildlife Resources
30 Commission."

31
32 **ALLOW SALE OF PERMANENTLY PRESERVED BEARS AND TURKEYS WITH A**
33 **TROPHY SALE PERMIT**

34 **SECTION 3.** G.S. 113-291.3 reads as rewritten:

35 **"§ 113-291.3. Possession, sale, and transportation of wildlife.**

- 36 ...
- 37 (b) With respect to dead wildlife:
- 38 ...
- 39 (3) A licensed taxidermist or other licensed dealer taking temporary possession
40 of wildlife of another may possess the wildlife that he is authorized to handle
41 under his license in accordance with the rules of the Wildlife Resources
42 Commission. A person not a dealer operating a preservation or processing
43 facility, whether commercially or not, may possess the wildlife owned by
44 another without any permit or license if he ascertains that the wildlife was
45 lawfully taken within the State and keeps a written record of:
- 46 a. The name and address of the owner of the wildlife and an adequate
47 description of the wildlife left with him. If the description of the
48 wildlife changes as the result of processing, the new description must
49 be recorded.

- b. The date, ~~serial number,~~ authorization number, and type of the license under which the wildlife was taken or the applicable exemption from license requirements which the taker met.
- c. The date all wildlife left with him is received and returned to the owner. If the receiving or returning of possession is to an agent or common carrier or otherwise occurs under circumstances in which permit requirements may apply, the type and date of the permit which authorizes the transaction must also be recorded.

(4) The sale of rabbits and squirrels and their edible parts not for resale is permitted. If the Wildlife Resources Commission finds that affected game populations would not be endangered, it may authorize the sale of heads, antlers, horns, hides, skins, plumes, feet, and claws of one or more game animals or birds. In addition, it may authorize the sale of bobcats, opossums, and raccoons, and their parts, following their taking as game animals. No part of any bear or wild turkey may be sold under the above provisions, however, ~~and no permanently preserved bears or tanned bear hides and permanently preserved turkeys or turkey parts may be sold with a trophy sale permit.~~ No part of any fox taken in North Carolina may be sold except as provided in G.S. 113-291.4. In regulating sales, the Wildlife Resources Commission may impose necessary permit requirements.

...."

UNIFIED LICENSE AMENDMENT

SECTION 4. G.S. 113-351 reads as rewritten:

"§ 113-351. Unified hunting and fishing licenses; subsistence license waiver.

...

(c) Types of Unified Hunting and Fishing Licenses; Fees; Duration. – The Wildlife Resources Commission shall issue the following Unified Hunting and Fishing Licenses:

...

(3) Lifetime Unified Sportsman/Coastal Recreational Fishing Licenses. – ~~Except as provided in sub-subdivision f. of this subdivision, a~~ A license issued under this subdivision is valid for the lifetime of the licensee. A license issued under this subdivision authorizes the licensee to take all wild animals and wild birds, including waterfowl, by all lawful methods in all open seasons, including the use of game lands; to fish with hook and line for all fish in all inland fishing waters and joint fishing waters, including public mountain trout waters; and to engage in recreational fishing in coastal fishing waters.

...

f. Resident Disabled Veteran Lifetime Unified Sportsman/Coastal Recreational Fishing License. – \$110.00. This license shall be issued only to an individual who is a resident of the State and who is a fifty percent (50%) or more disabled veteran as determined by the United States Department of Veterans Affairs or as established by rules of the Wildlife Resources Commission. ~~This license remains valid for the lifetime of the licensee so long as the licensee remains fifty percent (50%) or more disabled.~~

...."

WILDLIFE ENDOWMENT FUND CHANGES

SECTION 5. G.S. 143-250.1 reads as rewritten:

"§ 143-250.1. Wildlife Endowment Fund.

1 (a) Recognizing the inestimable importance to the State and its people of conserving the
2 wildlife resources of North Carolina, and for the purpose of providing the opportunity for citizens
3 and residents of the State to invest in the future of its wildlife resources, there is created the North
4 Carolina Wildlife Endowment Fund, the income and principal of which shall be used only for
5 the purpose of supporting wildlife conservation programs of the State in accordance with this
6 section. This fund shall also be known as the Eddie Bridges Fund.

7 (b) There is created the Board of Trustees of the Wildlife Endowment Fund of the
8 Wildlife Resources Commission, with full authority over the administration of the Wildlife
9 Endowment Fund, whose ex officio chairman, vice-chairman, and members shall be the
10 chairman, vice-chairman, and members of the Wildlife Resources Commission. The State
11 Treasurer shall be the custodian of the Wildlife Endowment Fund and shall invest its assets in
12 accordance with the provisions of G.S. 147-69.2 and 147-69.3.

13 (c) The assets of the Wildlife Endowment Fund shall be derived from the following:

- 14 (1) The proceeds of any gifts, grants and contributions to the State which are
15 specifically designated for inclusion in the ~~fund~~; fund.
- 16 (2) The proceeds from the sale of lifetime sportsman combination licenses issued
17 pursuant to ~~G.S. 113-270.1D~~; G.S. 113-270.1D.
- 18 (3) The proceeds from the sale of lifetime hunting and lifetime fishing licenses
19 pursuant to ~~G.S. 113-270.2(e)(2) and G.S. 113-271(d)(3)~~; G.S. 113-270.2 and
20 G.S. 113-271.
- 21 (3a) The proceeds from the sale of lifetime trapping licenses pursuant to
22 G.S. 113-270.5(b).
- 23 (4) The proceeds of lifetime subscriptions to the magazine Wildlife in North
24 Carolina at such rates as may be established from time to time by the Wildlife
25 Resources ~~Commission~~; Commission.
- 26 (5) Any amount in excess of the statutory fee for a particular lifetime license or
27 lifetime subscription shall become an asset of the fund and shall qualify as a
28 tax exempt donation to the ~~State~~; State.
- 29 (5a) The proceeds from the sale of lifetime combination hunting and fishing
30 licenses for disabled residents pursuant to
31 ~~G.S. 113-270.1C(b)(4)~~; G.S. 113-270.1C.
- 32 (5b) The Wildlife Resources Commission's portion of the proceeds from the sale
33 of lifetime unified licenses pursuant to G.S. 113-351.
- 34 (6) Such other sources as may be specified by law.

35 (d) The Wildlife Endowment Fund is declared to constitute a special trust derived from a
36 contractual relationship between the State and the members of the public whose investments
37 contribute to the fund. In recognition of such special trust, the following limitations and
38 restrictions are placed on expenditures from the funds:

- 39 (1) Any limitations or restrictions specified by the donors on the uses of the
40 income derived from gifts, grants and voluntary contributions shall be
41 respected but shall not be binding.
- 42 (2) No expenditures or disbursements from the income from the proceeds derived
43 from the sale of Infant Lifetime Sportsman or Youth Lifetime Sportsman
44 Licenses pursuant to G.S. 113-270.1D(b)(1) or (2) shall be made for any
45 purpose until the respective holders of such licenses attain the age of 16 years.
46 The State Treasurer, as custodian of the fund, shall determine actuarially from
47 time to time the amount of income within the fund which remains encumbered
48 by and which is free of this restriction. For such purpose, the executive
49 director shall cause deposits of proceeds and related investment income from
50 Infant Lifetime Sportsman Licenses ~~to be distinguished and deposits of~~

1 ~~proceeds from~~ and Youth Lifetime Sportsman Licenses to be accompanied by
2 information as to the ages of the license recipients.

3 (3) No expenditure or disbursement shall be made from the principal of the
4 Wildlife Endowment Fund except as otherwise provided by law.

5 (4) The income received and accruing from the investments of the Wildlife
6 Endowment Fund must be spent only in furthering the conservation of wildlife
7 resources and the efficient operation of the North Carolina Wildlife Resources
8 Commission in accomplishing the purposes of the agency as set forth in
9 G.S. 143-239.

10 (e) The Board of Trustees of the Wildlife Endowment Fund may accumulate the
11 investment income of the fund until the income, in the sole judgment of the trustees, can provide
12 a significant supplement to the budget of the Wildlife Resources Commission. After that time the
13 trustees, in their sole discretion and authority, may direct expenditures from the investment
14 income of the fund for the purposes set out in division (4) of subsection (d).

15 (f) Expenditure of the investment income derived from the Wildlife Endowment Fund
16 shall be made through the State budget accounts of the Wildlife Resources Commission in
17 accordance with the provisions of the Executive Budget Act. The Wildlife Endowment Fund is
18 subject to the oversight of the State Auditor pursuant to Article 5A of Chapter 147 of the General
19 Statutes.

20 (f1) At all times during which the cash balance in the Wildlife Endowment Fund is equal
21 to or greater than the sum of one hundred million dollars (\$100,000,000), the Wildlife Resources
22 Commission shall budget at least twenty-five percent (25%) of the annual expendable ~~interest~~
23 investment income from the Fund, as determined by the Board of Trustees of the Fund, to
24 implement the conservation goals set forth in the Wildlife Resource Commission's strategic plan.

25 (g) The Wildlife Endowment Fund and the investment income therefrom shall not take
26 the place of State appropriations or agency receipts placed in the Wildlife Resources Fund, or
27 any part thereof, but any portion of the income of the Wildlife Endowment Fund available for
28 the purpose set out in ~~division-subdivision~~ (4) of subsection (d) shall be used to supplement other
29 income of and appropriations to the Wildlife Resources Commission to the end that the
30 Commission may improve and increase its services and become more useful to a greater number
31 of people.

32 (h) In the event of a future dissolution of the Wildlife Resources Commission, such State
33 agency as shall succeed to its budgetary authority shall, ex officio, assume the trusteeship of the
34 Wildlife Endowment Fund and shall be bound by all the limitations and restrictions placed by
35 this section on expenditures from the fund. No repeal or modification of this section or of
36 G.S. 143-239 shall alter the fundamental purposes to which the Wildlife Endowment Fund may
37 be applied. No future dissolution of the Wildlife Resources Commission or substitution of any
38 agency in its stead shall invalidate any lifetime license issued in accordance with
39 G.S. 113-270.1D(b), 113-270.2(c)(2), ~~or 113-271(d)(3)~~. 113-271(d)(3), or 113-351(c)."
40

41 VARIOUS LICENSE CHANGES

42 **SECTION 6.(a)** G.S. 113-270.1B reads as rewritten:

43 **"§ 113-270.1B. License required to hunt, fish, or trap; fees set by Commission.**

44 (a) Except as otherwise specifically provided by law, no person may hunt, fish, trap, or
45 participate in any other activity regulated by the Wildlife Resources Commission for which a
46 license is provided by law without having first procured a current and valid license authorizing
47 the activity.

48 (b) Except as indicated otherwise, all ~~licenses are annual licenses~~ licenses, permits,
49 stamps, and certifications are valid from the date of issue for a period of 12 months.

50 (c) As used in this section, the term "effective date" means the later of:

51 (1) The date of purchase of a new license.

(2) The first day after the expiration of a currently valid license of the same type held by the licensee.

(d) For those licenses sold directly through the Commission by telephone, mail, online, or at a service counter, the Commission may charge a fee of two dollars (\$2.00) per transaction. A fee may not be charged by the Commission for federal Harvest Information Program (HIP) certification, big game harvest report cards for lifetime license holders, exempt landowners, persons of less than 16 years of age, or for any other license or vessel transactions for which there is no charge.

(e) The Wildlife Resources Commission shall adopt rules to establish fees for ~~the hunting, fishing, trapping, and activity licenses~~ all licenses, permits, stamps, and certifications issued and administered by the Wildlife Resources ~~Commission.~~ Commission, except those specified in G.S. 113-173. No rule to increase fees above January 1, 2015, levels may increase a fee in excess of the total increase in the Consumer Price Index for All Urban Consumers, rounded up to the next whole dollar, over the period of time since the last fee change.

The statutory fees for the hunting, fishing, trapping, and activity licenses issued and administered by the Wildlife Resources Commission shall expire when the rules adopted pursuant to this subsection become effective."

SECTION 6.(b) G.S. 113-270.1C reads as rewritten:

"§ 113-270.1C. Combination hunting and inland fishing licenses.

(a) The combination hunting and inland fishing licenses set forth in subsection (b) of this section entitle the licensee to ~~take, except on game lands, take~~ all wild birds and wild animals, other than big game and waterfowl, by all lawful ~~methods~~ methods, except trapping, and in all open seasons, and to fish with hook and line in all inland and joint fishing waters, ~~except and public mountain trout waters.~~ waters, but does not entitle the licensee to engage in fishing in coastal fishing waters. A combination hunting and inland fishing license issued under this section does not entitle the licensee to engage in recreational fishing in coastal fishing waters that are not joint fishing waters. entitles the licensee to access and use Wildlife Resources Commission Property.

(b) Combination hunting and inland fishing licenses issued by the Wildlife Resources Commission are:

(1) Resident Annual Combination Hunting and Inland Fishing License – ~~\$25.00.~~ \$35.00. This license shall be issued only to an individual resident of the State.

(2), (3) Repealed by Session Laws 1997-326, s. 2.

(4) Repealed by Session Laws 2005-455, s. 1.6, effective January 1, 2007.

(5) Resident Disabled Veteran Lifetime Combination Hunting and Inland Fishing License – \$10.00. This license shall be issued only to an individual who is a resident of the State and who is a fifty percent (50%) or more disabled veteran as determined by the United States Department of Veterans Affairs. This license remains valid for the lifetime of the licensee ~~so long as the licensee remains fifty percent (50%) or more disabled. This license entitles the licensee to fish in public mountain trout waters as provided in G.S. 113-272(a).~~ licensee.

(6) Resident Totally Disabled Lifetime Combination Hunting and Inland Fishing License – \$10.00. This license shall be issued only to an individual who is a resident of the State and who is totally and permanently disabled as determined by the Social Security Administration. This license remains valid for the lifetime of the licensee. ~~This license entitles the licensee to fish in public mountain trout waters as provided in G.S. 113-272(a)."~~

SECTION 6.(c) G.S. 113-270.1D reads as rewritten:

"§ 113-270.1D. Sportsman licenses.

1 (a) Annual Sportsman License – \$50.00. This license shall be issued only to an individual
2 resident of the State and entitles the licensee to take all wild animals and wild birds, including
3 waterfowl, by all lawful ~~methods-methods, except trapping,~~ in all open seasons, ~~including the use~~
4 ~~of game lands,~~ and to fish with hook and line for all fish in all inland and joint fishing waters,
5 including public mountain trout ~~waters-waters, but does not entitle the licensee to engage in~~
6 ~~fishing in coastal waters.~~ An annual sportsman license issued under this subsection ~~does not~~
7 ~~entitle the licensee to engage in recreational fishing in coastal fishing waters that are not joint~~
8 ~~fishing waters.~~ entitles the licensee to access and use Wildlife Resources Commission Property.

9 (b) Lifetime Sportsman Licenses. – Except as provided in subdivision (7) of this
10 subsection, lifetime sportsman licenses are valid for the lifetime of the licensees. Lifetime
11 sportsman licenses entitle the licensees to take all wild animals and wild birds by all lawful
12 ~~methods-methods, except trapping,~~ in all open seasons, ~~including the use of game lands,~~ and to
13 fish with hook and line for all fish in all inland and joint fishing waters, including public mountain
14 trout ~~waters-waters, but does not entitle the licensee to engage in fishing in coastal fishing waters.~~
15 A lifetime sportsman license issued under this subsection ~~does not entitle the licensee to engage~~
16 ~~in recreational fishing in coastal fishing waters that are not joint fishing waters.~~ entitles the
17 licensee to access and use Wildlife Resources Commission Property. Lifetime sportsman licenses
18 issued by the Wildlife Resources Commission are:

- 19 (1) Infant Lifetime Sportsman License – \$200.00. This license shall be issued
20 only to an individual under one year of age.
- 21 (2) Youth Lifetime Sportsman License – \$350.00. This license shall be issued
22 only to an individual under 12 years of age.
- 23 (3) Adult Resident Lifetime Sportsman License – \$500.00. This license shall be
24 issued only to an individual resident of the State who is 12 years of age or
25 older but younger than 70 years of age.
- 26 (4) Nonresident Lifetime Sportsman License – \$1,200. This license shall be
27 issued only to an individual nonresident of the State.
- 28 (5) Age 70 Resident Lifetime Sportsman License – \$15.00. This license shall be
29 issued only to an individual resident of the State who is at least 70 years of
30 age.
- 31 (6) Repealed by Session Laws 2005-455, s. 1.7. effective January 1, 2007.
- 32 (7) Resident Disabled Veteran Lifetime Sportsman License – \$100.00. This
33 license shall be issued only to an individual who is a resident of the State and
34 who is a fifty percent (50%) or more disabled veteran as determined by the
35 United States Department of Veterans Affairs or as established by rules of the
36 Wildlife Resources Commission. ~~This license remains valid for the lifetime~~
37 ~~of the licensee so long as the licensee remains fifty percent (50%) or more~~
38 ~~disabled.~~
- 39 (8) Resident Totally Disabled Lifetime Sportsman License – \$100.00. This
40 license shall be issued only to an individual who is a resident of the State and
41 who is totally and permanently disabled as determined by the Social Security
42 Administration or as established by rules of the Wildlife Resources
43 Commission.
- 44 (9) **(Effective July 1, 2019)** Fallen Wildlife Officers Memorial Lifetime
45 Sportsman License. – This license shall also be known as the John Oliver
46 Edwards Memorial Lifetime Sportsman License and shall be issued free of
47 charge only to a surviving spouse, child, grandchild, or great-grandchild of a
48 wildlife enforcement officer killed in the line of duty."

49 **SECTION 6.(d)** G.S. 113-270.2 reads as rewritten:

50 **"§ 113-270.2. Hunting licenses.**

1 (a) The hunting licenses set forth in subdivisions (1), ~~(3), (2), (5), (6), and (6)-(7)~~ of
2 subsection (c) of this section entitle the holder to ~~take, except on game lands, take~~ wild birds and
3 wild animals, other than big game and waterfowl, by all lawful ~~methods—methods, except~~
4 trapping, and in all open seasons. Unless otherwise specified, a hunting license issued under this
5 subsection entitles the licensee to access and use Wildlife Resources Commission Property. The
6 comprehensive hunting licenses of subdivisions (2) and (5) of subsection (c) of this section
7 further entitle the holder to take big game and ~~waterfowl and to use game lands—waterfowl.~~

8 (b) Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 684, s. 2.

9 (c) The hunting licenses issued by the Wildlife Resources Commission are as follows:

10 (1) Resident State Hunting License – ~~\$20.00.~~ \$25.00. This license shall be issued
11 only to an individual resident of the State.

12 (2) Lifetime Resident Comprehensive Hunting License – \$250.00. This license
13 shall be issued only to an individual resident of the State and is valid for the
14 lifetime of the holder.

15 (3) Repealed by Session Laws 2013-283, s. 3, effective August 1, 2014.

16 (4) Controlled Hunting Preserve Hunting License – \$20.00. This license shall be
17 issued to an individual resident or nonresident to take only ~~foxes—foxes,~~
18 coyotes, rabbits, and domestically raised chukars, Hungarian partridges, and
19 game birds, other than wild turkey, only within a controlled hunting preserve
20 licensed and operated in accordance with G.S. 113-273(g) and implementing
21 rules of the Wildlife Resources Commission. This license does not authorize
22 access to or use of Wildlife Resources Commission Property.

23 (5) Resident Annual Comprehensive Hunting License – \$36.00. This license shall
24 be issued only to an individual resident of the State.

25 (6) Nonresident State Hunting License. This license shall be issued only to a
26 nonresident. The nonresident State hunting licenses issued by the Wildlife
27 Resources Commission are:

28 a. Season License – ~~\$80.00.~~ \$100.00.

29 b. Ten-Day License – ~~\$60.00.~~ \$80.00. This license is valid for the 10
30 consecutive dates indicated on the license.

31 (7) Falconry Hunting License – \$25.00. This license shall be issued to an
32 individual resident or nonresident and authorizes taking wildlife by means of
33 falconry. In addition to a falconry hunting license, the license holder shall also
34 possess a valid falconry license as described in G.S. 113-270.3(b)(4). This
35 license expires June 30.

36 (d) One dollar (\$1.00) of the proceeds received from the sale of each nonresident hunting
37 license sold pursuant to subdivision (6) of subsection (c) of this section shall be set aside by the
38 Wildlife Resources Commission and contributed to a proper agency or agencies in the United
39 States for expenditure in Canada for the restoration and management of migratory waterfowl."

40 **SECTION 6.(e)** G.S. 113-270.3 reads as rewritten:

41 "**§ 113-270.3. Special activity licenses; big game kill reports.**

42 (a) In addition to any hunting, trapping, or fishing license that may be required pursuant
43 to G.S. 113-270.1B(a), individuals engaging in specially regulated activities must have the
44 appropriate special activity license and stamp prescribed in this section before engaging in the
45 regulated activity.

46 (b) The special activity licenses and stamp issued by the Wildlife Resources Commission
47 are as follows:

48 ...

49 (2) Nonresident Big Game Hunting License. This license shall be issued only to
50 an individual nonresident of the State and entitles the holder to take big game

by all lawful methods and during all open seasons. The nonresident big game hunting licenses issued by the Wildlife Resources Commission are:
 a. Season License – ~~\$80.00.~~ \$100.00.
 b. Ten-Day License – ~~\$60.00.~~ \$80.00. This license is only valid for the 10 consecutive dates indicated on the license.

...
 (3) Game Land License – \$15.00. ~~This license shall be issued to an individual resident or nonresident of the State and entitles the holder to hunt and trap on game lands managed by the Wildlife Resources Commission.~~ The Wildlife Resources Commission may, pursuant to G.S. 113-264(a), designate in its rules ~~other~~ activities on game lands that require purchase of this license and may charge additional fees for use of specially developed facilities.

(4) Falconry License – \$10.00. This license shall be issued to an individual resident or nonresident of the State and must be procured before:
 a. Taking, importing, transporting, or possessing a raptor; or
 b. Taking wildlife by means of falconry.

In addition to a falconry license, license holders 16 years of age and older must also possess a hunting license as set forth in G.S. 113-270.1C, 113-270.1D, and 113-270.2 when taking wildlife by means of falconry. The Wildlife Resources Commission may issue classes of falconry licenses necessary to participate in the federal/State permit system, require necessary examinations before issuing licenses or permits to engage in various authorized activities related to possession and maintenance of raptors and the sport of falconry, and regulate licenses as required by governing federal law and rules. To defray the costs of administering required examinations, the Wildlife Resources Commission may charge reasonable fees upon giving them. To meet minimum federal standards plus other State standards in the interests of conservation of wildlife resources, the Wildlife Resources Commission may impose all necessary controls, including those set out in the sections pertaining to collection licenses and captivity licenses, and may issue permits and require reports, but no collection license or captivity license is needed in addition to the falconry license.

...."

SECTION 6.(f) G.S. 113-270.4 reads as rewritten:

"§ 113-270.4. Hunting guide and fishing guide license.

(a) No one may serve for hire as a hunting guide or fishing guide without having first procured a current and valid hunting ~~and or~~ license and the appropriate guide license. ~~This license is~~ The guide licenses are valid only for use by an individual meeting the criteria set by the Wildlife Resources Commission for issuance of the license subject to the limitations set forth in this section. Possession of the hunting ~~and~~ guide license or fishing guide license does not relieve the guide from meeting other applicable license requirements.

(b) The hunting and fishing guide licenses issued by the Wildlife Resources Commission are:

(1) Resident Hunting ~~and Guide or Fishing Guide License~~ — ~~\$15.00.~~ License — ~~This license is valid for use only by~~ shall be issued to an individual resident of the State. State who engages in hunting guide or fishing guide activities for any compensation.

a. Hunting Guide License – \$50.00.

b. Fishing Guide License – \$50.00.

(2) Nonresident Hunting ~~and Guide or Fishing Guide License~~ — ~~\$150.00.~~ License — ~~This license is valid for use by a~~ shall be issued to an individual nonresident

~~individual in of the State, State who engages in hunting guide or fishing guide activities in North Carolina for any compensation.~~

a. Hunting Guide License – \$200.00.

b. Fishing Guide License – \$200.00.

(3) Resident Hunting Guide or Fishing Guide Outfitter License – This license shall be issued to a North Carolina business that engages in hunting guide or fishing guide activities for any compensation and shall serve in lieu of individual guide licenses for all employees engaging in hunting guide or fishing guide activities for the business.

a. Hunting Guide Outfitter License – \$250.00.

b. Fishing Guide Outfitter License – \$250.00.

(4) Nonresident Hunting Guide or Fishing Guide Outfitter License – This license shall be issued to a business from another state that engages in hunting guide or fishing guide activities in North Carolina for any compensation and shall serve in lieu of individual guide licenses for all employees engaging in hunting guide or fishing guide activities for the business.

a. Hunting Guide Outfitter License – \$1,000.00.

b. Fishing Guide Outfitter License – \$1,000.00.

(c) The Wildlife Resources Commission may by rule provide for the qualifications and duties of hunting and fishing guides. In implementing this section, the Wildlife Resources Commission may delegate to the Executive Director ~~and his subordinates~~ administrative responsibilities concerning the selection and supervision of hunting and fishing guides, except that provisions relating to revocation of hunting and fishing guide licenses must be substantially set out in the rules of the Wildlife Resources Commission."

SECTION 6.(g) G.S. 113-270.5 reads as rewritten:

"§ 113-270.5. Trapping licenses.

(a) Except as otherwise specifically provided by law, ~~no one may take fur bearing animals by trapping, or by any other authorized special method that preserves the pelt from injury, without first having procured a current and valid trapping license. When the trapping license is required, it serves in lieu of a hunting license in the taking of fur bearing animals. If fur bearing animals are taken as game, at the times and by the hunting methods that may be authorized, hunting license requirements apply.~~ no person may take wild animals by trapping during open trapping seasons without a valid trapping license.

(b) The trapping licenses issued by the Wildlife Resources Commission are as ~~follows:~~ follows and entitle the licensee to access and use Wildlife Resource Commission Property:

(1) Resident State Trapping License – \$30.00. This license is valid only for use by an individual resident of the State.

(1a) Resident Lifetime Trapping License – \$300.00. This license shall be issued only to an individual resident of the State and is valid for the lifetime of the licensee.

(2) Repealed by Session Laws 2013-283, s. 6, effective August 1, 2014.

(3) Nonresident State Trapping License – \$125.00. This license is valid for use by an individual within the State."

SECTION 6.(h) G.S. 113-271 reads as rewritten:

"§ 113-271. Hook-and-line licenses in inland and joint fishing waters.

(a) An inland hook-and-line fishing license issued under subdivisions (2), (3), (5), (6), (6a), (6b), and (6c) of subsection (d) of this section entitles the licensee to fish with hook and line in inland fishing ~~waters and waters,~~ joint fishing ~~waters-~~ waters, and public mountain trout waters. An inland hook-and-line fishing license issued under this section ~~does not entitle~~ entitles the licensee to engage in recreational fishing in coastal fishing waters that are not joint fishing waters.

1 ~~An inland hook and line fishing license issued under subdivision (1), (3), (6a), (6b), (6c), or (9)~~
2 ~~of subsection (d) of this section entitles the licensee to fish with hook and line in public mountain~~
3 ~~trout waters access and use Wildlife Resources Commission Property, but does not entitle the~~
4 ~~licensee to engage in fishing in coastal fishing waters.~~

5 (b) Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 684, s. 4.

6 (c) Repealed by Session Laws 1979, c. 830, s. 1.

7 (d) The hook-and-line fishing licenses issued by the Wildlife Resources Commission are
8 as follows:

9 (1) ~~Resident Annual Comprehensive Inland Fishing License — \$25.00. This~~
10 ~~license shall be issued only to an individual resident of the State.~~

11 (2) Resident State Inland Fishing License – ~~\$20.00.~~ \$25.00. This license shall be
12 issued only to an individual resident of the State.

13 (3) Lifetime Resident Comprehensive Inland Fishing License – \$250.00. This
14 license shall be issued only to an individual resident of the State and is valid
15 for the lifetime of the licensee.

16 (4) Repealed by Session Laws 2013-283, s. 7, effective August 1, 2014.

17 (5) Nonresident State Inland Fishing License – ~~\$36.00.~~ \$45.00. This license shall
18 be issued to an individual nonresident of the State.

19 (6) Short-Term Inland Fishing Licenses. Short-term inland fishing licenses are
20 valid only for the date or consecutive dates indicated on the licenses.
21 Short-term inland fishing licenses issued by the Wildlife Resources
22 Commission are:

23 a. Resident 10-day Inland Fishing License – ~~\$7.00.~~ \$9.00. This license
24 shall be issued only to a resident of the State.

25 b. Nonresident 10-day Inland Fishing License – ~~\$18.00.~~ \$23.00. This
26 license shall be issued only to a nonresident of the State.

27 c. Repealed by Session Laws 2005-455, s. 1.8, effective January 1, 2007.

28 (6a) Age 70 Resident Lifetime Inland Fishing License – \$15.00. This license shall
29 be issued only to an individual resident of the State who is at least 70 years of
30 age.

31 (6b) Resident Disabled Veteran Lifetime Inland Fishing License – \$10.00. This
32 license shall be issued only to an individual who is a resident of the State and
33 who is a fifty percent (50%) or more disabled veteran as determined by the
34 United States Department of Veterans Affairs or as established by rules of the
35 Wildlife Resources Commission. This license remains valid for the lifetime
36 of the licensee ~~so long as the licensee remains fifty percent (50%) or more~~
37 ~~disabled.~~ licensee.

38 (6c) Resident Totally Disabled Lifetime Inland Fishing License – \$10.00. This
39 license shall be issued only to an individual who is a resident of the State and
40 who is totally and permanently disabled as determined by the Social Security
41 Administration or as established by rules of the Wildlife Resources
42 Commission. This license remains valid for the lifetime of the licensee.

43 ...

44 (10) Mountain Heritage Trout Waters Three-Day Fishing License – \$8.00. This
45 license shall be issued to an individual resident or nonresident of the State and
46 shall entitle the holder to fish in waters designated by the Wildlife Resources
47 Commission as Mountain Heritage Trout Waters for the three consecutive
48 days indicated on the license. An individual who holds a Mountain Heritage
49 Trout Waters three-day fishing license does not need to hold any other
50 hook-and-line fishing license issued pursuant to this subsection in order to fish
51 in Mountain Heritage Trout Waters."

1 SECTION 6.(i) G.S. 113-272 is repealed.

2 SECTION 6.(j) G.S. 113-272.3 reads as rewritten:

3 **"§ 113-272.3. Special provisions respecting fishing licenses; grabbling; taking bait fish; use**
4 **of landing nets; lifetime licenses issued from Wildlife Resources Commission**
5 **headquarters; personalized lifetime sportsman combination licenses.**

6 ...

7 (c) **(Effective until July 1, 2019)** Lifetime licenses are issued from the Wildlife
8 Resources Commission ~~headquarters.~~ headquarters to facilitate compliance with 50 C.F.R.
9 § 80.31. Each application for ~~an any~~ Infant Lifetime Sportsman or Sportsman, Youth Lifetime
10 Sportsman Sportsman, or Age 70 Resident Lifetime License must be accompanied by a certified
11 copy of the birth certificate, adoption order containing the date of birth, or other proof of age
12 satisfactory to the Commission, of the individual to be named as the licensee.

13 ...

14 (e) Mountain Heritage Trout Waters Program. – The Wildlife Resources Commission
15 shall establish and implement a Mountain Heritage Trout Waters Program to promote trout
16 fishing as a heritage tourism activity. The Commission shall develop criteria for participation in
17 the Program by cities and prepare a management plan for mountain heritage trout waters. A city
18 that meets the criteria for participation in the Program shall be designated by the Commission as
19 a Mountain Heritage Trout City."

20 SECTION 6.(k) G.S. 113-272.4 reads as rewritten:

21 **"§ 113-272.4. Collection licenses.**

22 (a) In the interest of the orderly and efficient conservation of wildlife resources, the
23 Wildlife Resources Commission may provide for the licensing of ~~qualified~~ individuals to take
24 any of the wildlife resources of the State under a collection license that may serve in lieu of any
25 other license required in this Article. This license authorizes incidental transportation and
26 possession of the wildlife resources necessary to implement the authorized purposes of the taking,
27 but the Wildlife Resources Commission in its discretion may additionally impose permit
28 requirements under subsection (d) below and G.S. 113-274.

29 (b) The Wildlife Resources Commission may delegate to the Executive Director the
30 authority to impose time limits during which the license is valid and restrictions as to what may
31 be taken and method of taking and possession, in the interests of conservation objectives. ~~The~~
32 ~~Executive Director through his responsible agents must determine whether a particular license~~
33 ~~applicant meets the standards and qualifications for licensees set by the Wildlife Resources~~
34 ~~Commission.~~ Methods of taking under a collection license need not be restricted to those
35 applicable to ordinary hunting, trapping, or fishing, but the licensee ~~must~~ shall observe the
36 restrictions as to taking, transportation, and possession imposed by the Executive Director upon
37 the granting of the license.

38 (c) When a more limited duration period is not set by the Executive ~~Director in~~
39 ~~implementing the rules of the Wildlife Resources Commission,~~ Director, collection licenses are
40 valid from January 1 through December 31 in any year. This license is issued upon payment of
41 ~~five dollars (\$5.00), but the Wildlife Resources Commission may provide for issuance without~~
42 ~~charge to licensees who represent educational or scientific institutions or some governmental~~
43 ~~agency ten dollars (\$10.00). The Wildlife Resources Commission may adopt rules to utilize~~
44 replacement costs of wildlife resources to offset the impact of collection or possession activities.

45 (d) As necessary, the Executive Director may administratively impose on licensees under
46 this section restrictions upon individuals taking, transporting, or possessing under the license
47 which will permit ready identification and control of those involved in the interest of efficient
48 administration of laws pertaining to wildlife resources. Restrictions may include requirements as
49 to record keeping, tagging, marking packages, cages, or containers and exhibition of additional
50 limited-purpose and limited-time permits that may be issued without charge to cover particular

1 activities and other actions that may be administratively required in the reasonable
2 implementation of the objectives of this Subchapter.

3 (e) If the Executive Director deems it administratively appropriate and convenient to do
4 so, in the interests of simplifying the administration of licensing requirements, ~~he the Executive~~
5 Director may grant particular licensees under this section the privilege of utilizing assistants in
6 taking, transporting, or possessing wildlife resources who themselves are not licensed. Any
7 assistants so taking, transporting, or possessing wildlife resources ~~must~~ shall have readily
8 available for inspection a written authorization from the licensee to engage in the activity in
9 question. The written authorization ~~must~~ shall contain information administratively required by
10 the Executive Director, and a copy of the authorization must be ~~placed in the mail addressed to~~
11 the Executive Director or his designated agent submitted to the Wildlife Resources Commission
12 before any assistant acts under the authorization. ~~In his discretion the~~ The Executive Director
13 may refuse to issue, refuse to renew, or revoke the privilege conferred in this subsection. If this
14 is done, each individual engaged in taking, transporting, or possessing wildlife resources under
15 this section ~~must~~ shall meet all applicable licensing and permit requirements."

16 **SECTION 6.(l)** G.S. 113-272.5 reads as rewritten:

17 **"§ 113-272.5. Captivity license.**

18 (a) ~~In the interests of humane treatment of wild animals and wild birds that are lawfully~~
19 ~~taken, crippled, tame, or unfit for immediate release into their natural habitat, the~~ The Wildlife
20 Resources Commission may license ~~qualified~~ individuals to hold at a specified ~~location~~ location
21 wild animals and wild birds that are lawfully taken, crippled, tame, or unfit for immediate release
22 into their natural habitat, or one or more of any particular species of wild animal or wild bird
23 alive in captivity for scientific, educational, exhibition, or other purposes. Before issuing this
24 license, the Executive Director must ~~satisfy himself~~ determine that issuance of the license is
25 appropriate under the objectives of this Subchapter, and that the wild animal or wild bird was not
26 acquired unlawfully or merely as a pet. Upon refusing to issue the captivity license, the Executive
27 Director may either take possession of the wild animal or wild bird for appropriate disposition or
28 issue a captivity permit under G.S. 113-274(c)(1b) for a limited period until the holder makes
29 proper disposition of the wild animal or wild bird.

30 (b) Unless a shorter time is set for a license upon its issuance under the provisions of
31 subsection (c), captivity licenses are annual licenses issued beginning January 1 each year and
32 running until the following December 31. ~~This license is issued upon payment of five dollars~~
33 ~~(\$5.00) The captivity license for holding shall be issued upon payment of fifty dollars (\$50.00)~~
34 ~~and the captivity license for rehabilitation shall be issued upon payment of ten dollars (\$10.00)~~
35 to the Wildlife Resources Commission.

36 (c) The Wildlife Resources Commission may require standards of caging and care and
37 reports to and supervision by employees of the Wildlife Resources Commission ~~as necessary to~~
38 ~~insure humane treatment and~~ in furtherance of the objectives of this Subchapter. The Executive
39 Director in implementing the provisions of this section may administratively impose ~~through~~
40 responsible agents and employees restrictions upon the mode of captivity ~~that he deems deemed~~
41 necessary, including prescribing methods of treatment and ~~handling~~ designed, if possible, to
42 enable the wild animal or wild bird to become self sufficient and requiring that the wild animal
43 or wild bird be set free when self sufficiency is attained. ~~handling.~~ To this end, the Executive
44 Director may issue the captivity license with an expiration date earlier than December 31 and
45 may also act to terminate any captivity license earlier than the expiration date for good cause.

46"

47 **SECTION 6.(m)** G.S. 113-273 reads as rewritten:

48 **"§ 113-273. Dealer licenses. Other licenses.**

49 (a) ~~"Dealer" Defined; All Licenses Annual. — As used in this section, the word "dealer"~~
50 ~~includes all persons or individuals required to be licensed under the terms of this section. Except~~

1 when ~~indicated otherwise, dealer otherwise indicated,~~ licenses in this section are annual licenses
 2 issued beginning January 1 each year running until the following December 31.

3 (b) ~~License Required; Rules Governing Licensee.~~—Except as otherwise provided, no
 4 person may engage in any activity for which a ~~dealer~~ license is provided under this section
 5 without first having procured a current and valid ~~dealer~~ license for that activity. In implementing
 6 the provisions of this section, the Wildlife Resources Commission may by rule govern every
 7 aspect of the licensee's dealings in wildlife resources. Specifically, these rules may require
 8 ~~dealers~~ licensees to:

- 9 (1) Implement a system of tagging or otherwise identifying and controlling
 10 species regulated under the license and pay a reasonable fee, ~~not to exceed~~
 11 ~~two dollars and twenty five cents (\$2.25),~~ for each tag furnished by the
 12 Wildlife Resources Commission; Commission to defray costs;
- 13 (2) Keep records and statistics in record books furnished by the Wildlife
 14 Resources Commission, and pay a reasonable charge to defray the cost of
 15 furnishing the books;
- 16 (3) Be subject to inspection at reasonable hours and audit of wildlife resources
 17 and pertinent records and equipment;
- 18 (4) Make periodic reports;
- 19 (5) Post performance bonds payable to the Wildlife Resources Commission
 20 conditioned upon faithful compliance with provisions of law; and
- 21 (6) Otherwise comply with reasonable rules and administrative requirements that
 22 may be imposed under the authority of this section.

23 ...

24 (f) Fur-Dealer License. – Except as otherwise provided in this subsection, any individual
 25 in this State who deals in furs must obtain an appropriate fur-dealer license. For the purposes of
 26 this subsection, "dealing in furs" is engaging in the business of buying or selling fur-bearing
 27 animals or other wild animals that may lawfully be sold, the raw furs, pelts, or skins of those
 28 animals, or the furs, pelts, or skins of wild animals which may not themselves be sold but whose
 29 fur, pelt, or skin may lawfully be sold. A hunter or trapper who has lawfully taken wild animals
 30 whose fur, pelt, or skin is permitted to be sold under this subsection is not considered a fur dealer
 31 if he exclusively sells the animals or the furs, pelts, and skins, as appropriate, to licensed fur
 32 dealers. All fur-dealer licenses are annual licenses issued beginning July 1 each year running
 33 until the following June 30. Fur-dealer licenses issued by the Wildlife Resources Commission
 34 are as follows:

- 35 ...
- 36 (3) Fur-dealer station license, one hundred twenty dollars (\$120.00). Authorizes
 37 a person or individual to deal in furs at an established location where fur
 38 dealings occur under the supervision of a responsible individual manager
 39 named in the license. Individual employees of the business dealing in furs
 40 solely at the established location under the supervision of the manager need
 41 not acquire an individual license. Any employee who also deals in furs outside
 42 the established location ~~must~~ shall obtain the appropriate individual license.
 43 Individuals dealing in furs at an established location may elect to do so under
 44 their individual licenses.

45 The Executive Director may administratively provide for reissuance of a
 46 station license without charge for the remainder of the year when either a
 47 business continues at an established location under a new supervising manager
 48 or the business changes to a new location. Before reissuing the license,
 49 however, the Executive Director ~~must satisfy himself~~ shall determine that
 50 there is a continuation of essentially the same business previously licensed
 51 and that any new supervising manager meets the qualifications imposed by

1 rules of the Wildlife Resources Commission. The supervising manager ~~must~~
2 shall file the names of all employees of the business covered by a fur-dealer
3 station license, whether temporary or permanent, including employees who
4 process or skin the animals.

5 The Executive Director ~~must~~shall furnish supervising managers and individual licensees with
6 forms or record books for recording required information as to purchase, sale, importation,
7 exportation, and other dealings, and make a reasonable charge to cover the costs of any record
8 books furnished. It is unlawful for anyone dealing in furs to fail to submit reports required by
9 rules or reasonable administrative directives.

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

22 Operators of controlled fox hunting preserves may purchase live foxes and coyotes from
23 licensed trappers who live-trap foxes and coyotes during any open season for trapping them and
24 may, at any time, take live foxes from their preserves for sale to other licensed operators. The
25 controlled hunting preserve operator license may be purchased for a fee of ~~fifty dollars (\$50.00),~~
26 one hundred dollars (\$100.00), and is an annual license issued beginning 1 July each year running
27 until the following 30 June.

28 (h) Game Bird Propagation License. – No person may propagate game birds in captivity
29 or possess game birds for propagation without first procuring a license under this subsection. The
30 Wildlife Resources Commission may by rule prescribe the activities to be covered by the
31 propagation license, which species of game birds may be propagated, and the manner of keeping
32 and raising the birds, in accordance with the overall objectives of conservation of wildlife
33 resources. Except as limited by this subsection, propagated game birds may be raised and sold
34 for purposes of propagation, stocking, food, or taking in connection with dog training as
35 authorized in G.S. 113-291.1(d). Migratory game bird operations authorized under this
36 subsection must also comply with any applicable provisions of federal law and rules. The
37 Wildlife Resources Commission may impose requirements as to shipping, marking packages,
38 banding, tagging, or wrapping the propagated birds and other restrictions designed to reduce the
39 change of illicit game birds being disposed of under the cover of licensed operations. The
40 Wildlife Resources Commission may make a reasonable charge for any bands, tags, or wrappers
41 furnished propagators. The game bird propagation license is issued by the Wildlife Resources
42 Commission upon payment of a fee of ~~five dollars (\$5.00).~~ten dollars (\$10.00). It authorizes a
43 person or individual to propagate and sell game birds designated in the license, in accordance
44 with the rules of the Wildlife Resources Commission, except:

- 45 (1) Wild turkey and ruffed grouse may not be sold for food.
- 46 (2) Production and sale of pen-raised quail for food purposes is under the
47 exclusive control of the Department of Agriculture and Consumer Services.
48 The Wildlife Resources Commission, however, may regulate the possession,
49 propagation, and transportation of live pen-raised quail.

50 ...

1 (k) ~~Taxidermy License. – Any individual who engages in taxidermy~~Taxidermy License. – Any individual who engages in taxidermy, including
2 the tanning of hides, involving wildlife for any compensation, including reimbursement for the
3 cost of materials, must first procure a taxidermy license. This license is an annual license issued
4 by the Wildlife Resources Commission for ten dollars (\$10.00). The Wildlife Resources
5 Commission must require a licensee to keep records concerning any wildlife taken or possessed
6 by him; to keep records of the names and addresses of persons bringing him wildlife, the names
7 and addresses of persons taking the wildlife if different, and other information concerning the
8 origin of the wildlife; to inspect any applicable licenses or permits pertaining to the taking and
9 possession of wildlife brought to him; to restrict him to taxidermy upon lawfully acquired
10 wildlife; and to keep other pertinent records.~~fifty dollars (\$50.00). In addition to a taxidermy~~
11 license, license holders engaging in taxidermy of any species of the family Cervidae must also
12 obtain a taxidermy cervid certification issued by the Wildlife Resources Commission for five
13 dollars (\$5.00). The Wildlife Resources Commission is authorized by rule to set standards and
14 reporting requirements for taxidermy licenses and certifications. No taxidermist subject to license
15 requirements may sell any game or game fish in which he deals except that a taxidermist may
16 acquire a valid possessory lien upon game or game fish under the terms of Chapter 44A of the
17 General Statutes and, with a trophy sale permit from the ~~Executive Director, Wildlife Resources~~
18 Commission, may sell the game or game fish under the procedure authorized in Chapter 44A.
19 Wildlife acquired by a taxidermist is deemed "personal property" for the purposes of Chapter
20 44A.

21 (l) Wildlife Control Agent License. – Any individual who engages in wildlife damage
22 control or wildlife removal activities, including bat eviction, for compensation, including
23 reimbursement for the cost of materials, shall first procure a wildlife control agent license. This
24 is an annual license issued by the Wildlife Resources Commission for fifty dollars (\$50.00). This
25 license shall not be required for licensed trappers taking wild animals during the established
26 trapping season for that species. The Wildlife Resources Commission is authorized by rule to set
27 standards for and to license wildlife control agents.

28 (m) Alligator Control Agent Certification. – In addition to the wildlife control agent
29 license, any individual who engages in alligator damage control or removal activities for
30 compensation, including reimbursement for the cost of materials, shall first procure an alligator
31 control agent certification. This is an annual certification issued by the Wildlife Resources
32 Commission for twenty-five dollars (\$25.00). The Wildlife Resources Commission is authorized
33 by rule to set standards for and to certify alligator control agents. This certification does not
34 include privileges conveyed with an endangered species permit. The endangered species permit
35 shall be obtained prior to conducting activities under the authorization of this certification."

36 **SECTION 6.(n)** G.S. 113-274 reads as rewritten:

37 **"§ 113-274. Permits.**

38 (a) As used in this Article, the word "permit" refers to a written authorization issued
39 ~~without charge~~ by an employee or agent of the Wildlife Resources Commission to an individual
40 ~~or a person~~ to conduct some activity over which the Wildlife Resources Commission has
41 jurisdiction. Unless otherwise specified, permits are issued at no cost. When a more limited
42 duration period is not set by the Executive Director, permits are valid through December 31 in
43 any calendar year. When sale of wildlife resources is permitted, rules or the directives of the
44 Executive Director may require the retention of invoices or copies of invoices in lieu of a permit.

45 (b) Except as otherwise specifically provided, no one may engage in any activity for
46 which a permit is required without having first procured a current and valid permit.

47 (c) The Wildlife Resources Commission may issue the following permits:

48 ...

49 (1c) ~~Possession Permit. – (\$10.00).~~ Permit – (\$10.00). Authorizes the possession of dead
50 wildlife or other wildlife resources lawfully acquired. The Wildlife Resources
51 Commission may by rule implement the issuance and supervision of this

1 permit, in accordance with governing laws and rules respecting the possession
 2 of wildlife. Any substantial deviation from reasonable requirements imposed
 3 by rule or administratively under the authority of this section renders the
 4 possession of the wildlife unlawful.

5 ...

6 (3) ~~Exportation or Importation Permit. Permit – (\$10.00).~~ Authorizes the
 7 exportation or importation of wildlife resources from or into the State or from
 8 county to county. The Wildlife Resources Commission may by rule
 9 implement the issuance and supervision of this permit, in accordance with
 10 governing laws and rules respecting the exportation and importation of
 11 wildlife resources. Any substantial deviation from reasonable requirements
 12 imposed by rule or administratively under the authority of this section renders
 13 the importation or exportation of the wildlife resources unlawful.

14 (3a) ~~Trophy Wildlife Sale Permit. Permit – (\$10.00).~~ Authorizes the owner of
 15 lawfully taken and possessed dead wildlife specimens or their parts that are
 16 mounted, stuffed, or otherwise permanently preserved to sell identified
 17 individual specimens that may lawfully be sold under applicable laws and
 18 rules.

19 ...

20 (3d) Endangered Species Permit – (\$10.00). Authorizes the collection, possession,
 21 or survey of endangered species. The Wildlife Resources Commission may
 22 by rule set standards and requirements for this permit. The Wildlife Resources
 23 Commission may enact rules utilizing replacement costs of wildlife resources
 24 to offset the impact of collection, possession, or survey activities.

25 (3e) Field Trial Permit – (\$10.00). Authorizes an individual to hold a
 26 Commission-sanctioned field trial for dogs in accordance with governing laws
 27 and rules adopted and implemented by the Wildlife Resources Commission.

28"

29 **SECTION 6.(o)** G.S. 113-275 reads as rewritten:

30 **"§ 113-275. General provisions respecting licenses and permits.**

31 (a) The Wildlife Resources Commission is authorized to make agreements with other
 32 jurisdictions as to reciprocal honoring of licenses in the best interests of the conservation of
 33 wildlife resources.

34 (a1) Notwithstanding the fees specified for nonresident individuals by G.S. 113-270.2,
 35 113-270.3, 113-270.4, 113-270.5, 113-271, ~~113-272,~~ 113-272.2, ~~and 113-273,~~ 113-273, or
 36 Wildlife Resources Commission rules, if the Wildlife Resources Commission finds that a state
 37 has a nonresident license fee related to wildlife resources that exceeds the fee for a comparable
 38 nonresident license in North Carolina, the Wildlife Resources Commission may, by resolution in
 39 official session, increase the nonresident license fee applicable to citizens of that state to an
 40 amount equal to the fee a North Carolina resident is required to pay in that state.

41 The action of the Wildlife Resources Commission to increase a fee pursuant to this subsection
 42 is not subject to the provisions of Article 2A of Chapter 150B of the General Statutes. The action
 43 of the Wildlife Resources Commission to increase a fee pursuant to this subsection becomes
 44 effective on the date specified by the Wildlife Resources Commission.

45 ...

46 (k) A person may use a bow and arrow to take nongame fish in inland and joint fishing
 47 waters subject to any applicable rule of the Wildlife Resources Commission regarding seasons,
 48 creel limits, type of weapon or subsidiary gear, or any other restriction necessary for the
 49 conservation of wildlife under the authority of the following licenses:

50 (1) All of the combination hunting and fishing licenses issued pursuant to
 51 G.S. 113-270.1C;

- 1 (2) All of the sportsman licenses issued pursuant to G.S. 113-270.1D;
 2 (3) The hunting licenses issued pursuant to G.S. 113- 270.2(c)(1), (2), (3), (5),
 3 and (6);
 4 (4) The hook-and-line fishing licenses issued pursuant to ~~G.S. 113-271(d)(1),(2),~~
 5 G.S. 113-271(d)(2), (3), (4), (5), (6), (8), and (9); and
 6 (5) All of the special device fishing licenses issued pursuant to G.S. 113-272.2."

7 **SECTION 6.(p)** G.S. 113-276 reads as rewritten:

8 "**§ 113-276. Exemptions and exceptions to license and permit requirements.**

9 ...

10 (d) Except as otherwise provided in this Subchapter, individuals under 16 years of age
 11 are exempt from the hunting and trapping license requirements of G.S. 113-270.1B(a) and
 12 ~~G.S. 113-270.3(a),~~ G.S. 113-270.3, except that such individuals are not exempt from the
 13 American alligator licenses established in G.S. 113-270.3(b)(6) and G.S. 113-270.3(b)(7), elk
 14 licenses established in G.S. 113-270.3(b)(8) and G.S. 113-270.3(b)(9), and the falconry license
 15 described in G.S. 113-270.3(b)(4). Individuals under 16 may hunt under this exemption, provided
 16 that the hunter is accompanied by an adult of at least 18 years of age who is licensed to hunt in
 17 this State. For purposes of this section, "accompanied" means that the licensed adult maintains a
 18 proximity that enables the adult to monitor the activities of the hunter by remaining within sight
 19 and hearing distance at all times without use of electronic devices. Upon successfully obtaining
 20 the hunter education certificate of competency required by G.S. 113-270.1A(a), a hunter may
 21 hunt under the license exemption until age 16 without adult accompaniment. Individuals under
 22 16 years of age are exempt from the fishing license requirements of G.S. 113-270.1B(a),
 23 113-272, and 113-271.

24 ...

25 (l2) A resident of this State who is a member of the Armed Forces of the United States
 26 serving outside the State, or who is serving on full-time active military duty outside the State in
 27 a reserve component of the Armed Forces of the United States as defined in 10 U.S.C. 10101, is
 28 exempt from the hunting and fishing license requirements of G.S. 113-270.1B,
 29 G.S. 113-270.3(b)(1), G.S. 113-270.3(b)(3), G.S. 113-270.3(b)(5), G.S. 113-271, ~~G.S. 113-272,~~
 30 G.S. 113-272.2(c)(1), and the Coastal Recreational Fishing License requirements of
 31 G.S. 113-174.2 while that person is on leave in this State for 30 days or less. In order to qualify
 32 for the exemption provided under this subsection, the person shall have on his or her person at
 33 all times during the hunting or fishing activity the person's military identification card and a copy
 34 of the official document issued by the person's service unit confirming that the person is on
 35 authorized leave from a duty station outside this State.

36 A person exempted from licensing requirements under this subsection is responsible for
 37 complying with any reporting requirements prescribed by rule of the Wildlife Resources
 38 Commission, complying with the hunter education requirements of G.S. 113-270.1A, purchasing
 39 any federal migratory waterfowl stamps as a result of waterfowl hunting activity, and complying
 40 with any other requirements that the holder of a North Carolina license is subject to.

41 (m) The fourth day of July of each year is declared a free fishing day to promote the sport
 42 of fishing and no hook-and-line fishing license is required to fish in any of the public waters of
 43 the State on that day. All other laws and rules pertaining to hook-and-line fishing apply.

44 (n) The Wildlife Resources Commission may adopt rules to exempt individuals from the
 45 hunting and fishing license requirements of G.S. 113-270.1B, 113-270.3(b)(1),
 46 113-270.3(b)(1a), 113-270.3(b)(1b), 113-270.3(b)(2), 113-270.3(b)(3), 113-270.3(b)(5),
 47 113-271, ~~113-272,~~ and 113-272.2(c)(1) who participate in organized hunting and fishing events
 48 for the specified time and place of the event when the purpose of the event is consistent with the
 49 conservation objectives of the Commission. A person exempted from licensing requirements
 50 under this subsection is responsible for complying with any reporting requirements prescribed
 51 by rule of the Wildlife Resources Commission, purchasing any federal migratory waterfowl

1 stamps as a result of waterfowl hunting activity, and complying with any other requirements that
 2 the holder of a North Carolina license is subject to. Those exempted persons shall comply with
 3 the hunter safety requirements of G.S. 113-270.1A or shall be accompanied by a properly
 4 licensed adult who maintains a proximity to the license exempt individual which enables the
 5 adult to monitor the activities of, and communicate with, the individual at all times."

6 **SECTION 6.(q)** G.S. 113-276.1 reads as rewritten:

7 **"§ 113-276.1. Regulatory authority of Wildlife Resources Commission as to license**
 8 **requirements and exemptions.**

9 In its discretion and in accordance with the best interests of the conservation of wildlife
 10 resources, the Wildlife Resources Commission may implement the provisions of this Article with
 11 rules that:

- 12 (1) [Reserved.]
 13 (2) Regulate license requirements and exemptions applying to the taking of
 14 wildlife on particular waters forming or lying across a county boundary where
 15 there may be confusion as to the location of the boundary, hardship imposed
 16 as to the location of the boundary, or difficulty of administering or enforcing
 17 the law with respect to the actual boundary location.
 18 (3) Require persons subject to license requirements, and persons exempt from
 19 license requirements, to carry, display, or produce identification that may be
 20 necessary to substantiate the person's entitlement to a particular license or to
 21 a particular exemption from license requirements.
 22 (4) Require individuals aboard vessels or carrying weapons or other gear that may
 23 be used to take wildlife resources, and in an area at a time wildlife resources
 24 may be taken, to exhibit identification that includes the individual's name and
 25 current address. More than one piece of identification, including a vehicle
 26 driver license, may be required to be exhibited, if available.
 27 (5) Implement a system of tagging and reporting fur-bearing animals and big
 28 game. Upon the implementation of a tagging system for any species of
 29 fur-bearing animal, the Wildlife Resources Commission may charge a
 30 reasonable fee to defray its ~~costs, not to exceed two dollars twenty five cents~~
 31 ~~(\$2.25) per tag, costs~~ for each tag furnished. The price of the big game hunting
 32 license includes the cost of big game tags."

33 **SECTION 6.(r)** G.S. 113-276.2 reads as rewritten:

34 **"§ 113-276.2. Licensees and permittees subject to administrative control; refusal to issue**
 35 **or reissue, suspension, and revocation of their licenses and permits; court orders**
 36 **of suspension.**

- 37 (a) This section applies to the administrative control of:
 38 (1) Persons, other than individual hunters and fishermen taking wildlife as
 39 sportsmen, holding permits under this Article;
 40 (2) Individuals holding special device licenses under G.S. 113-272.2(c)(1), (1a),
 41 (2), and (2a);
 42 (3) Individuals holding collection licenses under G.S. 113-272.4;
 43 (4) Individuals holding captivity licenses under G.S. 113-272.5 and
 44 G.S. 113-272.6; and
 45 (5) Persons holding ~~dealer~~ licenses under G.S. 113-273.
 46"
 47

48 **TRAPPER IDENTIFICATION NUMBERS**

49 **SECTION 7.** G.S. 113-291.6(b) reads as rewritten:

50 "(b) No one may take wild animals by trapping with any steel-jaw, leghold, or conibear
 51 trap unless it:

- 1 (1) Has a jaw spread of not more than seven and one-half inches.
- 2 (2) Is horizontally offset with closed jaw spread of at least three sixteenths of an
- 3 inch for a trap with a jaw spread of more than five and one-half inches. This
- 4 subdivision does not apply if the trap is set in the water with quick-drown type
- 5 of set.
- 6 (3) Is smooth edged and without teeth or spikes.
- 7 (4) Has a weather-resistant permanent tag attached legibly giving the trapper's
- 8 name and ~~address~~ address or the trapper's trapper identification number
- 9 provided by the Wildlife Resources Commission and the Wildlife Resources
- 10 Commission telephone number to report wildlife violations.

11 A steel-jaw or leghold trap set on dry land with solid anchor may not have a trap chain longer
12 than eight inches from trap to anchor unless fitted with a shock-absorbing device approved by
13 the Wildlife Resources Commission."

14 ENFORCEMENT AUTHORITY FOR WRC INSPECTORS AND PROTECTORS

15 **SECTION 8.(a)** G.S. 106-206.15 reads as rewritten:

16 "§ 106-202.15. Powers and duties of the Board.

17 The Board shall have all of the following powers and duties:

18 ...

- 19 (10) To cooperate or enter into formal agreements with any agency of this State or
- 20 of any other state or of the federal government for the purpose of enforcing
- 21 any of the provisions of this Article.

22"

23 **SECTION 8.(b)** G.S. 113-136 reads as rewritten:

24 "§ 113-136. Enforcement authority of inspectors and protectors; refusal to obey or allow 25 inspection by inspectors and protectors.

26 (a) Inspectors and protectors are granted the powers of peace officers anywhere in this
27 State, and beyond its boundaries to the extent provided by law, in enforcing all matters within
28 their respective subject-matter jurisdiction as set out in this section.

29 (b) The jurisdiction of inspectors extends to all matters within the jurisdiction of the
30 Department set out in this Subchapter, Part 5D of Article 7 of Chapter 143B of the General
31 Statutes, Article 5 of Chapter 76 of the General Statutes, and Article 2 of Chapter 77 of the
32 General Statutes, and to all other matters within the jurisdiction of the Department which it directs
33 inspectors to enforce. In addition, inspectors have jurisdiction over all offenses involving
34 property of or leased to or managed by the Department in connection with the conservation of
35 marine and estuarine resources.

36 (c) The jurisdiction of protectors extends to all matters within the jurisdiction of the
37 Wildlife Resources Commission, whether set out in this Chapter, Chapter 75A, Chapter 143,
38 Chapter 143B, or elsewhere. The Wildlife Resources Commission is specifically granted
39 jurisdiction over all aspects of:

- 40 (1) Boating and water safety;
- 41 (2) Hunting and trapping;
- 42 (3) Fishing, exclusive of fishing under the jurisdiction of the Marine Fisheries
43 Commission; and
- 44 (4) Activities in woodlands and on inland waters governed by G.S. 106-908 to
45 G.S. 106-910.

46 In addition, protectors have jurisdiction over all offenses involving property of or leased by the
47 Wildlife Resources Commission or occurring on wildlife refuges, game lands, or boating and
48 fishing access areas managed by the Wildlife Resources Commission. The authority of protectors
49 over offenses on public hunting grounds is governed by the jurisdiction granted the Commission
50 in G.S. 113-264(c).
51

1 (c1) Inspectors and protectors have jurisdiction to enforce the provisions of Article 19B of
2 Chapter 106 of the General Statutes pursuant to and within the parameters of a formal agreement
3 entered into under G.S. 106-202.15(10).

4 "

6 **BEAVER MANAGEMENT ASSISTANCE PROGRAM CHANGES**

7 **SECTION 9.** G.S. 113-291.10 reads as rewritten:

8 "**§ 113-291.10. Beaver Damage Control Advisory Board.**

9 (a) There is established the Beaver Damage Control Advisory Board. The Board shall
10 consist of nine members, as follows:

- 11 (1) The Executive Director of the North Carolina Wildlife Resources
12 Commission, or his designee, who shall serve as chair;
- 13 (2) The Commissioner of Agriculture, or a designee;
- 14 (3) The Assistant Commissioner of the North Carolina Forest Service of the
15 Department of Agriculture and Consumer Services, or a designee;
- 16 (4) The Director of the Division of Soil and Water Conservation of the
17 Department of Agriculture and Consumer Services, or a designee;
- 18 (5) ~~The Director of the North Carolina Cooperative Extension Service, or a~~
19 ~~designee;~~ A representative of the North Carolina Association of County
20 Commissioners;
- 21 (6) The Secretary of Transportation, or a designee;
- 22 (7) The State Director of the Wildlife Services Division of the Animal and Plant
23 Health Inspection Service, U.S. Department of Agriculture, or a designee;
- 24 (8) The President of the North Carolina Farm Bureau Federation, Inc., or a
25 designee, representing private landowners; and
- 26 (9) A representative of the North Carolina Forestry Association.

27 (b) The Beaver Damage Control Advisory Board shall develop a statewide program to
28 control beaver damage on private and public lands. The Beaver Damage Control Advisory Board
29 shall act in an advisory capacity to the Wildlife Resources Commission in the implementation of
30 the program. In developing the program, the Board shall:

- 31 (1) Orient the program primarily toward public health and safety and toward
32 landowner assistance, providing some relief to landowners through beaver
33 control and management rather than eradication;
- 34 (2) Develop a priority system for responding to complaints about beaver damage;
- 35 (3) Develop a system for documenting all activities associated with beaver
36 damage control, so as to facilitate evaluation of the program;
- 37 (4) Provide educational activities as a part of the program, such as printed
38 materials, on-site instructions, and local workshops; and
- 39 (5) Provide for the hiring of personnel necessary to implement beaver damage
40 control activities, administer the program, and set salaries of personnel.

41 No later than ~~March 15~~ December 1 of each year, the Board shall issue a report to the Wildlife
42 Resources Commission, the Senate and House Appropriations Subcommittees on Natural and
43 Economic Resources, and the Fiscal Research Division on the results of the program during the
44 preceding year.

45 (c) The Wildlife Resources Commission shall implement the program, and may enter a
46 cooperative agreement with the Wildlife Services Division of the Animal and Plant Health
47 Inspection Service, United States Department of Agriculture, to accomplish the program.

48 (d) Notwithstanding G.S. 113-291.6(d) or any other law, it is lawful to use snares when
49 trapping beaver pursuant to the beaver damage control program developed pursuant to this
50 section. The provisions of Chapter 218 of the 1975 Session Laws; Chapter 492 of the 1951
51 Session Laws, as amended by Chapter 506 of the 1955 Session Laws; and Chapter 1011 of the

1 1983 Session Laws do not apply to trapping carried out in implementing the beaver damage
2 control program developed pursuant to this section.

3 (e) In case of any conflict between G.S. 113-291.6(a) and G.S. 113-291.6(b) and this
4 section, this section prevails.

5 (f) Each county that ~~volunteers-wishes~~ to participate in this program for a given State
6 fiscal year shall provide written notification of its wish to participate no later than ~~September 30~~
7 ~~of that year~~ May 1 of the preceding fiscal year and shall ~~commit-remit~~ the sum of ~~four-six~~
8 thousand dollars ~~(\$4,000)-(\$6,000)~~ in local funds no later than ~~September 30 of that year~~ July
9 31 of the fiscal year for which enrollment is sought. Funds, as appropriated for this program each
10 fiscal year of the biennium, shall be paid from funds available to the Wildlife Resources
11 Commission to provide the State share necessary to support this program, provided the sum of at
12 least twenty-five thousand dollars (\$25,000) in federal funds is available each fiscal year of the
13 biennium to provide the federal share."
14

15 CHANGES TO REGULATION OF CERTAIN REPTILES

16 **SECTION 10.(a)** G.S. 14-417 reads as rewritten:

17 "§ 14-417. Regulation of ownership or use of venomous reptiles.

18 (a) It shall be unlawful for any person to own, possess, use, transport, or traffic in any
19 venomous reptile that is not housed in a sturdy and secure enclosure. ~~Permanent enclosures~~
20 Enclosures shall be designed to be escape-proof, bite-proof, and have an operable lock. ~~Transport~~
21 ~~containers shall be designed to be escape proof and bite proof.~~

22 (b) Each enclosure shall be clearly and visibly labeled "Venomous Reptile Inside" with
23 scientific name, common name, appropriate antivenin, and owner's identifying information noted
24 on the container. A written bite protocol that includes emergency contact information, local
25 animal control office, the name and location of suitable antivenin, first aid procedures, and
26 treatment guidelines, as well as an escape recovery plan must be within sight of permanent
27 housing, and a copy must accompany the transport of any venomous reptile.

28 (c) In the event of an escape of a venomous reptile, the owner or possessor of the
29 venomous reptile shall immediately notify local law enforcement."
30

31 **SECTION 10.(b)** G.S. 14-417.1 reads as rewritten:

32 "§ 14-417.1. Regulation of ownership or use of large constricting snakes.

33 (a) As used in this Article, large constricting snakes shall mean: Reticulated Python,
34 Python reticulatus; Burmese Python, Python molurus; African Rock Python, Python sebae;
35 Amethystine Python, Morelia amethystina; and Green Anaconda, Eunectes murinus; or any of
36 their subspecies or hybrids.

37 (b) It shall be unlawful for any person to own, possess, use, transport, or traffic in any of
38 the large constricting snakes that are not housed in a sturdy and secure enclosure. ~~Permanent~~
39 ~~enclosures~~ Enclosures shall be designed to be escape-proof and shall have an operable lock.
40 ~~Transport containers shall be designed to be escape-proof.~~

41 (c) Each enclosure shall be labeled clearly and visibly with the scientific name, common
42 name, number of specimens, and owner's identifying information. A written safety protocol and
43 escape recovery plan shall be within sight of permanent housing, and a copy shall accompany
44 the transport of any of the large constricting snakes. The safety protocol shall include emergency
45 contact information, identification of the local animal control office, and first aid procedures.

46 (d) In the event of an escape of a large constricting snake, the owner or possessor shall
47 immediately notify local law enforcement."

48 **SECTION 10.(c)** G.S. 14-417.2 reads as rewritten:

49 "§ 14-417.2. Regulation of ownership or use of crocodilians.

50 (a) All crocodilians, excluding the American alligator, shall be regulated under this
51 Article. It shall be unlawful for any person to own, possess, use, transport, or traffic in any
52 crocodilian that is not housed in a sturdy and secure enclosure. Permanent enclosures shall be

1 designed to be escape-proof and have a fence of sufficient strength to prevent contact between
2 an observer and the crocodilian and shall have an operable lock. Transport containers shall be
3 designed to be ~~escape-proof, escape-proof and shall be locked.~~

4 (b) A written safety protocol and escape recovery plan shall be within sight of permanent
5 housing, and a copy must accompany the transport of any crocodilian.

6 (c) In the event of the escape of a crocodilian, the owner or possessor shall immediately
7 notify local law enforcement."

8 **SECTION 10.(d)** G.S. 14-419 reads as rewritten:

9 **"§ 14-419. Investigation of suspected violations; seizure and examination of reptiles;
10 disposition of reptiles.**

11 (a) In any case in which ~~any a~~ a law-enforcement officer or animal control officer has
12 probable cause to believe that any of the provisions of this Article have been or are about to be
13 violated, ~~it shall be the duty of the officer and the officer is authorized, empowered, and directed~~
14 authorized and empowered to immediately investigate the violation or impending violation and
15 to consult with representatives of the North Carolina Museum of Natural Sciences or the North
16 Carolina Zoological Park or a designated representative of ~~either the Museum or Zoological Park~~
17 the North Carolina Department of Natural and Cultural Resources to identify the species, assist
18 with determining interim disposition, and recommend appropriate and safe methods to handle
19 and seize the reptile or reptiles involved, to seize the reptile or reptiles involved, and the officer
20 is authorized and directed to deliver: (i) a reptile believed to be venomous to the North Carolina
21 State Museum of Natural Sciences or to its designated representative for examination for the
22 purpose of ascertaining whether the reptile is regulated under this Article; and, (ii) a reptile
23 believed to be a large constricting snake or crocodilian to the North Carolina Zoological Park or
24 to its designated representative for the purpose of ascertaining whether the reptile is regulated
25 under this Article. In any case in which a law enforcement officer or animal control officer
26 involved. In the case of escape, or if an officer, with probable cause to believe that reptile is being
27 owned, possessed, used, transported, or trafficked in violation of this Article, determines that
28 there is an immediate risk to officer safety or public safety, the officer shall not be required to
29 consult with representatives of the North Carolina Museum of Natural Sciences or the North
30 Carolina Zoological Park as provided by this subsection and may kill the reptile.

31 (b) ~~If~~ If, based on available information, the officer, ~~the Museum or Museum, the~~
32 Zoological Park or their designated representatives find a designated representative of the
33 Department of Natural and Cultural Resources finds that a seized reptile is a venomous reptile,
34 large constricting snake, or crocodilian regulated under this Article, the Museum or the
35 Zoological Park or their designated representative a designated representative of the Department
36 of Natural and Cultural Resources shall determine assist the officer with determining an interim
37 disposition of the reptile in a manner consistent with the safety of the public, until a final
38 disposition is determined by a court of competent jurisdiction. In the case of a venomous reptile
39 for which antivenin approved by the United States Food and Drug Administration is not readily
40 available, the reptile may be euthanized unless the species is protected under the federal
41 Endangered Species Act of 1973. Where ~~the Museum or the Zoological Park or their designated~~
42 representative determines euthanasia is determined to be the appropriate interim disposition, or
43 where a reptile seized pursuant to this Article dies of natural or unintended causes, the ~~Museum,~~
44 the Zoological Park, or their designated representatives parties involved shall not be liable to the
45 reptile's owner.

46 (b1) Upon conviction of any offense contained in this Article, the court shall order a final
47 disposition of the confiscated venomous reptiles, large constricting snakes, or crocodilians,
48 which may include the transfer of title to the State of North Carolina and shall include
49 reimbursement by the owner for the ~~necessary~~ expenses incurred in the seizure, delivery, and
50 storage thereof.

1 (c) ~~If the Museum or the Zoological Park or their designated representatives find that the~~
 2 ~~reptile is not a venomous reptile, large constricting snake, or crocodylian regulated under this~~
 3 ~~Article, and either no criminal warrants criminal citations, warrants, or indictments are initiated~~
 4 ~~against the owner in connection with the reptile within 10 days of initial seizure, or a court of~~
 5 ~~law determines that the reptile is not being owned, possessed, used, transported, or trafficked in~~
 6 ~~violation of this Article, then it shall be the duty of the law enforcement officer to return the~~
 7 ~~reptile or reptiles to the person from whom they were seized within 15 days days of the seizure."~~

8 **SECTION 10.(e)** G.S. 14-420 is repealed.

9
 10 **DEFINE BAITED AREA FOR PURPOSES OF WILD TURKEY HUNTING**

11 **SECTION 11.** G.S. 113-291.1 reads as rewritten:

12 **"§ 113-291.1. Manner of taking wild animals and wild birds.**

13 ...

14 (b) No wild animals or wild birds may be taken:

15 ...

16 (2) With the use or aid of any artificial light, net, trap, snare, electronic or recorded
 17 animal or bird call, or fire, except as may be otherwise provided by statute[;]
 18 provided, however, that the Wildlife Resources Commission may adopt rules
 19 prescribing seasons and the manner of taking of wild animals and wild birds
 20 with the use of artificial light and electronic calls. No wild birds may be taken
 21 with the use or aid of salt, grain, fruit, or other bait. No black bear may be
 22 taken with the use or aid of any salt, salt lick, grain, fruit, honey, sugar-based
 23 material, animal parts or products, or other bait, except as provided by the
 24 rules of the Wildlife Resources Commission. However, no rule established by
 25 the Wildlife Resources Commission shall allow for the taking of a black bear
 26 with the use and aid of bear bait attractants, including scented sprays, aerosols,
 27 scent balls, and scent powders, and no rule established by the Wildlife
 28 Resources Commission shall allow for the taking of a black bear while it is
 29 consuming bait. No wild turkey may knowingly be taken from an area within
 30 300 yards of any place in which bait has been placed until the expiration of 10
 31 days after the bait has been consumed or otherwise removed. The taking of
 32 wild animals and wild birds with poisons, drugs, explosives, and electricity is
 33 governed by G.S. 113-261, G.S. 113-262, and Article 22A of this Subchapter.

34 Upon finding that the placement of processed food products in areas
 35 frequented by black bears is detrimental to the health of individual black bears
 36 or is attracting and holding black bears in an area to the extent that the natural
 37 pattern of movement and distribution of black bears is disrupted and bears'
 38 vulnerability to mortality factors, including hunting, is increased to a level that
 39 causes concern for the population, the Wildlife Resources Commission may
 40 adopt rules to regulate, restrict, or prohibit the placement of those products
 41 and prescribe time limits during which hunting is prohibited in areas where
 42 those products have been placed.

43 Any person who is convicted of unlawfully taking bear with the use or aid
 44 of any type of bait as provided by this subsection or by rules adopted pursuant
 45 to this subsection is punishable as provided by G.S. 113-294(c1).

46"

47
 48 **EFFECTIVE DATE**

49 **SECTION 12.** Sections 1 through 6 of this act become effective August 1, 2019.
 50 Section 7 of this act becomes effective October 1, 2019. Section 9 of this act becomes effective
 51 January 1, 2020. The remainder of this act is effective when it becomes law.