

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 323

Short Title: Waterfowl License Changes/AB.

(Public)

Sponsors: Senator Kerr.

Referred to: Agriculture/Environment/Natural Resources.

March 11, 1999

A BILL TO BE ENTITLED

1 AN ACT TO EXTEND WATERFOWL HUNTING PRIVILEGES TO HOLDERS OF
2 COMPREHENSIVE HUNTING LICENSES, TO INCREASE THE FEE CHARGED
3 FOR MIGRATORY WATERFOWL LICENSES, AND TO INCREASE THE
4 APPLICATION FEE FOR MANAGED HUNTS FOR MIGRATORY
5 WATERFOWL AND REQUIRE APPLICANTS TO FURNISH SATISFACTORY
6 PROOF OF POSSESSION OF THE NECESSARY HUNTING LICENSE.
7

8 The General Assembly of North Carolina enacts:

9 Section 1. G.S. 113-270.2(a) reads as rewritten:

10 "(a) The hunting licenses set forth in subdivisions (1), (3), and (6) of subsection (c)
11 of this section entitle the holder to take, except on game lands, wild birds and wild
12 animals, other than big game and waterfowl, by all lawful methods and in all open
13 seasons. The comprehensive hunting licenses of subdivisions (2) and (5) of subsection
14 (c) of this section further entitle the holder to take big game and waterfowl and to use
15 game lands."

16 Section 2. G.S. 113-270.3(b)(5) reads as rewritten:

17 "(5) Migratory Waterfowl Hunting License —~~\$5.00.~~ \$10.00. This license
18 shall be issued to an individual resident or nonresident of the State and
19 entitles the holder to take migratory waterfowl in accordance with
20 applicable laws and regulations. The Wildlife Resources Commission

1 may implement this license requirement through the sale of an official
2 waterfowl stamp which may be a facsimile, in an appropriate size, of the
3 waterfowl conservation print authorized by G.S. 113-270.2B. An
4 amount not less than one-half of the annual proceeds from the sale of
5 this license shall be used by the Commission for cooperative waterfowl
6 habitat improvement projects through contracts with local waterfowl
7 interests, with the remainder of the proceeds to be used by the
8 Commission in its statewide programs for the conservation of
9 waterfowl."

10 Section 3. G.S. 113-291.2(a) reads as rewritten:

11 "(a) In accordance with the supply of wildlife and other factors it determines to be
12 of public importance, the Wildlife Resources Commission may fix seasons and bag limits
13 upon the wild animals and wild birds authorized to be taken that it deems necessary or
14 desirable in the interests of the conservation of wildlife resources. The authority to fix
15 seasons includes the closing of seasons completely when necessary and fixing the hours
16 of hunting. The authority to fix bag limits includes the setting of season and possession
17 limits. Different seasons and bag limits may be set in differing areas; early or extended
18 seasons and different or unlimited bag limits may be authorized on controlled shooting
19 preserves, game lands, and public hunting grounds; and special or extended seasons may
20 be fixed for those engaging in falconry, using primitive weapons, or taking wildlife under
21 other special conditions. Unless modified by rules of the Wildlife Resources
22 Commission, the seasons, shooting hours, bag limits, and possession limits fixed by the
23 United States Department of Interior or any successor agency for migratory game birds in
24 North Carolina must be followed, and a violation of the applicable federal rules is hereby
25 made unlawful. When the applicable federal rules require that the State limit participation
26 in seasons and/or bag limits for migratory game birds, the Wildlife Resources
27 Commission may schedule managed hunts for migratory game birds. Participants in such
28 hunts shall be selected at random by computer from properly licensed applicants. A
29 nonrefundable fee of ~~five dollars (\$5.00)~~ ten dollars (\$10.00) shall be required of each
30 applicant to defray the cost of processing the applications. Each applicant shall provide
31 proof satisfactory to the Wildlife Resources Commission that the applicant is the lawful
32 holder of a North Carolina hunting license that includes waterfowl privileges.

33 Where there is a muzzle-loading firearm season for deer, with a bag limit of five or
34 more, one antlerless deer may be taken. Dogs may not be used for hunting deer during
35 such season."

36 Section 4. This act becomes effective July 1, 1999.