

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 485
Marine Resources & Wildlife Committee Substitute Adopted 4/27/89

Short Title: Statewide Fox Management Plan.

(Public)

Sponsors:

Referred to:

March 16, 1989

A BILL TO BE ENTITLED
AN ACT TO ESTABLISH A STATEWIDE FOX MANAGEMENT PLAN.

The General Assembly of North Carolina enacts:

Section 1. Chapter 113 is amended by adding a new section to read:

"§ 113-291.4A. **Open seasons for taking foxes with firearms and for live-trapping foxes.**

(a) There is an open season for the taking of foxes with firearms in all areas of the State east of Interstate Highway 77 from the beginning of the season established by the Wildlife Resources Commission for the taking of rabbits and quail through January 1 of each year.

(b) There is an open season for the live-trapping of foxes with box traps only in all areas of the State from September 1 through October 15 of each year. Legally trapped live foxes taken in North Carolina may be sold to licensed operators of controlled hunting preserves as defined in G.S. 113-273(g) for restocking purposes.

(c) The Wildlife Resources Commission shall provide for the sale of foxes lawfully taken pursuant to this act, and shall establish appropriate bag and season limits that may be imposed upon the taking of foxes pursuant to this act."

Sec. 2. G.S. 113-270.2(c)(5) reads as rewritten:

"(5) ~~Controlled shooting-hunting preserve~~ hunting license – \$15.00. This license is valid only for use by an individual hunting ~~in special controlled shooting preserves~~ within a controlled hunting preserve licensed in accordance with this Subchapter."

Sec. 3. G.S. 113-273(g) reads as rewritten:

1 "(g) ~~Controlled Shooting-Hunting Preserve~~ Operator License. – The Wildlife
2 Resources Commission is authorized by rule to set standards for and to license the
3 operation of controlled ~~shooting-hunting preserves~~ operated by private persons. A
4 ~~'controlled shooting preserve' is an area on which only domestically raised game birds other~~
5 ~~than wild turkeys are taken.~~ Controlled hunting preserves are of two types: one is an area
6 marked with appropriate signs along the outside boundaries on which only domestically
7 raised game birds other than wild turkeys are taken; the other is an area enclosed with a
8 dog-proof fence on which foxes may be hunted with dogs only. A controlled fox
9 hunting preserve operated for private use may be of any size; a controlled hunting
10 preserve operated for commercial purposes shall be an area of not less than 500 acres or
11 of such size as set by regulation of the Wildlife Resources Commission, which shall
12 take into account differences in terrain and topography, as well as the welfare of the
13 foxes. Notwithstanding the provisions of this act or any other provision of law, a
14 controlled fox hunting preserve of less than 500 acres which is in existence on
15 November 1, 1989 may operate for commercial purposes.

16 Operators of controlled fox hunting preserves may purchase live foxes from licensed
17 trappers who live-trap foxes during any open season for trapping them. The controlled
18 hunting preserve operator license ~~This license~~ may be purchased for a fee of fifty dollars
19 (\$50.00), and is an annual license issued beginning August 1 each year running until the
20 following July 1."

21 Sec. 4. G.S. 113-291.4(c) reads as rewritten:

22 "(c) Foxes may not be taken with firearms except:

- 23 (1) As provided in subsection (f) or ~~(i)~~-(i) of this section or G.S. 113-
24 291.4A(a).
25 (2) As an incidental method of humanely killing them following any
26 lawful method of taking that does not result in death.
27 (3) When they are lawfully shot under laws and rules pertaining to the
28 destruction of animals committing depredations to property."

29 Sec. 5. Any provisions of this act inconsistent with the terms of any local act
30 are superseded by the provisions of the local act.

31 Sec. 6. This act shall become effective September 1, 1989.