Short Title: Ban Pigeon Shoots.   (Public)

Sponsors: Representatives Culpepper; and Parmon.

Referred to: Judiciary IV.

May 19, 2004

1   A BILL TO BE ENTITLED
2 AN ACT TO BAN PIGEON SHOOTS, AS RECOMMENDED BY THE GENERAL
3   STATUTES COMMISSION.
4 The General Assembly of North Carolina enacts:
5   **SECTION 1.** Article 47 of Chapter 14 of the General Statutes is amended by
6 adding a new section to read:
7 "**§ 14-361.2. Pigeon shoots.**
8   A person is guilty of a Class 1 misdemeanor if the person instigates, promotes,
9 conducts, is employed at, allows property under the person's ownership or control to be
10 used for, participates as a shooter at, or profits from, an event involving the release of
11 any pigeon for the purpose of shooting the pigeon. In deciding whether to impose a fine,
12 the court shall take into account any financial benefit received or anticipated by the
13 person. Notwithstanding the provisions of G.S. 15A-1340.23, the court shall impose a
14 fine for a second or subsequent conviction of at least treble any fine imposed for the
15 person's most recent conviction under this section."
16   **SECTION 2.** G.S. 19A-1 reads as rewritten:
17 "**§ 19A-1. Definitions.**
18   The following definitions apply in this Article:
19   (1)   The term "animals" includes every living vertebrate in the classes
20   Amphibia, Reptilia, Aves, and Mammalia except human beings.
21   (2)   The terms "cruelty" and "cruel treatment" include every act, omission,
22   or neglect whereby unjustifiable physical pain, suffering, or death is
23   caused or permitted. These terms also include any act that violates
24   G.S. 14-361.2, notwithstanding the provisions of G.S. 19A-1.1.
25   (3)   The term "person" has the same meaning as in G.S. 12-3."
26   **SECTION 3.** This act becomes effective October 1, 2004, except that no
27 person shall be prosecuted under the provisions of G.S. 14-361.2, as enacted in this act,
28 for any act that occurred prior to December 1, 2004.