

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 1409
Second Edition Engrossed 6/6/96

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

(Local)

Sponsors: Senators Plyler; and Conder.

Referred to: Local Government and Regional Affairs.

May 30, 1996

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH THE CRIMINAL OFFENSES IN MONTGOMERY
3 COUNTY OF TRESPASS ON PINE STRAW PRODUCTION LAND AND
4 LARCENY OF PINE STRAW.

5 The General Assembly of North Carolina enacts:

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

8 "ARTICLE 22A.

9 "TRESPASSING UPON 'POSTED' PROPERTY TO HUNT,
10 ~~FISH OR TRAP.~~ FISH, TRAP, OR REMOVE
11 PINE NEEDLES OR PINE STRAW."

12 Sec. 2. G.S. 14-159.6 reads as rewritten:

13 "§ 14-159.6. Trespass for purposes of hunting, etc., without written consent a
14 misdemeanor.

15 (a) Any person who willfully goes on the land, waters, ponds, or a legally
16 established waterfowl blind of another upon which notices, signs or posters, described in
17 G.S. 14-159.7, prohibiting hunting, fishing or trapping, or upon which 'posted' notices
18 have been placed, to hunt, fish or trap without the written consent of the owner or his
19 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 without the written consent of the owner or the owner's agent shall
6 be guilty of a Class 1 misdemeanor for the first offense, and of a Class I felony for
7 second or subsequent offenses."

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

10 "**§ 14-79.1. Larceny of pine needles or pine straw.**

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

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

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