

NORTH CAROLINA GENERAL ASSEMBLY
1973 SESSION

CHAPTER 1102
SENATE BILL 1186

AN ACT TO AMEND ARTICLE 15, CHAPTER 113 OF THE NORTH CAROLINA
GENERAL STATUTES RELATING TO PENALTIES IN REGULATION OF COASTAL
FISHERIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 113-187 is amended by adding the following new subsection:

"(d) Any person in charge of a commercial fishing operation conducted in violation of the following provisions of this Subchapter or the following rules and regulations of the Board; and any person in charge of any vessel used in violation of the following provisions of the Subchapter or the following rules and regulations, shall be guilty of a misdemeanor punishable by a fine of not less than fifty dollars (\$50.00) nor more than two hundred fifty dollars (\$250.00) for the first offense and not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) for any offense thereafter, or imprisonment for not more than 30 days, or both. The violations of the statute of the rules and regulations for which this penalty is mandatory are:

- (1) Taking or attempting to take, possess, sell, or offer for sale any oysters or clams taken from areas closed by statute, regulation, or proclamation because of suspected pollution.
- (2) Taking or attempting to take or have in possession aboard a vessel, shrimp taken by the use of a trawl net between January 1 and the date upon which the shrimping season shall be opened by the Director.
- (3) Using a trawl net in any coastal fishing waters closed by proclamation or regulation for the protection of the shrimp population.
- (4) Violating the provisions of a special permit issued by the Department."

Sec. 2. This act shall become effective October 1, 1974.

In the General Assembly read three times and ratified, this the 3rd day of April,

1974.