

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 1409

Short Title: Trespass/Theft of Pine Straw (Montgomery).

(Local)

Sponsors: Senators Plyler; and Conder.

Referred to: Local Government and Regional Affairs.

May 30, 1996

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH THE CRIMINAL OFFENSES IN MONTGOMERY
COUNTY 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 OR PINE STRAW."**

Sec. 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, prohibiting hunting, fishing or trapping, or upon which 'posted' notices
have been placed, 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

1 authority of this section shall be made without the consent of the owner or owners of said
2 land, or their duly 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, described in G.S. 14-159.7, prohibiting the raking or removing of pine
5 needles or pine straw, or upon which 'posted' notices have been placed, without the
6 written consent of the owner or the owner's agent shall be guilty of a Class 1
7 misdemeanor for the first offense, and of a Class I felony for second or subsequent
8 offenses."

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

11 "**§ 14-79.1. Larceny of pine needles or pine straw.**

12 If any person takes and carries away, or aids in taking or carrying away, any pine
13 needles or pine straw being produced on the land of another person with the intent to steal
14 the pine needles or pine straw, that person is guilty of a Class H felony."

15 Sec. 4. This act applies only to Montgomery County.

16 Sec. 5. This act becomes effective December 1, 1996, and applies to offenses
17 committed on or after that date.