

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1176**

**Senate State & Local Government Committee Substitute Adopted 7/5/07**

Short Title: Tyrrell County Hunting.

(Local)

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Sponsors:

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Referred to:

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March 29, 2007

A BILL TO BE ENTITLED

1  
2 AN ACT TO PROHIBIT THE RECKLESS USE OF A FIREARM OR BOW AND  
3 ARROW AND TO REGULATE HUNTING FROM THE STATE  
4 RIGHT-OF-WAY IN TYRRELL COUNTY.

5 The General Assembly of North Carolina enacts:

6       **SECTION 1.** It is unlawful to use a firearm, bow and arrow, or crossbow  
7 carelessly or heedlessly or in willful or wanton disregard for the rights or safety of  
8 others. Such reckless use of a weapon includes using a firearm, bow and arrow, or  
9 crossbow in a manner that poses a hazard to any person or property or involves the  
10 discharge of a firearm, sending a projectile across the property of another.

11       **SECTION 2.** It is unlawful to hunt, take, or kill, or to attempt to hunt, take,  
12 or kill, any wild animal or wild bird with a firearm, bow and arrow, or crossbow on,  
13 from, or across the right-of-way of any State-maintained road, or to discharge any  
14 firearm, bow and arrow, or crossbow on, from, or across the right-of-way of any  
15 State-maintained road or highway.

16       **SECTION 3.** Section 2 of this act does not apply to:

17       (1) A hunter lawfully recovering dogs so long as all the hunter's weapons  
18 remain in a motor vehicle.

19       (2) A person lawfully engaged in the act of taking bullfrogs with a rimfire  
20 weapon.

21       **SECTION 4.** It is unlawful for any person to possess a loaded firearm while  
22 on the right-of-way of any State-maintained road or highway outside the confines of the  
23 passenger area of the vehicle.

24       **SECTION 5.** It is unlawful for any person to hunt, take, or kill any wild  
25 animal or wild bird with a firearm, bow and arrow, crossbow, or dogs or to possess a  
26 loaded firearm outside the confines of the passenger area of the vehicle, on the land of  
27 another, without the written permission of the landowner or lessee of the land. The  
28 written permission shall be dated and may be valid for no more than one year.

29       **SECTION 6.** Section 5 of this act does not apply to:

1           (1)    A person who leases land for the purpose of hunting while hunting on  
2                    that leased land.

3           (2)    A member of a hunting club with a current and valid membership card  
4                    while hunting on club land.

5           **SECTION 7.** Unless a person's conduct is covered under some other  
6 provision of law providing greater punishment, a violation of this act is a Class 3  
7 misdemeanor.

8           **SECTION 8.** This act is enforceable by law enforcement officers of the  
9 Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by other peace  
10 officers with general subject matter jurisdiction.

11           **SECTION 9.** This act applies only to Tyrrell County.

12           **SECTION 10.** This act becomes effective October 1, 2007.