

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 66*

Short Title: Trespass/Theft of Pine Straw.

(Public)

Sponsors: Representatives Brown; Aldridge, Baker, Barbee, Buchanan, Capps, Culp, Eddins, Goodwin, McComas, Mitchell, Weatherly, and G. Wilson.

Referred to: Judiciary II.

February 6, 1997

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE OFFENSES OF TRESPASS ON PINE STRAW
PRODUCTION LAND AND LARCENY OF PINE STRAW.

The General Assembly of North Carolina enacts:

Section 1. The title of Article 22A of Chapter 14 of the General Statutes reads as rewritten:

"ARTICLE 22A.

**TRESPASSING UPON 'POSTED' PROPERTY TO HUNT,
~~FISH OR TRAP.~~ FISH, TRAP, OR REMOVE PINE NEEDLES/STRAW."**

Section 2. G.S. 14-159.6 reads as rewritten:

"§ 14-159.6. Trespass for purposes of hunting, etc., without written consent a misdemeanor.

(a) Any person who willfully goes on the land, waters, ponds, or a legally established waterfowl blind of another upon which notices, signs or ~~posters, described in G.S. 14-159.7, posters prohibiting hunting, fishing or trapping, trapping have been placed in accordance with the provisions of G.S. 14-159.7,~~ or upon which 'posted' notices have been ~~placed, placed in accordance with the provisions of G.S. 14-159.7,~~ to hunt, fish or trap without the written consent of the owner or his agent shall be guilty of a Class 2 misdemeanor. Provided, further, that no arrests under authority of this ~~section~~ subsection

1 shall be made without the consent of the owner or owners of said land, or their duly
2 authorized agents in the following counties: Halifax and Warren.

3 (b) Any person who willfully goes on the land of another upon which notices,
4 signs, or posters prohibiting raking or removing pine needles or pine straw have been
5 placed in accordance with the provisions of G.S. 14-159.7, or upon which 'posted' notices
6 have been placed in accordance with the provisions of G.S. 14-159.7, to rake or remove
7 pine needles or pine straw without the written consent of the owner or his agent shall be
8 guilty of a Class 1 misdemeanor for the first offense, and of a Class I felony for second or
9 subsequent offenses."

10 Section 3. Article 16 of Chapter 14 of the General Statutes is amended by
11 adding a new section to read:

12 "**§ 14-79.1. Larceny of pine needles or pine straw.**

13 If any person shall take and carry away, or shall aid in taking or carrying away, any
14 pine needles or pine straw being produced on the land of another person with the intent to
15 steal the pine needles or pine straw, that person shall be guilty of a Class H felony."

16 Section 4. This act becomes effective January 1, 1998, and applies to offenses
17 committed on or after that date.