

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10A .1102

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (a), I take it a "threat" is broader than an emergency or disaster declaration, correct?

At line 6, who has the final say when determining the duration of a threat? The Commission?

In (a) and (b), lines 6 and 9, do you mean "may" or "shall?" Are closures or waivers always issued for the duration of a threat or declaration or can the closure or waiver end earlier? If earlier, how is that determination made? As written, I read this as the closure or waiver lasting until the end of the threat or declaration.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10A .1102 is adopted as published in 35:11 NCR 1111 as follows:

2
3 **15 NCAC 10A .1102 EMERGENCY CLOSURES AND WAIVERS**

4 (a) The Commission may prohibit or restrict public access to and use of Wildlife Resources Commission property if
5 the Commission finds that the closure is necessary to protect public health, public safety, or wildlife resources.
6 Closures exercised under this Paragraph shall only be exercised for the duration of the threat.

7 (b) The Commission may waive any rule in this Chapter or portion thereof, that is not statutorily required, upon
8 declaration of a national emergency, disaster, or state of emergency, by a federal, state, or local governmental authority
9 impacting North Carolina. Waivers exercised under this Paragraph shall only be exercised for the duration of the
10 declaration.

11 (c) The Commission may delegate emergency closure and waiver authority to the Executive Director.

12 (d) The following factors shall be considered in determining whether to restrict or prohibit public access or use, or
13 wave requirements of rule:

- 14 (1) need for the closure or waiver;
15 (2) degree of benefit to the public, if applicable;
16 (3) degree of benefit to the resource, if applicable;
17 (4) degree of disruption to the Commission; and
18 (5) cost to the Commission.

19 (e) All closures and waivers shall be posted on the Commission website at www.ncwildlife.org.

20 (f) It is unlawful to use, enter, or remain on Wildlife Resources Commission Property that is closed pursuant to this
21 Rule.

22
23 History Note: Authority G.S. 113-134; 113-264; 113-306(c)

24 Eff. August 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0106

DEADLINE FOR RECEIPT: April 8, 2021

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The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (b)(1), are the contents or substantive requirements of the form in rule in accordance with 150B-2(8a)(d)? I note the form in (d)(2) only applies to cities seeking permits.

Please review (b)(2) and (d). As I read this, authorized employees or WCAs generally issue permits, but only the Executive Director or his or her designee can issue permits for special concern species and alligators. Is that correct?

In (d), line 21, why is "special concern" capitalized?

In (g)(5), line 18, please capitalize "State" if you are only referring to North Carolina. Please do not capitalize "state" if you are referring to any state.

For the list in (i), please do not capitalize the first word for each item in the list.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10B .0106 is amended as published in 35:10 NCR 1054-1057 as follows:

2
3 **15A NCAC 10B .0106 WILDLIFE TAKEN FOR DEPREDATIONS**

4 ~~(a) Depredation permits allow the taking of undesirable or excess wildlife resources as described in Subparagraphs~~
5 ~~(b)(1) and (b)(2) of this Paragraph. Only employees of the Wildlife Resources Commission (Commission) and~~
6 ~~Wildlife Damage Control Agents (WDCA) may issue depredation permits. Only depredation permits prepared on a~~
7 ~~form supplied by the Commission shall be valid. No permit is needed for the owner or lessee of a property to take~~
8 ~~wildlife while committing depredations on that property; however, the manner of taking, disposition of dead wildlife,~~
9 ~~and reporting requirements as described in this Rule still apply.~~

10 (a) Depredation permits shall authorize the taking, destruction, transfer, removal, transplanting, or driving away of
11 undesirable, destructive, or excess wildlife or wildlife resources as specified in Paragraph (d) of this Rule.

12 (b) The following conditions shall apply to depredation permits:

13 (1) depredation permits shall be prepared on a form supplied by the Commission; and

14 (2) depredation permits shall only be issued by authorized employees of the Commission or licensed
15 Wildlife Control Agents (WCA).

16 (c) Depredation permits shall not be required for the owner or lessee of a property to take wildlife while committing
17 depredations on that property; however, the manner of take, disposition of dead wildlife, and reporting requirements
18 specified in this Rule shall apply.

19 ~~(b) (d)~~ (d) No permit shall be issued to take ~~any~~ endangered or threatened species of wildlife listed under 15A NCAC
20 10I, except alligators, by reason of depredations to property. ~~Only the~~ The Executive Director or his or her designee
21 may issue depredation permits for Special Concern species listed in 15A NCAC 10I .0105 and for alligators. An
22 individual may take an endangered or threatened species in immediate defense of his or her own life or of the lives of
23 others without a permit. Any endangered or threatened species that may constitute a demonstrable but non-immediate
24 threat to human safety shall be reported to a federal or Commission wildlife enforcement officer, who, upon
25 verification of the report, may take or remove the specimen as provided by 15A NCAC 10I .0102. Depredation permits
26 for other species may be issued under the following conditions:

27 (1) for taking wildlife that is or has been damaging or destroying property, provided there is evidence
28 of property damage. No permit may be issued for the taking of migratory birds and other federally-
29 protected animals unless a corresponding, valid U.S. Fish and Wildlife Service depredation
30 permit(s), if required, has been issued. A permit issued pursuant to this Rule shall name the species
31 allowed to be taken and may include limitations as to age, sex, type of depredation, location of
32 animal or damage, and local laws. The permit shall be issued to a landholder or an authorized
33 representative of a unit of local government for depredations on public property. The permit shall
34 be used only by individuals named on the permit.

35 (2) for taking of wildlife resources in circumstances of overabundance or when the wildlife resources
36 present a danger to human safety. Cities, as defined in G.S. 160A-1(2), seeking a depredation permit

pursuant to these circumstances shall apply to the Commission using an application available from the Commission. The application shall include the following information:

- (A) the name and location of the city;
- (B) the acreage of the affected property;
- (C) a map of the affected property;
- (D) the signature of an authorized city representative;
- (E) the nature of the overabundance or the threat to public safety; and
- (F) a description of previous actions taken by the city to ameliorate the problem.

~~(c) Wildlife Damage Control Agents. Individuals meeting the following eligibility requirements may apply to become a Wildlife Damage Control Agent (WDCA):~~

~~(1) Successful completion of a training course that is designed to:~~

~~(A) review wildlife laws;~~

~~(B) review safe, humane wildlife handling techniques.~~

~~(2) No wildlife misdemeanor conviction, as specified in G.S. 113-294 that resulted in a license suspension or revocation, within the last five years prior to application to become a WDCA.~~

~~Those individuals who demonstrate knowledge of wildlife laws and safe, humane wildlife handling techniques by a passing score of 80 percent or better on a written examination provided by a representative of the Commission, in cooperation with the training course provider, shall be approved. Those individuals failing to obtain a passing score shall be given one chance for re-testing without re-taking the course. Those individuals approved as agents by the Commission may then issue depredation permits for depredation as defined in Subparagraph (a)(1) of this Rule to landholders and be listed as a second party to provide the control service. WDCAs may not issue depredation permits for coyotes in the counties of Beaufort, Dare, Hyde, Tyrrell, Washington; big game animals; bats; or any species listed as endangered, threatened, or special concern under 15A NCAC 101.0103, .0104, and .0105 of this Chapter. WDCAs shall annually report to the Commission the number and disposition of animals by county. Records shall be available for inspection by a wildlife enforcement officer at any time during the posted business hours of the Commission at newwildlife.org. The Executive Director shall revoke WDCA status when there is evidence of violations of wildlife laws, failure to report, or inhumane treatment of animals by the WDCA. A WDCA may not charge for the permit, but may charge for his or her investigations and control services. Each WDCA shall renew his or her agent status every three years by showing proof of having attended at least one training course provided for the purpose of reviewing and updating information on wildlife laws and safe, humane wildlife handling techniques within the previous 12 months or agency approved continuing education credits.~~

~~(d) (c) Each depredation permit shall have an expiration date or time after which the depredation permit is no longer valid. date. The A depredation permit authorizes the possession of any wildlife resources taken under the authority of the permit permit. and Depredation permits shall be retained as long as the wildlife resource is in the permittee's authorized individual's possession. All individuals~~ Individuals taking wildlife resources under the authority of a depredation permit shall comply with the conditions ~~written on~~ of the permit and the requirements specified in this Rule.

1 ~~(e)-(f)~~ Manner of Taking:

- 2 (1) Taking Without a Permit. Wildlife taken without a permit while committing depredations to
3 property may, during the open season on the species, be taken by the landholder by any lawful
4 method. During the closed season, such depredating wildlife may be taken without a permit only by
5 the use of firearms or archery equipment as defined in 15A NCAC 10B .0116.
- 6 (2) Taking With a Permit. Wildlife taken under a depredation permit may be taken only by the method
7 or methods authorized by the permit. When trapping is authorized, in order to limit the taking to the
8 intended purpose, the permit may specify a reasonable distance from the property sought to be
9 protected, within which the traps shall be set. The Executive Director, Commission employee, or
10 ~~agent~~ WCA may also state in a permit authorizing trapping whether or not bait or lure may be used
11 and the type of bait or lure that is authorized based upon factors such as type of depredation,
12 locations of animal or damage, and local laws. In addition to any trapping restrictions that may be
13 contained in the permit, the method of trapping shall be in accordance with the requirements and
14 restrictions imposed by G.S. 113-291.6 and other local laws passed by the General Assembly. No
15 depredation permit shall authorize the use of poisons or pesticides in taking wildlife except in
16 accordance with the provisions of the North Carolina Pesticide Law of 1971, G.S. 143, Article 52,
17 the Structural Pest Control Act of 1955, G.S. 106, Article 4C, and G.S. 113, Article 22A. No
18 depredation permit shall authorize the taking of wildlife by any method by any landholder upon the
19 lands of another except when the individual is listed as a second party on a depredation permit.
- 20 (3) Intentional Wounding. It is unlawful for any landholder, with or without a depredation permit, to
21 intentionally wound a wild animal in a manner so as not to cause its immediate death as suddenly
22 and humanely as the circumstances permit.

23 ~~(f)-(g)~~ Disposition of Wildlife Taken:

- 24 (1) Generally. Except as provided by Subparagraphs (2) through (5) of this Paragraph, any wildlife
25 killed without a permit while committing depredations shall be buried or disposed of in a safe and
26 sanitary manner on the property where taken. Wildlife killed under a depredation permit may be
27 transported to an alternate disposal site if desired. Anyone in possession of carcasses of animals
28 being transported under a depredation permit shall have the depredation permit in his or her
29 possession. Except as provided by Subparagraphs ~~(f)(2) through (5) of this Rule, (2) through (5) of~~
30 this Paragraph, all wildlife killed under a depredation permit shall be buried or otherwise disposed
31 of as stated on the permit.
- 32 (2) Deer and feral swine. The edible portions of feral swine and deer may be retained by the landholder
33 for consumption but shall not be transported from the property where the depredations took place
34 without a valid depredation permit. The landholder may give a second party the edible portions of
35 feral swine or deer taken under a depredation permit. The receiver of the edible portions shall hold
36 a copy of the depredation permit. The nonedible portions of any deer carcass, including head, hide,

- 1 feet, and antlers, shall be disposed of as specified in Subparagraph (1) of this Paragraph or turned
2 over to a wildlife enforcement officer for disposition.
- 3 (3) Fox. Any fox killed under a depredation permit may be disposed of as described in Subparagraph
4 (1) of this Paragraph or, upon compliance with the fur tagging requirements of 15A NCAC 10B
5 Section .0400, the carcass or pelt thereof may be sold to a licensed fur dealer.
- 6 (4) Furbearing Animals. The carcass or pelt of any furbearing animal killed during the open season for
7 taking such furbearing animal for control of depredations to property, whether with or without a
8 permit, may be sold to a licensed fur dealer provided that the person offering such carcass or pelt
9 for sale has a valid hunting or trapping license; provided further that bobcats and otters may only be
10 sold upon compliance with any required fur tagging requirement set forth in 15A NCAC 10B
11 Section .0400.
- 12 (5) Animals Taken Alive. Wild animals in the order Carnivora, armadillos, groundhogs, nutria, and
13 beaver shall be humanely euthanized either at the site of capture or at a facility designed to humanely
14 handle the euthanasia, or such wild animals must be released on the property where captured. Feral
15 swine shall be euthanized while still in the trap in accordance with G.S. 113-291.12. For all other
16 animals taken alive, the animal shall be euthanized or released on property with permission of the
17 landowner. When the relocation site is public property, written permission shall be obtained from
18 the local, state, or federal official authorized to manage the property before any animal may be
19 released. Animals transported or held for euthanasia shall be euthanized within 12 hours of ~~capture~~
20 possession. Anyone in possession of live animals being transported for relocation or euthanasia
21 under a depredation permit shall have the depredation permit in his or her possession.
- 22 ~~(g)~~ (h) Reporting Requirements. Any landholder who kills an alligator; coyote in the counties of Beaufort, Dare,
23 Hyde, Tyrrell, or Washington; deer; Canada goose; bear; elk; or wild turkey under a valid depredation permit shall
24 report the kill on the form provided with the permit, including the number and species of animal(s) killed, and submit
25 the form upon the expiration date of the depredation permit to the Commission. Any landowner who kills a coyote in
26 the counties of Beaufort, Dare, Hyde, Tyrrell, and Washington shall report the kill, including the number of coyotes
27 killed, on the form provided with the depredation permit. The killing and method of disposition of every alligator;
28 coyote in the counties of Beaufort, Dare, Hyde, Tyrrell, and Washington; bear; or elk taken without a permit shall be
29 reported to the Wildlife Resources Commission within 24 hours following the time of such killing.
- 30 (i) Exemption for Animal Control Officers. Animal Control Officers, as defined by G.S. 130A-184(1) when in the
31 performance of official duties, shall be exempt from obtaining a depredation permit when taking wild animals that:
- 32 (1) Exhibit visible signs of rabies;
33 (2) Exhibit unprovoked aggression that may be associated with rabies;
34 (3) Are suspected to be rabid; or
35 (4) Have or may have exposed humans, pets, or livestock to rabies.
36

History Note: Authority G.S. 113-134; 113-273; 113-274; 113-291.4; 113-291.6; 113-300.1; 113-300.2; 113-307; 113-331; 113-333; 113-334(a); 113-337; Eff. February 1, 1976; Amended Eff. August 1, 2013; January 1, 2012; August 1, 2010; July 1, 2010; May 1, 2008; August 1, 2002; July 1, 1997; July 1, 1995; January 1, 1995; January 1, 1992; August 1, 1990; Temporary Amendment Eff. August 1, 2014 and shall remain in effect until amendments expire as specified in G.S. 150B-21.1(d) or the United States District Court for the Eastern District of North Carolina's court order number 2:13-CV-60-BOs signed on May 13, 2014 is rescinded, whichever date is earlier. The court order is available at www.ncwildlife.org; Temporary Amendment Eff. February 27, 2015; Amended Eff. May 1, 2021; October 1, 2019; December 1, 2016; July 1, 2016; May 1, 2016.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0110

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

The change from 24 to 12 hours in (b)(1) and (d) and the change from 1 hour to 10 minutes in (b)(2) increase the burden on your regulated public. Were these changes made in response to public comment?

Please consider adding "an" at the beginning of (b)(3).

In (e), is it necessary to say "no less than?" Rules always set minimum requirements.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10B .0110 is readopted with changes as published in 35:11 NCR 1111 as follows:

2
3 **15A NCAC 10B .0110 ATTENDANCE OF TRAPS**

4 (a) Every trap shall be visited daily and any animal caught therein removed, except for completely submerged conibear
5 type traps which shall be visited once every 72 hours and any animal caught therein removed.

6 (b) Remote trap checking systems may be used in lieu of visiting the trap, provided the system has the following
7 features:

- 8 (1) a control unit that monitors the trap in real-time ~~[remains in continuous operation]~~ and reports trap
9 status and unit status to a centralized application database at least once every ~~[24]~~ 12 hours;
10 (2) a software application that notifies the user of unit status, ~~[notification alarms that report]~~ trap
11 ~~[closures,~~ activity, and system health issues within ~~[one hour]~~ 10 minutes of ~~[detection]~~ these events
12 via ~~[email]~~ email, ~~[and]~~ text-based messaging ~~[systems;~~ systems, ~~[and]~~ or an in-application
13 notification; and
14 (3) on-demand ~~[control unit testing capabilities for determining trap status, signal strength, and battery~~
15 ~~condition via remote system check in.]~~ test procedure that is used at each deployment of a unit to
16 confirm that the unit is placed in a location where its wireless communication can be received and
17 processed.

18 (c) If the remote trap checking system control unit reports a trap closure, the trap shall be physically visited within 24
19 hours of the time the trap was reported closed.

20 (d) If a remote trap checking system control unit fails to report ~~[trap]~~ its status ~~[within]~~ after a ~~[24-hour]~~ 12-hour
21 period, or reports a system health issue, the trap shall be physically visited within 24 hours of the last time ~~[an open~~
22 ~~trap signal]~~ a status report was ~~[received;]~~ sent.

23 (e) Remote trap checking system users shall maintain records of trap status and notification alarms for a period of no
24 less than seven days after receipt. Records shall be made available for inspection upon request by a representative of
25 the Commission.

26
27 *History Note:* Authority G.S. 113-134; 113-291.6;
28 Eff. February 1, 1976;
29 Amended Eff. August 1, 2002; July 1, 1988.
30 Readopted Eff. August 1, 2021
31

1 15A NCAC 10B .0116 is amended as published in the 35:11 NCR 1111 as follows:

2
3 **15A NCAC 10B .0116 PERMITTED ARCHERY EQUIPMENT**

4 (a) "Archery equipment" means any device that has a solid, stationary handle, two limbs, and a string, that uses non-
5 pneumatic means to propel a single arrow or bolt and may be used to take game and nongame species.

6 (b) ~~When used for taking bear, deer, elk, wild turkey, alligator, and feral swine, longbows~~ Longbows and recurved
7 bows ~~having shall have~~ a minimum pull of 40 pounds, compound bows having a minimum pull of 35 pounds, and
8 crossbows ~~having shall have~~ a minimum pull of 100 pounds. ~~pounds shall be used for taking bear, deer, elk, wild~~
9 ~~turkey, alligator, and feral swine.~~

10 (c) Archery equipment utilizing an elastic string and having a minimum pull of 40 pounds may be used to take deer,
11 wild turkey, small game animals, nongame animals, and nongame fish.

12 (d) Only arrows and bolts with a fixed minimum broadhead width of seven-eighths of an inch or a mechanically
13 opening broadhead with a width of at least seven-eighths of an inch in the open position shall be used for taking bear,
14 deer, elk, wild turkey, alligator, and feral swine.

15 (e) Blunt-type arrow heads may be used in taking small animals and birds including rabbits, squirrels, quail, grouse,
16 and pheasants.

17 (f) Poisonous, drugged, or explosive arrowheads shall not be used for taking any wildlife.

18
19 *History Note: Authority G.S. 113-134; 113-291.1(a);*

20 *Eff. September 1, 1980;*

21 *Amended Eff. August 1, 2014; August 1, 2012; July 10, 2010; May 1, 2007; August 1, 2002; July 1,*
22 *2000; July 1, 1998; July 1, 1996; August 1, 1990;*

23 *Readopted Eff. August 1, 2019.*

24 *Amended August 1, 2021*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0202

DEADLINE FOR RECEIPT: April 8, 2021

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In reviewing this Rule, the staff recommends the following technical changes be made:

Please consider making (a)(6) two sentences: "...through the following Sunday. When November 1 falls on a Sunday, the season shall be from..."

In your History Note, please add "Temporary Amendment Eff. September 1, 2020.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10B .0202 is amended as published in the 35:11 NCR 1111 as follows:

2
3 **15A NCAC 10B .0202 BEAR**

4 (a) Open Seasons for hunting bear shall be from the:

- 5 (1) Monday on or nearest October 15 through the Saturday before Thanksgiving and the third Monday
6 after Thanksgiving through January 1 in and west of Surry, Wilkes, Caldwell, Burke, and Cleveland
7 counties;
- 8 (2) Second Monday in November through January 1 in Bladen, Brunswick, Carteret, Columbus,
9 Cumberland, Duplin, New Hanover, Onslow, Pamlico, Pender, Robeson, and Sampson counties;
- 10 (3) Second Saturday in November through the second Sunday thereafter and the third Saturday after
11 Thanksgiving through the fifth Sunday after Thanksgiving in Beaufort, Bertie, Craven, Hertford,
12 Jones, Martin, and Washington counties;
- 13 (4) Second Saturday in November through the third Sunday thereafter and the third Saturday after
14 Thanksgiving through the fifth Sunday after Thanksgiving in Dare, Hyde, and Tyrrell counties;
- 15 (5) Second Saturday in November through the second Sunday thereafter and the third Saturday after
16 Thanksgiving through the fifth Sunday after Thanksgiving in Currituck, Gates, and Perquimans
17 counties;
- 18 (6) Second Sunday in November through the following ~~Sunday~~ Sunday, when November 1 falls on a
19 Sunday the season shall be from the third Sunday in November through the following Sunday, and
20 the third Saturday after Thanksgiving through the fifth Sunday after Thanksgiving in Camden,
21 Chowan, and Pasquotank counties;
- 22 (7) Third Saturday in November though the fifth Sunday thereafter in Edgecombe, Greene, Halifax,
23 Lenoir, Nash, Northampton, Pitt, Wayne, and Wilson counties; and
- 24 (8) Concurrent with the open season for all lawful weapons for hunting deer as specified in 15A NCAC
25 10B .0203(a)(1) in Alamance, Alexander, Anson, Cabarrus, Caswell, Catawba, Chatham, Davie,
26 Davidson, Durham, Franklin, Forsyth, Gaston, Granville, Guilford, Harnett, Hoke, Iredell, Johnston,
27 Lee, Lincoln, Mecklenburg, Montgomery, Moore, Orange, Person, Randolph, Richmond,
28 Rockingham, Rowan, Scotland, Stanly, Stokes, Union, Vance, Wake, Warren, and Yadkin counties.

29 (b) Restrictions

- 30 (1) For purposes of this Paragraph, "bait" means any natural, unprocessed food product that is a grain,
31 fruit, nut, vegetable, or other material harvested from a plant crop that is not modified from its raw
32 components.
- 33 (2) Bears shall not be taken with the use or aid of:
 - 34 (A) any processed food product as defined in G.S. 113-294(r), any animal, animal part or
35 product, salt, salt lick, honey, sugar, sugar-based material, syrups, candy, pastry, gum,
36 candy block, oils, spices, peanut butter, or grease;
 - 37 (B) any extracts of substances identified in Part (A) of this Subparagraph;

- 1 (C) any substances modified by substances identified in Part (A) of this Subparagraph,
2 including any extracts of those substances; or
- 3 (D) any bear bait attractant, including sprays, aerosols, scent balls, and scent powders.
- 4 (3) Bears may be taken with the aid of bait from the Monday on or nearest October 15 to the Saturday
5 before Thanksgiving in the counties in Subparagraph (a)(1) of this Rule.
- 6 (4) Bears may be taken with the aid of bait during the entire open season in the counties identified in
7 Subparagraphs (a)(2) through (a)(6) of this Rule.
- 8 (5) Bears shall not be taken while in the act of consuming bait.
- 9 (6) Hunters shall not take bears using dogs in the following counties: Alamance south of Interstate 85,
10 Anson west of N.C. Hwy 742, Cabarrus, Chatham, Davie, Davidson, Franklin, Forsyth, Gaston,
11 Guilford, Lee, Lincoln, Mecklenburg, Montgomery, Orange south of Interstate 85, Randolph,
12 Rockingham, Rowan, Stanly, Union, and Wake south of N.C. Hwy 98. In all other counties and
13 parts of counties, hunters may take bears using dogs and may release dogs in the vicinity of bait.
- 14 (c) No Open Season. It shall be unlawful to take bear on posted bear sanctuaries except when authorized by permit
15 issued by the Commission. See 15A NCAC 10D .0106 for posted bear sanctuaries.
- 16 (d) The daily bag limit for bear is one, the possession limit is one, and the season limit is one.
- 17
- 18 *History Note: Authority G.S. 113-134; 113-291.1; 113-291.2; 113-291.7; 113-305;*
19 *Eff. February 1, 1976;*
20 *Amended Eff. July 1, 1998; September 1, 1995; July 1, 1995; July 1, 1994; April 14, 1992;*
21 *Temporary Amendment Eff. July 1, 1999;*
22 *Amended Eff. July 1, 2000;*
23 *Temporary Amendment Eff. July 1, 2002;*
24 *Amendment Eff. August 1, 2002;*
25 *Temporary Amendment Eff. September 1, 2003;*
26 *Temporary Amendment Expired Eff. December 27, 2003;*
27 *Amended Eff. August 1, 2015; August 1, 2014; August 1, 2012; August 1, 2010; May 1, 2009; May*
28 *1, 2008; May 1, 2007; May 1, 2006; June 1, 2005;*
29 *Temporary Amendment Eff. May 31, 2016;*
30 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016;*
31 *Temporary Amendment Eff. August 1, 2018;*
32 *Amended Eff. August 1, 2021; August 1, 2019.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0203

DEADLINE FOR RECEIPT: April 8, 2021

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In reviewing this Rule, the staff recommends the following technical changes be made:

On page 3, lines 3 and 5, please be consistent by using either a colon or semicolon in both places before "that." If you use a semicolon, please do not capitalize "that."

On page 4, in (c)(3), please put quotations marks around "blackpowder firearms" since you are defining the term and remove the quotations surrounding the definition itself.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10B .0203 is amended as published in the 35:11 NCR 1112 as follows:

2
3 **15A NCAC 10B .0203 DEER (WHITE-TAILED)**

4 (a) Open Seasons (All Lawful Weapons) for hunting deer:

5 (1) Deer With Visible Antlers. Deer with antlers or spikes protruding through the skin, as distinguished
6 from knobs or buttons covered by skin or velvet, may be taken on all game lands except Buffalo
7 Cove, Nicholson Creek, Rockfish Creek, Sandhills, and South Mountains Game Lands (Refer to
8 15A NCAC 10D .0103 for Deer With Visible Antlers seasons on these Game Lands), during the
9 following seasons:

10 (A) Saturday on or nearest October 15 through January 1 in all of Beaufort, Bladen, Brunswick,
11 Carteret, Columbus*, Cumberland, Craven, Dare, Duplin, Harnett, Hoke, Hyde, Jones,
12 Lenoir, Moore, New Hanover, Onslow, Pamlico, Pender, Richmond, Robeson, Sampson,
13 Scotland, Tyrrell, and Washington counties.

14 *Unlawful to hunt or kill deer in Lake Waccamaw or within 50 yards of its shoreline.

15 (B) Saturday on or nearest October 15 through January 1 in all of Bertie, Camden, Chowan,
16 Currituck, Edgecombe, Franklin, Gates, Greene, Halifax, Hertford, Johnston, Martin,
17 Nash, Northampton, Pasquotank, Perquimans, Pitt, Vance, Wake, Warren, Wayne, and
18 Wilson counties.

19 (C) Saturday before Thanksgiving Day through January 1 in all of Alexander, Alleghany, Ashe,
20 Catawba, Cleveland, Davie, Forsyth, Gaston, Iredell, Lincoln, Polk, Rutherford, Stokes,
21 Surry, Watauga, Wilkes, and Yadkin counties.

22 (D) Monday of Thanksgiving week through the third Saturday after Thanksgiving Day in all
23 of Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Graham, Haywood, Henderson,
24 Jackson, Macon, Madison, McDowell, Mitchell, Swain, Transylvania, and Yancey
25 counties.

26 (E) Two Saturdays before Thanksgiving Day through January 1 in all of Alamance, Anson,
27 Cabarrus, Caswell, Chatham, Davidson, Durham, Granville, Guilford, Lee, Mecklenburg,
28 Montgomery, Orange, Person, Randolph, Rockingham, Rowan, Stanly, and Union
29 counties.

30 (F) Saturday on or nearest September 10 through January 1 in those parts of Camden, Gates,
31 and Pasquotank counties known as the Dismal Swamp National Wildlife Refuge; in those
32 parts of Hyde, Tyrrell, and Washington counties known as the Pocosin Lakes National
33 Wildlife Refuge; in that part of Hyde county known as Lake Mattamuskeet National
34 Wildlife Refuge; in those parts of Dare and Hyde counties known as Alligator River
35 National Wildlife Refuge; in those parts of Anson and Richmond counties known as the
36 Pee Dee National Wildlife Refuge; and in that part of Currituck County known as the
37 Mackay Island National Wildlife Refuge.

- (2) Deer of Either Sex. Except on Game Lands, deer of either sex may be taken during the open seasons and in the counties and portions of counties listed in Parts (A), (B), (C), (D), (E), (F), and (G) of this Subparagraph (Refer to 15A NCAC 10D .0103 for either-sex deer seasons on Game Lands). Deer of either sex may be taken during the open season identified in Part (H) of this Subparagraph.
- (A) The open either-sex deer hunting dates established by the U.S. Fish and Wildlife Service during the period from the Saturday on or nearest September 10 through January 1 in those parts of Camden, Gates, and Pasquotank counties known as the Dismal Swamp National Wildlife Refuge; in those parts of Hyde, Tyrrell, and Washington counties known as the Pocosin Lakes National Wildlife Refuge; in those parts of Anson and Richmond counties known as the Pee Dee National Wildlife Refuge; and in those parts of Currituck County known as the Currituck National Wildlife Refuge and the Mackay Island National Wildlife Refuge.
- (B) The open either-sex deer hunting dates established by the appropriate military commands at each of the military installations listed in this Paragraph, during the period from Saturday on or nearest October 15 through January 1 in that part of Brunswick County known as the Sunny Point Military Ocean Terminal, in that part of Craven County known and marked as Cherry Point Marine Base, in that part of Onslow County known and marked as the Camp Lejeune Marine Base, on Fort Bragg Military Reservation, and on Camp Mackall Military Reservation.
- (C) Youth either-sex deer hunts. First Saturday in October for youth either-sex deer hunting by permit only on a portion of Belews Creek Steam Station in Stokes County designated by agents of the Commission; the third Saturday in October for youth either-sex deer hunting by permit only on Mountain Island State Forest in Lincoln and Gaston counties; and the second Saturday in November for youth either-sex deer hunting by permit only on apportion of Warrior Creek located on W. Kerr Scott Reservoir, Wilkes County designated by agents of the Commission. A youth is defined as a person under 18 years of age.
- (D) The first open Saturday of the Deer with Visible Antlers season described in Subparagraph (a)(1) of this Rule in all of Buncombe*, Haywood, Henderson, Madison, and Transylvania counties.
- *Except for that part east of NC 191, south of the French Broad and Swannanoa Rivers, west of US 25, and north of NC 280
- (E) The first open day of the Deer With Visible Antlers season described in Subparagraph (a)(1) of this Rule through the first Saturday thereafter in all of Avery, Burke, Caldwell, McDowell, Mitchell, and Yancey counties.
- (F) The first open day of the Deer with Visible Antlers season described in Subparagraph (a)(1) of this Rule through the second Friday thereafter in all of Cleveland, Polk, and Rutherford counties.

- (G) All the open days of the Deer With Visible Antlers season described in Subparagraph (a)(1) of this Rule in and east of Ashe, Watauga, Wilkes, Alexander, Catawba, Lincoln, and Gaston counties and in the following parts of counties: Buncombe: That part east of NC 191, south of the French Broad and Swannanoa Rivers, west of US 25, and north of NC 280; and Henderson; That part east of NC 191 and north and west of NC 280.
- (H) The fourth Saturday in September in all counties, subject to the following restriction: only persons under the age of 18 years may hunt.
- (b) Open Seasons (Archery) for hunting deer:
- (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph and the bag limits set out in Paragraph (e) of this Rule, deer may be taken with archery equipment during the following seasons:
- (A) Saturday on or nearest September 10 through the day immediately preceding the first open day of the Blackpowder Firearms and Archery Seasons described in Subparagraph (c)(1) of this Rule; and the Sunday immediately following the closing of blackpowder firearms and archery season identified in Part (c)(1)(B) of this Rule to the Sunday before Thanksgiving in the counties and parts of counties having the open seasons for Deer With Visible Antlers specified by Part (a)(1)(D) of this Rule except on Buffalo Cove, Nicholson Creek, Rockfish Creek, Sandhills, and South Mountains Game Lands (Refer to 15A NCAC 10D .0103 for Archery seasons on these Game Lands).
- (B) Sunday immediately following the closing of the open season for Deer With Visible Antlers through January 1 in the counties and parts of counties having the open season for Deer With Visible Antlers specified by Part (a)(1)(D) of this Rule.
- (2) Restrictions
- (A) In the areas of the State where the Commission is authorized to regulate the use of dogs as provided in G.S. 113-291.5, dogs may not be used for hunting deer during the archery season, except a single dog on a leash may be used to retrieve a dead or wounded deer in accordance with G.S. 113-291.1(k).
- (B) Only archery equipment of the types authorized in 15A NCAC 10B .0116 for taking deer may be used during the archery deer hunting season.
- (C) Deer of either sex may be taken during archery seasons specified by Part (b)(1)(A) of this Rule.
- (D) Only deer with antlers or spikes protruding through the skin, as distinguished from knobs or buttons covered by skin or velvet, shall be taken during the archery season specified by Part (b)(1)(B) of this Rule.
- (c) Open Seasons (Blackpowder Firearms and Archery) for hunting deer:
- (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph, deer may be taken only with blackpowder firearms and archery equipment during the following seasons:

- 1 (A) Two Saturdays preceding the first day of the Deer with Visible Antlers seasons described
2 in Parts (a)(1)(A), (B), (C), (E), and (F) of this Rule through the second Friday thereafter
3 except on Buffalo Cove, Nicholson Creek, Rockfish Creek, Sandhills, and South
4 Mountains Game Lands (Refer to 15A NCAC 10D .0103 for Blackpowder Firearms and
5 Archery seasons on these Game Lands):
- 6 (B) Monday on or nearest October 1 through the second Saturday thereafter in the counties and
7 parts of counties having the open seasons for Deer With Visible Antlers specified by Part
8 (a)(1)(D) of this Rule.
- 9 (2) Restrictions
- 10 (A) Deer of either sex may be taken during blackpowder firearms and archery season in any
11 county or county part set forth in Part (a)(2)(G) of this Rule that has either-sex days for all
12 lawful weapons and in the following counties: Polk, Rutherford, McDowell, Burke,
13 Caldwell, and Cleveland. Deer of either sex may be taken on the first Saturday day of this
14 season only in all other counties.
- 15 (B) In the areas of the State where the Commission is authorized to regulate the use of dogs as
16 provided in G.S. 113-291.5, dogs shall not be used for hunting deer during the blackpowder
17 firearms and archery seasons, except a single dog on a leash may be used to retrieve a dead
18 or wounded deer in accordance with G.S. 113-291.1(k).
- 19 (3) As used in this Rule, blackpowder firearms means "Any firearm - including any firearm with a
20 matchlock, flintlock, percussion cap, or similar type of ignition system - manufactured in or before
21 1898, that cannot use fixed ammunition; any replica of this type of firearm if such replica is not
22 designed or redesigned for using rimfire or conventional centerfire fixed ammunition; and any
23 muzzle-loading rifle, muzzle-loading shotgun, or muzzle-loading or cylinder-loading handgun that
24 is designed to use blackpowder, blackpowder substitute, or any other propellant loaded through the
25 ~~muzzle or cylinder~~ muzzle, cylinder, or breech and that cannot use fixed ammunition."
- 26 (d) Open Season (Urban Season) for hunting deer:
- 27 (1) Authorization. Subject to the restrictions set out in Subparagraph (3) of this Paragraph and the bag
28 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow in
29 participating cities in the State, as defined in G.S. 160A-1(2), from the second Saturday following
30 January 1 through the sixth Sunday thereafter. Deer shall not be taken on any game land or part
31 thereof that occurs within a city boundary.
- 32 (2) Participation. Cities that intend to participate in the urban season shall send a letter to that effect no
33 later than April 1 of the year prior to the start of the urban season to the Executive Director or his
34 designee at 1722 Mail Service Center, Raleigh, N.C. 27699-1700. Cities shall also submit a map of
35 the city's boundaries within which the urban season shall apply.
- 36 (3) Restrictions:

(A) In the areas of the State where the Commission is authorized to regulate the use of dogs as provided in G.S. 113-291.5, dogs shall not be used for hunting deer during the urban season, except a single dog on a leash may be used to retrieve a dead or wounded deer in accordance with G.S. 113-291.1(k).

(B) Only archery equipment of the types authorized in 15A NCAC 10B .0116 for taking deer shall be used during the urban season.

(e) Bag limits. The possession and season limit is six deer, two of which may be deer with visible antlers and four of which may be antlerless deer. Antlerless deer include males with knobs or buttons covered by skin or velvet as distinguished from spikes protruding through the skin. In addition to the bag limits described above, a hunter may obtain multiple bonus antlerless deer harvest report cards from the Wildlife Resources Commission or any Wildlife Service Agent to allow the harvest of two additional antlerless deer per card for deer harvested during the season described in Paragraph (d) of this Rule within the boundaries of participating municipalities, except on State-owned game lands. Antlerless deer harvested and reported on the bonus antlerless harvest report card shall not count as part of the possession and season limit. The bag limits described above do not apply to deer harvested in areas covered in the Deer Management Assistance Program (DMAP) as described in G.S. 113-291.2(e) for those individuals using Commission-issued DMAP tags and reporting harvest as described on the DMAP license. Season bag limits shall be set by the number of DMAP tags issued and in the hunters' possession. All deer harvested under this program, regardless of the date of harvest, shall be tagged with these DMAP tags and reported as instructed on the DMAP license. The hunter does not have to validate the Big Game Harvest Report Card provided with the hunting license for deer tagged with the DMAP tags. Any deer harvested on lands enrolled in the DMAP and not tagged with DMAP tags may only be harvested during the regularly established deer seasons subject to all the restrictions of those seasons, including bag limits, and reported using the big game harvest report card or the bonus antlerless harvest report card.

History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.1; 113-291.2; 113-291.5;
Eff. February 1, 1976;
Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996, July 1, 1995; December 1, 1994; July 1,
1994; July 1, 1993;
Temporary Amendment Eff. July 1, 1999;
Amended Eff. July 1, 2000;
Temporary Amendment Eff. July 1, 2002; July 1, 2001;
Amended Eff. August 1, 2002 (Approved by RRC on 06/21/01 and 04/18/02);
Temporary Amendment Eff. June 1, 2003;
Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,
2003);
Amended Eff. August 1, 2021; August 1, 2020; August 1, 2018; August 1, 2017; August 1, 2016;
August 1, 2015; August 1, 2014; August 1, 2013; August 1, 2012; August 1, 2011; July 10, 2010;
June 1, 2008; May 1, 2007; May 1, 2006; June 1, 2005.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0227

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Throughout this Rule, were the changes made in response to public comment?

Throughout this Rule, is it necessary to say "at least?" Rules always set minimum requirements.

In (a), if you are defining a term, please place the term in quotations.

In (b), you already identify (1) and (2) as "minimum qualifications." Is it necessary to say "at least" and "a minimum of" in (b)(1) and (2)?

In (c), is the "Wildlife Action Plan" in rule or is the Plan exempt from the rulemaking process?

In (d), does the website only provide contact information or does it provide substantive requirements that meet the definition of a "rule" in 150B-2(8a)?

In (e), is it necessary to say "at a minimum?" Rules always set minimum requirements.

For the list in (e), please do not capitalize the first word for each item in the list.

In (e)(3), delete or define "clearly."

In (f), what are the properties inspected for? Compliance with this Rule?

In (g)(1), please end this sentence with a period instead of a semicolon to match the other items in this list.

In (g)(4), do you mean "no wild birds shall be taken?"

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10B .0227 is adopted with changes as published in 35:11 NCR 1115-1116 as follows:

2
3 **15A NCAC 10B .0227 WILD QUAIL MANGEMENT AREAS**

4
5 (a) A Wild Quail Management Area shall be land maintained to enhance enjoyment of sportsmen and support wild
6 bobwhite quail conservation under signed agreement between the landowner(s) and the Wildlife Resources
7 Commission.

8 (b) The following minimum qualifications shall apply to all Wild Quail Management Areas:

9 (1) At least [1,500] 500 acres of contiguous land; and

10 (2) A minimum of 225 acres or 15% of the [land] land, whichever is greater, shall be maintained in
11 year-round bobwhite quail habitat.

12 (c) Wild bobwhite quail habitat shall be any habitat described as early successional habitat within the North Carolina
13 Wildlife Action Plan, available online, free of charge, at www.ncwildlife.org.

14 (d) Landowners interested in establishing a Wild Quail Management Area shall contact the Commission as described
15 on the Commission's website at www.ncwildlife.org.

16 (e) The signed agreement between the landowner(s) and the Commission shall include at a minimum:

17 (1) A list of all owners of land included in the Wild Quail Management Area;

18 (2) County parcel identification information for each parcel to be included in the Wild Quail
19 Management Area;

20 (3) A scaled map of the Wild Quail Management Area with the areas to be maintained in year-round
21 bobwhite quail habitat clearly identified;

22 (4) Management practices to be used to maintain bobwhite quail habitat and populations; and

23 (5) Any reporting requirements in addition to the minimum requirements in (g)(6) that are specific to
24 the individual Wild Quail Management Area.

25 (f) Property inspection:

26 (1) All potential properties shall be inspected by a representative of the Commission prior to acceptance
27 into the program; and

28 (2) Wild Quail Management Areas shall be inspected by a representative of the Commission at least
29 once every five years.

30 (g) The following shall apply to all Wild Quail Management Areas:

31 (1) No domestically raised upland game birds shall be released on Wild Quail Management Areas;

32 (2) The hunting of wild bobwhite quail shall only be permitted during the established seasons in 15A
33 NCAC 10B .0208.

34 (3) Supplemental feeding, if conducted, shall be for the primary purpose of ensuring that wild bobwhite
35 quail populations remain stable during droughts or other periods of stressful environmental
36 conditions. Supplemental feed shall:

- 1 (A) be broadcast into quail habitat along a minimum linear distance of at least one mile per 100
2 acres of habitat at a rate of three bushels per mile;
3 (B) be broadcast on a bi-weekly schedule during at least five months each year
4 (C) be broadcast using a non-stationary spreader;
5 (D) be only natural grains or seed; and
6 (E) not be placed to attract birds for the purpose of hunting.
7 (4) Except for wild bobwhite quail on Wild Quail Management Areas, no wild birds may be taken near
8 or with the aid of supplemental feed.
9 (5) Trapping for raccoon, striped skunk, and opossum on Wild Quail Management Areas for the purpose
10 of nest predator control shall be allowed from the end of the established trapping season in 15A
11 NCAC 10B .0303 through May 31. Enclosed foot-hold traps with a one-way trigger or cage traps
12 may be used, and trapped raccoons, striped skunks, and opossums may be euthanized or released at
13 the trap site.
14 (6) An annual report for the period of June 1 through May 31 shall be submitted to the Commission
15 within 30 days of the end of the reporting period, and shall include at least the following:
16 (A) number of days and hours wild bobwhite quail were hunted;
17 (B) total annual harvest of wild bobwhite quail;
18 (C) total number of coveys flushed;
19 (D) supplemental feeding activities;
20 (E) number of trap nights, number of animals trapped and their disposition or release, by
21 species, for trapping activity conducted during trapping seasons established by 15A NCAC
22 10B .0303; and
23 (F) number of trap nights, number of animals trapped and their disposition or release, by
24 species, for trapping activity conducted outside of trapping seasons established by 15A
25 NCAC 10B .0303.

26
27 *History Note:* Authority G.S. 113-134; 113- 291.1;
28 Eff. August 1, 2021.
29

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0205

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Were the changes made post-publication made in response to public comment?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10C .0205 is amended with changes as published in the 35:11 NCR 1116-1124 as follows:

2
3 **15A NCAC 10C .0205 PUBLIC MOUNTAIN TROUT WATERS**

4 (a) For purposes of this Rule, the following definitions apply:

- 5 (1) "Natural bait" means any living or dead organism (plant or animal), or parts thereof, or prepared
6 substances designed to attract fish by the sense of taste or smell.
7 (2) "Single hook" means a fish hook with only one point.
8 (3) "Artificial lure" means a fishing lure that neither contains nor has been treated by any substance that
9 attracts fish by the sense of taste or smell.
10 (4) "Artificial fly" means one single hook dressed with feathers, hair, thread, tinsel, rubber, or any
11 similar material to which no additional hook, spinner, spoon or similar device is added.
12 (5) "Youth anglers" are individuals under 18 years of age.

13 (b) For purposes of this Rule, 15A NCAC 10C .0316, and 15A NCAC 10D .0104, the following classifications apply:

- 14 (1) "Public Mountain Trout Waters" are all waters included in this Rule and so designated in 15A NCAC
15 10D .0104.
16 (2) "Catch and Release/Artificial Flies and Lures Only Trout Waters" are Public Mountain Trout Waters
17 where only artificial flies and lures having one single hook may be used. No trout may be possessed
18 or harvested while fishing these streams. Waters designated as such include tributaries unless
19 otherwise noted.
20 ~~(3) "Catch and Release/Artificial Lures Only Trout Waters" are Public Mountain Trout Waters where~~
21 ~~only artificial lures having one single hook may be used. No trout may be possessed or harvested~~
22 ~~while fishing these streams. Waters designated as such include tributaries unless otherwise noted.~~
23 ~~(4)(3)~~ (3) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and
24 one-half hour after sunset on the Friday before the first Saturday of the following June, it is unlawful
25 to possess natural bait, use more than one single hook on an artificial lure, or harvest or possess trout
26 while fishing. From 6:00 a.m. on the first Saturday in June until noon that same day, only youth
27 anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday
28 in June until October 1, anglers of all ages may fish and these waters have no bait or lure restrictions.
29 Waters designated as such do not include tributaries unless otherwise noted.
30 ~~(5)(4)~~ (4) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure
31 restrictions. Waters designated as such do not include tributaries unless otherwise noted.
32 ~~(6)(5)~~ (5) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific
33 regulations apply. Waters designated as such do not include tributaries unless otherwise noted.
34 ~~(7)(6)~~ (6) "Wild Trout Waters" are Public Mountain Trout Waters which are identified as such in this Rule or
35 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person
36 shall possess natural bait while fishing these waters. Waters designated as such do not include
37 tributaries unless otherwise noted.

~~(8)(7)~~ "Wild Trout Waters/Natural Bait" are Public Mountain Trout Waters where all artificial lures and natural baits, except live fish, may be used provided they are fished using only one single hook. Waters designated as such include tributaries unless otherwise noted.

~~(9)(8)~~ "Undesignated Waters" are all other waters in the State. These waters have no bait or lure restrictions. ~~Trout may not be possessed while fishing these waters from March 1 until 7:00 a.m. on the first Saturday in April.~~

(c) Seasons, creel, and size limits. Seasons, creel, and size limits for trout in all waters are listed in Rule .0316 of this Subchapter.

(d) Classifications. This Paragraph designates waters in each county that have a specific classification. Waters on game lands are so designated in 15A NCAC 10D .0104, unless otherwise indicated in this Paragraph. All other waters are classified as Undesignated Waters.

(1) Alleghany

(A) Delayed Harvest Trout Waters are as follows:

Little River (S.R. 1133 bridge to 275 yards downstream of the intersection of S.R. 1128 and S.R. 1129 [marked by a sign on each bank])

(B) Hatchery Supported Trout Waters are as follows:

Big Pine Creek [~~S.R. 1464 bridge to confluence with Brush Creek~~]

Bledsoe Creek

Brush Creek (N.C. 21 bridge to confluence with Little River, except where posted against trespassing)

Cranberry Creek

(Big) Glade Creek

Little River (275 yards downstream from the intersection of S.R. 1128 and S.R. 1129 [marked by a sign on each bank] to McCann Dam)

Meadow Fork

Pine Swamp Creek

Piney Fork

Prathers Creek

(C) Wild Trout Waters are as follows:

All waters located on Stone Mountain State Park

(2) Ashe County

(A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:

Big Horse Creek (Virginia state line to Mud Creek at S.R. 1363, excluding tributaries)

(B) Delayed Harvest Trout Waters are as follows:

Big Horse Creek (S.R. 1324 bridge to North Fork New River)

Helton Creek (SR 1372 bridge to North Fork New River)

South Fork New River (upstream end of Todd Island to the SR 1351 bridge)

- 1 Trout Lake
- 2 (C) Hatchery Supported Trout Waters are as follows:
- 3 Beaver Creek (N.C. 221 to confluence of Beaver Creek and South Beaver Creek)
- 4 Big Horse Creek (Mud Creek at S.R. 1363 to S.R. 1324 bridge)
- 5 Big Laurel Creek (S.R. 1315 bridge to confluence with North Fork New River)
- 6 Buffalo Creek (S.R. 1133 bridge to N.C. 194-88 bridge)
- 7 Cranberry Creek (Alleghany Co. line to South Fork New River)
- 8 Nathans Creek
- 9 North Fork New River (Watauga Co. line to Sharp Dam)
- 10 Old Fields Creek (N.C. 221 to South Fork New River)
- 11 Peak Creek (headwaters to Trout Lake, except Blue Ridge Parkway waters)
- 12 Roan Creek
- 13 Three Top Creek
- 14 (3) Avery County
- 15 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 16 Elk River (portion on Lees-McRae College property, excluding the millpond)
- 17 Lost Cove Creek (game land portion, excluding Gragg Prong and Rockhouse Creek)
- 18 Wilson Creek (game land portion)
- 19 ~~(B) — Catch and Release/Artificial Lures Only Trout Waters are as follows:~~
- 20 ~~Wilson Creek (game land portion)~~
- 21 ~~(C)~~(B) Hatchery Supported Trout Waters are as follows:
- 22 Boyde Coffey Lake
- 23 Elk River (S.R. 1305 crossing immediately upstream of Big Falls to the Tennessee state
- 24 line)
- 25 Linville River (Land Harbor line [below dam] to the Blue Ridge Parkway boundary line,
- 26 except where posted against trespassing)
- 27 Milltimber Creek
- 28 North Toe River — upper (Watauga St. to Roby Shoemaker Wetlands and Family
- 29 Recreational Park, except where posted against trespassing)
- 30 North Toe River — lower (S.R. 1164 to Mitchell Co. line, except where posted against
- 31 trespassing)
- 32 Squirrel Creek
- 33 Wildcat Lake
- 34 ~~(D)~~(C) Wild Trout Waters are as follows:
- 35 Birchfield Creek
- 36 Cow Camp Creek
- 37 Cranberry Creek (headwaters to U.S. 19E/N.C. 194 bridge)

- 1 Gragg Prong
2 Horse Creek
3 Kentucky Creek
4 North Harper Creek
5 Plumtree Creek
6 Roaring Creek
7 Rockhouse Creek
8 Shawneehaw Creek (portion adjacent to Banner Elk Greenway)
9 South Harper Creek
10 Webb Prong
- 11 (4) Buncombe County
- 12 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
13 Carter Creek (game land portion)
- 14 (B) Hatchery Supported Trout Waters are as follows:
15 Bent Creek (headwaters to N.C. Arboretum boundary line)
16 Cane Creek (headwaters to S.R. 3138 bridge)
17 Corner Rock Creek (Little Andy Creek to confluence with Walker Branch)
18 Dillingham Creek (Corner Rock Creek to Ivy Creek)
19 Ivy Creek (Ivy River)(Dillingham Creek to U.S. 19-23 bridge)
20 Lake Powhatan
21 Reems Creek (Sugar Camp Fork to U.S. 19-23 bridge, except where posted against
22 trespassing)
23 Rich Branch (downstream from the confluence with Rocky Branch)
24 Stony Creek
25 Swannanoa (S.R. 2702 bridge near Ridgecrest to Wood Avenue bridge [intersection of
26 N.C. 81 and U.S. 74A in Asheville], except where posted against trespassing)
- 27 (5) Burke County
- 28 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
29 Henry Fork (portion on South Mountains State Park)
- 30 (B) Delayed Harvest Trout Waters are as follows:
31 Jacob Fork (Shinny Creek to lower South Mountains State Park boundary)
- 32 (C) Hatchery Supported Trout Waters are as follows:
33 Carroll Creek (game land portion above S.R. 1405)
34 Henry Fork (lower South Mountain State Park line downstream to S.R. 1919 at Ivy Creek)
35 Linville River portion within Linville Gorge Wilderness area and portion below Lake
36 James powerhouse from upstream bridge on S.R. 1223 to Muddy Creek)
- 37 (D) Special Regulation Trout Waters are as follows:

- 1 Catawba River (Muddy Creek to City of Morganton water intake dam)
- 2 (E) Wild Trout Waters are as follows:
- 3 All waters located on South Mountains State Park, except those waters identified in Parts
- 4 A and B of this Subparagraph
- 5 (6) Caldwell County
- 6 (A) Delayed Harvest Trout Waters are as follows:
- 7 Wilson Creek (game land portion below Lost Cove Creek to Philips Branch)
- 8 (B) Hatchery Supported Trout Waters are as follows:
- 9 Boone Fork Pond
- 10 Buffalo Creek (mouth of Joes Creek to McCloud Branch)
- 11 Joes Creek (first falls upstream of S.R. 1574 to confluence with Buffalo Creek)
- 12 Wilson Creek (Phillips Branch to Brown Mountain Beach Dam, except where posted
- 13 against trespassing)
- 14 Yadkin River (Happy Valley Ruritan Community Park to S.R. 1515)
- 15 (C) Wild Trout Waters are as follows:
- 16 Buffalo Creek (Watauga Co. line to Long Ridge Branch including game land tributaries)
- 17 Joes Creek (Watauga Co. line to first falls upstream of the end of S.R. 1574)
- 18 Rockhouse Creek
- 19 (7) Cherokee County
- 20 (A) Hatchery Supported Trout Waters are as follows:
- 21 Davis Creek (confluence of Bald and Dockery creeks to Hanging Dog Creek)
- 22 Hyatt Creek (Big Dam Branch to Valley River)
- 23 Junaluska Creek (Ashturn Creek to Valley River)
- 24 Shuler Creek (Joe Brown Hwy [S.R. 1325] bridge to Tennessee state line)
- 25 Valley River (S.R. 1359 to U.S. 19 Business bridge in Murphy)
- 26 (B) Special Regulation Trout Waters are as follows:
- 27 Apalachia Reservoir
- 28 (C) Wild Trout Waters/Natural Bait are as follows:
- 29 Bald Creek (game land portion)
- 30 Dockery Creek (game land portion)
- 31 North Shoal Creek (game land portion)
- 32 (8) Clay County
- 33 (A) Delayed Harvest Trout Waters are as follows:
- 34 Fires Creek (Rockhouse Creek to the foot bridge in the USFS Fires Creek Picnic Area)
- 35 (B) Hatchery Supported Trout Waters are as follows:
- 36 Buck Creek (game land portion downstream of U.S. 64 bridge)
- 37 Fires Creek (foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300)

- 1 Tusquitee Creek (Compass Creek to lower S.R. 1300 bridge)
- 2 (9) Graham County
- 3 (A) Delayed Harvest Trout Waters are as follows:
- 4 (Big) Snowbird Creek (USFS footbridge at the old railroad junction to USFS Rd. 2579)
- 5 (B) Hatchery Supported Trout Waters are as follows:
- 6 Calderwood Reservoir (Cheoah Dam to Tennessee state line)
- 7 Cheoah Reservoir
- 8 Panther Creek (confluence of Stand Creek and Rock Creek to Lake Fontana)
- 9 Santeetlah Creek (Johns Branch to Lake Santeetlah)
- 10 (Big) Snowbird Creek (USFS Road 2579 to S.R. 1127 bridge)
- 11 Stecoah Creek (upper game land boundary to Lake Fontana)
- 12 Tulula Creek (S.R. 1201 to lower bridge on S.R. 1275)
- 13 West Buffalo Creek
- 14 Yellow Creek (Lake Santeetlah hydropower pipeline to Cheoah River)
- 15 (C) Wild Trout Waters are as follows:
- 16 Little Buffalo Creek
- 17 South Fork Squally Creek
- 18 Squally Creek
- 19 (D) Wild Trout Waters/Natural Bait are as follows:
- 20 Deep Creek
- 21 ~~Franks Creek~~
- 22 Long Creek (game land portion)
- 23 (10) Haywood County
- 24 (A) Delayed Harvest Trout Waters are as follows:
- 25 West Fork Pigeon River (Queen Creek to the first game land boundary upstream of Lake
- 26 Logan)
- 27 (B) Hatchery Supported Trout Waters are as follows:
- 28 Cold Springs Creek (Fall Branch to Pigeon River)
- 29 Jonathan Creek (upstream S.R. 1302 bridge to Pigeon River, except where posted against
- 30 trespassing)
- 31 Pigeon River (Stamey Cove Branch to upstream U.S. 19-23 bridge)
- 32 Richland Creek (Russ Avenue [U.S. 276] bridge to U.S. 19 bridge)
- 33 West Fork Pigeon River (Tom Creek to Queen Creek, including portions on game lands,
- 34 except Middle Prong)
- 35 (C) Wild Trout Waters/Natural Bait are as follows:
- 36 ~~Hemphill Creek~~
- 37 Hurricane Creek

- 1 (11) Henderson County
- 2 (A) Delayed Harvest Trout Waters are as follows:
- 3 North Fork Mills River (game land portion below the Hendersonville watershed dam)
- 4 (B) Hatchery Supported Trout Waters are as follows:
- 5 (Rocky) Broad River (end of S.R. 1611 to Rutherford County line)
- 6 Cane Creek (railroad bridge upstream of S.R. 1551 bridge to U.S. 25 bridge)
- 7 Clear Creek (Laurel Fork to S.R. 1582)
- 8 Green River (Lake Summit powerhouse to game land boundary)
- 9 (Big) Hungry River (S.R. 1885 to Green River)
- 10 (12) Jackson County
- 11 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 12 Flat Creek
- 13 Tuckasegee River (upstream from the Clark property)
- 14 (B) Delayed Harvest Trout Waters are as follows:
- 15 Tuckasegee River (downstream N.C. 107 bridge to the falls located 275 yards upstream of
- 16 the U.S. 23-441 bridge [marked by a sign on each bank])
- 17 (C) Hatchery Supported Trout Waters are as follows:
- 18 Balsam Lake
- 19 Bear Creek Lake
- 20 Cedar Cliff Lake
- 21 Cullowhee Creek (Tilley Creek to Tuckasegee River)
- 22 Dark Ridge Creek (Jones Creek to Scott Creek)
- 23 Greens Creek (Greens Creek Baptist Church on S.R. 1370 to Savannah Creek)
- 24 Savannah Creek (Shell Branch to Cagle Branch)
- 25 Scott Creek (Dark Ridge Creek to Tuckasegee River, except where posted against
- 26 trespassing)
- 27 Tanasee Creek Lake
- 28 Tuckasegee River — upper (John Brown Branch to the downstream N.C. 107 bridge)
- 29 Tuckasegee River — lower (falls located 275 yards upstream of U.S. 23-441 bridge
- 30 [marked by a sign on each bank] to S.R. 1534 bridge at Wilmot)
- 31 Wolf Creek Lake
- 32 (D) Wild Trout Waters are as follows:
- 33 Gage Creek
- 34 North Fork Scott Creek
- 35 Tanasee Creek
- 36 Whitewater River (downstream from Silver Run Creek to South Carolina state line)
- 37 Wolf Creek (except Balsam Lake and Wolf Creek Lake)

- 1 (E) Wild Trout Waters/Natural Bait are as follows:
2 ~~Buff Creek~~
3 Chattooga River (S.R. 1100 bridge to the South Carolina state line)
4 Lower Fowler Creek (game land portion)
5 Scotsman Creek (game land portion)
- 6 (13) Macon County
- 7 (A) Delayed Harvest Trout Waters are as follows:
8 Nantahala River (Whiteoak Creek to Nantahala hydropower discharge canal)
- 9 (B) Hatchery Supported Trout Waters are as follows:
10 Burningtown Creek (Left Prong to Little Tennessee River)
11 Cartoogechaye Creek (downstream U.S. 64 bridge to Little Tennessee River)
12 Cliffside Lake
13 Cullasaja River (Sequoyah Dam to U.S. 64 bridge near junction of S.R. 1672)
14 Nantahala River — upper (Dicks Creek to Whiteoak Creek)
15 Nantahala River — lower (Nantahala hydropower discharge canal to Swain Co. line)
16 Queens Creek Lake
- 17 (C) Wild Trout Waters/Natural Bait are as follows:
18 Chattooga River (S.R. 1100 bridge to South Carolina state line)
19 Jarrett Creek (game land portion)
20 Kimsey Creek
21 Overflow Creek (game land portion)
22 Park Creek
23 Tellico Creek (game land portion)
24 Turtle Pond Creek (game land portion)
- 25 (14) Madison County
- 26 (A) Delayed Harvest Trout Waters are as follows:
27 Big Laurel Creek (N.C. 208 bridge to the U.S. 25-70 bridge)
28 Shelton Laurel Creek (N.C. 208 bridge at Belva to the confluence with Big Laurel Creek)
29 Spring Creek (N.C. 209 bridge at Hot Springs city limits to iron bridge at end of Andrews
30 Ave.)
- 31 (B) Hatchery Supported Trout Waters are as follows:
32 Big Laurel Creek (Puncheon Fork to the S.R. 1318 [Big Laurel Rd.] bridge downstream of
33 Bearpen Branch)
34 Big Pine Creek (S.R. 1151 bridge to French Broad River)
35 Little Ivy Creek (confluence of Middle Fork and Paint Fork at Beech Glen to confluence
36 with Ivy Creek at Forks of Ivy)
37 Max Patch Pond

- 1 Meadow Fork Creek (Meadow Fork Campground to Spring Creek)
- 2 Puncheon Fork (Wolf Laurel Branch to Big Laurel Creek)
- 3 Roaring Fork (Fall Branch to Meadow Fork)
- 4 Shelton Laurel Creek (confluence of Big Creek and Mill Creek to N.C. 208 bridge at Belva)
- 5 Shut-in Creek
- 6 Spillcorn Creek
- 7 Spring Creek (junction of N.C. 209 and N.C. 63 to USFS Rd. 223)
- 8 West Fork Shut-in Creek (lower game land boundary to confluence with East Fork Shut-
- 9 in Creek)
- 10 (C) Wild Trout Waters/Natural Bait are as follows:
- 11 Big Creek (headwaters to the lower game land boundary)
- 12 (15) McDowell County
- 13 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 14 Newberry Creek (game land portion)
- 15 (B) Delayed Harvest Trout Waters are as follows:
- 16 Catawba River (portion adjacent to Marion Greenway)
- 17 Curtis Creek (game land portion downstream of the USFS boundary at Deep Branch)
- 18 Mill Creek (U.S. 70 bridge to I-40 bridge)
- 19 (C) Hatchery Supported Trout Waters are as follows:
- 20 Armstrong Creek (Cato Holler line downstream to upper Greenlee line)
- 21 Catawba River (Catawba Falls Campground to Old Fort Recreation Park)
- 22 Little Buck Creek (game land portion)
- 23 ~~Mill Creek (upper railroad bridge to U.S. 70 bridge, except where posted against~~
- 24 ~~trespassing)~~
- 25 North Fork Catawba River (headwaters to North Cove School at S.R. 1569 bridge)
- 26 (16) Mitchell County
- 27 (A) Delayed Harvest Trout Waters are as follows:
- 28 Cane Creek (N.C. 226 bridge to S.R. 1189 bridge)
- 29 North Toe River (U.S. 19E bridge to N.C. 226 bridge)
- 30 (B) Hatchery Supported Trout Waters are as follows:
- 31 Big Rock Creek (headwaters to N.C. 226 bridge at S.R. 1307 intersection)
- 32 Cane Creek (S.R. 1219 to N.C. 226 bridge)
- 33 East Fork Grassy Creek
- 34 Grassy Creek (East Fork Grassy Creek to mouth)
- 35 Little Rock Creek (Green Creek bridge to Big Rock Creek, except where posted against
- 36 trespassing)
- 37 North Toe River (Avery Co. line to S.R. 1121 bridge)

- (C) Wild Trout Waters are as follows:
Green Creek (headwaters to Green Creek bridge, except where posted against trespassing)
Little Rock Creek (above Green Creek bridge, including all tributaries, except where posted against trespassing)
Wiles Creek (game land boundary to mouth)
- (17) Polk County
- (A) Delayed Harvest Trout Waters are as follows:
Green River (Fishtop Falls Access Area to the confluence with Cove Creek)
- (B) Hatchery Supported Trout Waters are as follows:
Green River (Mouth of Cove Creek to the natural gas pipeline crossing)
North Pacolet River (Joels Creek to N.C. 108 bridge)
- (18) Rutherford County
- (A) Hatchery Supported Trout Waters are as follows:
(Rocky) Broad River (Henderson Co. line to U.S. 64/74 bridge, except where posted against trespassing)
- (19) Stokes County
- (A) Hatchery Supported Trout Waters are as follows:
Dan River (Virginia state line downstream to a point 200 yards below the end of S.R. 1421)
- (20) Surry County
- (A) Delayed Harvest Trout Waters are as follows:
Ararat River (portion adjacent to the Ararat River Greenway)
Mitchell River (0.6 miles upstream of the end of S.R. 1333 to the lowermost bridge on S.R. 1330)
- (B) Hatchery Supported Trout Waters are as follows:
Ararat River (S.R. 1727 bridge downstream to the N.C. 103 bridge)
Big Elkin Creek (dam 440 yards upstream of N.C. 268 bridge to a point 265 yards downstream of N.C. 268 [marked by a sign on each bank])
Fisher River (Cooper Creek)(Virginia state line to I-77 bridge)
Little Fisher River (Virginia state line to N.C. 89 bridge)
Lovills Creek (U.S. 52 Business bridge to Ararat River)
Pauls Creek (Virginia state line to .3 miles below S.R. 1625 bridge)
- (21) Swain County
- (A) Delayed Harvest Waters Trout Waters are as follows:
Tuckasegee River (U.S. 19 bridge to Slope Street bridge)
- (B) Hatchery Supported Trout Waters are as follows:
Alarka Creek (game land boundary to Fontana Reservoir)
Calderwood Reservoir (Cheoah Dam to Tennessee state line)

- 1 Cheoah Reservoir
- 2 Connelly Creek (Camp Branch to Tuckasegee River)
- 3 Deep Creek (Great Smoky Mountains National Park Boundary line to Tuckasegee River)
- 4 Nantahala River (Macon Co. line to existing Fontana Lake water level)
- 5 (22) Transylvania County
- 6 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 7 Davidson River (headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek
- 8 and Grogan Creek)
- 9 (B) Delayed Harvest Trout Waters are as follows:
- 10 East Fork French Broad River (East Fork Baptist Church to the downstream S.R. 1107
- 11 bridge)
- 12 Little River (confluence of Lake Dense to 100 yards downstream of Hooker Falls)
- 13 (C) Hatchery Supported Trout Waters are as follows:
- 14 Davidson River (Avery Creek to lower USFS boundary)
- 15 French Broad River (confluence of North Fork French Broad River and West Fork)
- 16 French Broad River to the Island Ford Rd. [S.R. 1110] Access Area
- 17 Middle Fork French Broad River (upstream U.S. 178 bridge to French Broad River)
- 18 West Fork French Broad River (S.R. 1312 to confluence with North Fork French Broad
- 19 River)
- 20 (D) Wild Trout Waters are as follows:
- 21 All waters located on Gorges State Park
- 22 Whitewater River (downstream from Silver Run Creek to South Carolina state line)
- 23 (E) Wild Trout Waters/Natural Bait are as follows:
- 24 North Fork French Broad River (game land portion downstream of S.R. 1326)
- 25 Thompson River (S.R. 1152 to South Carolina state line, except where posted against
- 26 trespassing)
- 27 (23) Watauga County
- 28 (A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:
- 29 Laurel Creek (confluence of North and South Fork Laurel creeks to Elk Creek, excluding
- 30 tributaries)
- 31 Pond Creek (headwaters to Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee
- 32 Lake)
- 33 (B) Delayed Harvest Trout Waters are as follows:
- 34 Lake Coffey
- 35 ~~Watauga River (adjacent to intersection of S.R. 1557 and S.R. 1558 to N.C. 105 bridge and~~
- 36 ~~S.R. River – upper (S.R. 1114 bridge to the Valle Crucis Community Park lower boundary)~~
- 37 Watauga River – lower (S.R. 1103 bridge to confluence with Laurel Creek)

- (C) Hatchery Supported Trout Waters are as follows:
- Beaverdam Creek (confluence of Beaverdam Creek and Little Beaverdam Creek to an unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203)
 - Beech Creek
 - Buckeye Creek (Buckeye Creek Reservoir dam to Grassy Gap Creek)
 - Buckeye Creek Reservoir
 - Cove Creek (S.R. 1233 bridge at Zionville to S.R. 1214 bridge at Sherwood)
 - Dutch Creek (second bridge on S.R. 1134 to mouth)
 - Elk Creek (S.R. 1510 bridge at Triplett to Wilkes Co. line, except where posted against trespassing)
 - Laurel Creek (S.R. 1123 bridge at S.R. 1157 intersection to Watauga River)
 - Meat Camp Creek (S.R. 1340 bridge at S.R. 1384 intersection to N.C. 194)
 - Middle Fork New River (adjacent to intersection of S.R. 1539 and U.S. 321 to South Fork New River)
 - Norris Fork Creek
 - South Fork New River (canoe launch 70 yards upstream of U.S. 421 bridge to lower boundary of Brookshire Park)
 - Stony Fork (S.R. 1500 bridge at S.R. 1505 intersection to Wilkes Co. line)
- (D) Wild Trout Waters are as follows:
- Dutch Creek (headwaters to second bridge on S.R. 1134)
 - Howard Creek
 - Maine Branch (headwaters to North Fork New River)
 - North Fork New River (from confluence with Maine and Mine branches to Ashe Co. line)
 - Watauga River (Avery Co. line to S.R. 1580 bridge)
 - Winkler Creek (lower bridge on S.R. 1549 to confluence with South Fork New River)
- (24) Wilkes County
- (A) Delayed Harvest Trout Waters are as follows:
- East Prong Roaring River (Bullhead Creek downstream to Stone Mountain State Park lower boundary)
 - Elk Creek — upper (Watauga Co. line to lower boundary of the Blue Ridge Mountain Club)
 - Elk Creek — lower (portion on Leatherwood Mountains development)
 - Reddies River (Town of North Wilkesboro water intake dam to confluence with the Yadkin River)
 - Stone Mountain Creek (from falls at Alleghany Co. line to confluence with East Prong Roaring River and Bullhead Creek)
- (B) Hatchery Supported Trout Waters are as follows:

Basin Creek (S.R. 1730 bridge to confluence with Lovelace Creek)

Bell Branch Pond

Boundary Line Pond

Cub Creek (.5 mile upstream of S.R. 2460 bridge to S.R. 1001 bridge)

Darnell Creek (North Prong Reddies River)(downstream ford on S.R. 1569 to confluence with North Fork Reddies River)

East Prong Roaring River (Stone Mountain State Park lower boundary to S.R. 1002 bridge)

Fall Creek (S.R. 1300 bridge to confluence with South Prong Lewis Fork, except where posted against trespassing)

Middle Fork Reddies River (Clear Prong)(headwaters to bridge on S.R. 1580)

Middle Prong Roaring River (headwaters to second bridge on S.R. 1736)

North Fork Reddies River (Vannoy Creek)(headwaters to Union School bridge on S.R. 1559)

Pike Creek

Pike Creek Pond

South Fork Reddies River (S.R. 1355 bridge to confluence with Middle Fork Reddies River)

South Prong Lewis Fork (Fall Creek to U.S. 421 bridge adjacent to S.R. 1155 intersection)

(C) Wild Trout Waters are as follows:

All waters located on Stone Mountain State Park, except East Prong Roaring River from Bullhead Creek downstream to the Stone Mountain State Park lower boundary where Delayed Harvest Trout Waters regulations apply, and Stone Mountain Creek from falls at Alleghany County line to confluence with East Prong Roaring River and Bullhead Creek in Stone Mountain State Park where Delayed Harvest Trout Waters regulations apply

(25) Yancey County

(A) Catch and Release/Artificial Flies and Lures Only Trout Waters are as follows:

South Toe River (headwaters to Upper Creek)

Upper Creek

(B) Delayed Harvest Trout Waters are as follows:

Cane River (Blackberry Ridge Rd. to downstream boundary of Cane River County Park)

(C) Hatchery Supported Trout Waters are as follows:

Bald Mountain Creek (except where posted against trespassing)

Cane River (Bee Branch [S.R. 1110] to Bowlens Creek)

Price Creek (junction of S.R. 1120 and S.R. 1121 to Indian Creek)

South Toe River (Clear Creek to lower boundary line of Yancey Co. Recreation Park, except where posted against trespassing)

(D) Wild Trout Waters are as follows:

1 Cattail Creek (bridge at Mountain Farm Community Rd. to N.C. 197 bridge)

2 Lickskillet Creek

3 Middle Creek (game land boundary to mouth)

4
5 *History Note: Authority G.S. 113-272; 113-292;*
6 *Eff. February 1, 1976;*
7 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;*
8 *October 1, 1992;*
9 *Temporary Amendment Eff. July 1, 1999;*
10 *Amended Eff. July 1, 2000;*
11 *Temporary Amendment Eff. July 1, 2001;*
12 *Temporary Amendment Eff. July 1, 2002;*
13 *Amended Eff. August 1, 2002 (approved by RRC on 6/21/01 and 04/18/02);*
14 *Temporary Amendment Eff. June 1, 2003;*
15 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*
16 *2003);*
17 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; August 1, 2015; August 1, 2014;*
18 *August 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May*
19 *1, 2007; May 1, 2006; June 1, 2005;*
20 *Readopted Eff. August 1, 2019;*
21 *Amended Eff. August 1, 2021; August 1, 2020.*
22
23

1 15A NCAC 10C .0211 is amended as published in the 35:11 NCR 1124-1125 as follows:

3 **15A NCAC 10C .0211 POSSESSION OF CERTAIN FISHES**

4 (a) It shall be unlawful to transport, purchase, possess, sell, or stock in the public or private waters of North Carolina
5 any live individuals of:

- 6 (1) ~~piranha;~~
- 7 (2) ~~"walking catfish" (*Clarias batrachus*);~~
- 8 (3) ~~snakehead fish (from the Family Channidae, formerly Ophiocephalidae);~~
- 9 (4) ~~black carp (*Mylopharyngodon piceus*);~~
- 10 (5) ~~bighead carp (*Hypophthalmichthys nobilis*);~~
- 11 (6) ~~silver carp (*Hypophthalmichthys molitrix*);~~
- 12 (7) ~~rudd (*Scardinius erythrophthalmus*);~~
- 13 (8) ~~round goby (*Neogobius melanostomus*);~~
- 14 (9) ~~tubenose goby (*Proterorhinus marmoratus*);~~
- 15 (10) ~~ruffe (*Gymnocephalus cernuus*);~~
- 16 (11) ~~Japanese mysterysnail (*Cipangopaludina japonica*);~~
- 17 (12) ~~Chinese mysterysnail (*Cipangopaludina chinensis malleata*);~~
- 18 (13) ~~red rim melania (*Melanoides tuberculatus*);~~
- 19 (14) ~~virile crayfish (*Oreconectes (Gremicambarus) virilis*);~~
- 20 (15) ~~rusty crayfish (*Oreconectes (Procericambarus) rusticus*);~~
- 21 (16) ~~Australian red claw crayfish or "red claw" (*Cherax quadricarinatus*, or other species of "giant"~~
22 ~~crayfish species in the genus *Cherax*);~~
- 23 (17) ~~white amur or "grass carp" (*Ctenopharyngodon idella*);~~
- 24 (18) ~~swamp or "rice" eel (*Monopterus albus*);~~
- 25 (19) ~~red shiner (*Cyprinella lutrensis*);~~
- 26 (20) ~~zebra mussel (*Dreissena polymorpha*);~~
- 27 (21) ~~quagga mussel (*Dreissena rostriformis bugensis*) or any mussel in the family Dreissenidae; or~~
- 28 (22) ~~redtail catfish (*Phractocephalus hemioliopus*).~~
- 29 (1) African longfin eel (*Anguilla mossambica*);
- 30 (2) amur sleeper (*Perccottus glenii*);
- 31 (3) applesnail (any species of the genus *Pomacea*);
- 32 (4) Asian swamp eel, swamp or rice eel (*Monopterus albus*);
- 33 (5) Australian red claw crayfish or red claw (*Cherax quadricarinatus*, or other species in the genus
34 *Cherax*);
- 35 (6) bigclaw crayfish (*Faxonius placidus*);
- 36 (7) bighead carp (*Hypophthalmichthys nobilis*);
- 37 (8) black carp (*Mylopharyngodon piceus*);

- (9) brown hoplo (*Hoplosternum littorale*);
(10) Chinese mysterysnail (*Cipangopaludina chinensis*);
(11) Creole painted crayfish (*Faxonius palmeri creolanus*);
(12) Crucian Carp (*Carassius carassius*);
(13) European eel (*Anguilla anguilla*);
(14) European minnow (*Phoxinus phoxinus*);
(15) European perch (*Perca fluviatilis*);
(16) Japanese mysterysnail (*Cipangopaludina japonica*);
(17) marbled Crayfish or Marmorkrebs (*Procambarus virginalis* or *Procambarus fallax f. virginalis*);
(18) olive mysterysnail (*Viviparus subpurpureus*);
(19) Oriental weatherfish (*Misgurnus anguillicaudatus*);
(20) piranha (any species of the genera *Pristobrycon*, *Pygocentrus*, *Pygopristis*, or *Serrasalmus*);
(21) Prussian Carp (*Carassius gibelio*);
(22) quagga mussel (*Dreissena rostriformis bugensis*) or any mussel in the family *Dreissenidae*;
(23) red shiner (*Cyprinella lutrensis*);
(24) red-rim melania (*Melanoides tuberculatus* or *Melanoides tuberculata*);
(25) redtail catfish (*Phractocephalus hemioliopterus*);
(26) round goby (*Neogobius melanostomus*);
(27) rudd (*Scardinius erythrophthalmus* or *Scardinius erythrophthalmus*);
(28) ruffe (*Gymnocephalus cernuus* or *Gymnocephalus cernua*);
(29) rusty crayfish (*Faxonius rusticus*);
(30) shortfin eel (*Anguilla australis*);
(31) silver carp (*Hypophthalmichthys molitrix*);
(32) snakehead fish (from the Family *Channidae*, formerly *Ophiocephalidae*);
(33) tubenose goby (*Proterorhinus marmoratus*, *Proterorhinus semilunaris*, and *Proterorhinus semipellucidus*);
(34) virile crayfish (*Faxonius virilis*);
(35) walking catfish (any member of the genus *Batrachus*);
(36) white amur or grass carp (*Ctenopharyngodon idella*), except for triploid individuals as permitted in Paragraph (b) of this Rule;
(37) yellow bass (*Morone mississippiensis*); or
(38) zebra mussel (*Dreissena polymorpha*).

(b) A person may buy, possess, or stock grass carp that have been certified to be triploid or sterile, only for the purpose of controlling aquatic vegetation under a permit issued by the Executive Director or his or her designee based on an evaluation of the potential for escapement and threat to sensitive aquatic habitats.

1 (c) It shall be unlawful to transport, possess, or release live river herring, also known as alewife or blueback herring,
2 in the waters of the Little Tennessee River in and upstream of Lake Santeetlah and Cedar Cliff Lake, including all the
3 tributaries and impoundments thereof, and on adjacent shorelines, docks, access ramps, and bridge crossings.
4

5 *History Note: Authority G.S. 113-134; 113-274(c)(1c); 113-292;*

6 *Eff. February 1, 1976;*

7 *Amended Eff. September 1, 1984;*

8 *Temporary Amendment Eff. July 1, 2001;*

9 *Amended Eff. July 18, 2002;*

10 *Temporary Amendment Eff. September 1, 2002;*

11 *Amended Eff. August 1, 2013; August 1, 2011; June 1, 2009, June 1, 2005; August 1, 2004;*

12 *Readopted Eff. August 1, 2019;*

13 *Amended Eff. August 1, 2021; August 1, 2020.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0305

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (e)(5), please consider removing the parentheses before "including" and using a comma instead. Otherwise, please close the parentheses at the end of the statement.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10C .0305 is amended as published in the 35:11 NCR 1125 as follows:

2
3 **15A NCAC 10C .0305 LARGEMOUTH BASS**

4 (a) The daily creel limit for Largemouth Bass is five fish, except in waters identified in Paragraphs (b), (c), (d), ~~and~~
5 ~~(j), and~~ (l) of this Rule. There is no minimum size limit for Largemouth Bass, but only two of them may be less than
6 14 inches except in waters identified in Paragraphs (b), (c), (d), (e), (f), (g), (h), (i), (j), (k), and (l) of this Rule. There
7 is no closed season, except for waters identified in Paragraph (l) of this Rule.

8 (b) In Lake Cammack in Alamance County, and Lake Holt in Granville County the daily creel limit for Largemouth
9 Bass is 10 fish and no more than two fish greater than 14 inches may be possessed.

10 (c) In Lake Santeeclah in Graham County, there is no daily creel limit for Largemouth Bass and Smallmouth Bass
11 less than 14 inches. The daily creel limit for Largemouth Bass and Smallmouth Bass greater than 14 inches is five fish
12 in aggregate.

13 (d) In Lake Chatuge in Clay County, the daily creel limit for Largemouth Bass, Smallmouth Bass, Alabama Bass,
14 and Spotted Bass is 10 fish in aggregate. The minimum size limit for Largemouth Bass is 12 inches.

15 (e) The minimum size limit for Largemouth Bass is 14 inches in the following:

- 16 (1) Lake Raleigh in Wake County;
17 (2) Lake Sutton in New Hanover County;
18 (3) Pungo Lake in Washington and Hyde counties;
19 (4) New Lake in Hyde County; and
20 (5) Currituck, Roanoke, Croatan, Albemarle sounds, and all their tributaries including Roanoke River
21 downstream of Roanoke Rapids Dam, Chowan River, Meherrin River, Yeopim River, Pasquotank
22 River, Perquimans River, Little River, Big Flatty Creek, North River, Northwest River,
23 Scuppernong River, Alligator River (including the Alligator/Pungo Canal east of the NC Hwy
24 264/45 bridge, and all other associated tributaries and canals in these river systems.

25 (f) In Cane Creek Lake in Union County, and Buckhorn Reservoir in Wilson and Nash counties, the minimum size
26 limit for Largemouth Bass is 16 inches.

27 (g) In Lake Phelps in Tyrrell and Washington counties, the minimum size limit for Largemouth Bass is 14 inches,
28 and no fish between 16 and 20 inches may be possessed.

29 (h) In Shearon Harris Reservoir in Chatham and Wake counties and Lake Hampton in Yadkin County, there is no
30 minimum size limit for Largemouth Bass, but only two Largemouth Bass less than 14 inches and no Largemouth Bass
31 between 16 and 20 inches may be possessed.

32 (i) In Lake Thom-A-Lex in Davidson County, the minimum size limit for Largemouth Bass is 18 inches.

33 (j) In the Alleghany County portion of New River downstream of Fields Dam (Grayson County, ~~Virginia~~) ~~there~~
34 Virginia), the daily creel limit for Largemouth Bass, Smallmouth Bass, and Spotted Bass is 5 fish in aggregate. There
35 is no minimum size limit for Largemouth Bass, but no fish between 14 and 22 inches in length may be possessed and
36 only one Largemouth Bass, Smallmouth Bass, or Spotted Bass greater than 22 inches may be possessed.

(k) In Lake Mattamuskeet and associated canals in Hyde County, the minimum size limit for Largemouth Bass is 16 inches and only one Largemouth Bass greater than 20 inches may be possessed.

(l) In Jean Guite Creek and associated canals within the Town of Southern ~~Shores, Shores in Dare County, County~~ and in the ponds associated with Martin Marietta Park in Craven County, no Largemouth Bass may be possessed.

History Note: Authority G.S. 113-134; 113-292;
Eff. February 1, 1976;
Temporary Amendment Eff. May 10, 1990, for a period of 180 days to expire on November 1, 1990;
Temporary Amendment Eff. May 22, 1990, for a period of 168 days to expire on November 1, 1990;
Temporary Amendment Eff. May 1, 1991, for a period of 180 days to expire on November 1, 1991;
Amended Eff. July 1, 1994; July 1, 1993; October 1, 1992;
Temporary Amendment Eff. December 1, 1994 for a period of 180 days or until the permanent rule becomes effective, whichever is sooner;
Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995;
Temporary Amendment Eff. November 1, 1998;
Amended Eff. April 1, 1999;
Temporary Amendment Eff. July 1, 1999;
Amended Eff. July 1, 2000;
Temporary Amendment Eff. July 1, 2001;
Temporary Amendment Eff. March 8, 2002 [This rule replaces the rule proposed for permanent amendment effective July 1, 2002 and approved by RRC in May 2001];
Amended Eff. August 1, 2002 (approved by RRC in April 2002);
Temporary Amendment Eff. June 1, 2003;
Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17, 2003);
Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; November 1, 2013; August 1, 2012;
March 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; July 1, 2008; May 1, 2008; May 1,
2007; May 1, 2006; June 1, 2005;
Readopted Eff. August 1, 2019;
Amended Eff. August 1, 2021; August 1, 2020.

1 15A NCAC 10C .0314 is amended as published in the 35:11 NCR 1125-1126 as follows:

2
3 **15A NCAC 10C .0314 STRIPED BASS**

4 (a) The daily creel limit for Striped Bass and its hybrids is four fish in the aggregate, except in waters identified in
5 Paragraphs (b), (c), (d), (e), (f), (g), (h), (i), and (j) of this Rule. The minimum size limit for these fish is 20 inches, except in
6 waters identified in Paragraphs (b), (c), (d), (e), (f), (g), (h), (i), and (j) of this Rule. There is no closed season, except
7 for waters identified in Paragraphs (g), (h), (i), (j), and (k) of this Rule.

8 (b) In the Dan River upstream from its confluence with Bannister River to the dam at Union Street in Danville, VA
9 and in John H. Kerr Reservoir, the daily creel limit on Striped Bass and its hybrids is two in the aggregate and the
10 minimum size limit is 20 inches from October 1 through May 31. From June 1 through September 30, the daily creel
11 limit on Striped Bass and its hybrids is four in the aggregate with no minimum size limit.

12 (c) In Lake Gaston and Roanoke Rapids Reservoir, the minimum size limit for Striped Bass and its hybrids is 20
13 inches from October 1 through May 31. There is no minimum size limit for these fish from June 1 through September
14 30.

15 (d) In Lake Norman, Hyco Lake, Moss Lake, Mountain Island Reservoir, Oak Hollow Lake, Lake Thom-A-Lex, Lake
16 Townsend, and Salem Lake the minimum size limit for Striped Bass and its hybrids is 16 inches.

17 (e) In Lake Chatuge in Clay County, the daily creel limit is 15 in the aggregate. There is no minimum size limit, but
18 only two may be greater than 22 inches.

19 (f) In Lake Mattamuskeet, and in the Pee Dee River and its tributaries downstream from the Blewett Falls Dam to the
20 South Carolina state line, the daily creel limit for Striped Bass and its hybrids is three fish in the aggregate, and the
21 minimum size limit is 18 inches.

22 (g) In the inland fishing waters of Neuse, Pungo, and Tar Pamlico rivers and their tributaries extending upstream to
23 the first impoundment of the main course on the river or its tributaries, and in all other inland fishing waters east of
24 Interstate 95 not specified in Paragraphs (f), (h), (i), and (j) of this Rule, the daily creel limit for Striped Bass and its
25 hybrids is two fish in the aggregate. The minimum size limit is 26 inches. In these waters, the season for taking and
26 possessing Striped Bass is closed from May 1 through September 30.

27 (h) In the inland fishing waters of the Cape Fear River and its tributaries downstream of Buckhorn ~~Dam, Dam and in~~
28 the ponds associated with Martin Marietta Park in Craven County, the season for taking and possessing Striped Bass
29 is closed year-round.

30 (i) In the inland and joint fishing waters of the Roanoke River Striped Bass Management Area, as established in 15A
31 NCAC 03R .0201 and identified in 15A NCAC 10C .0110, which includes the Roanoke, Cashie, Middle, and Eastmost
32 rivers and their tributaries, the open season for taking and possessing Striped Bass and its hybrids is March 1 through
33 April 30 from the joint-coastal fishing waters boundary at Albemarle Sound upstream to Roanoke Rapids Lake dam.
34 During the open season, the daily creel limit for Striped Bass and its hybrids is two fish in the aggregate, and the
35 minimum size limit is 18 inches. No fish between 22 inches and 27 inches in length shall be possessed in the daily
36 creel limit. Only one fish larger than 27 inches may be possessed in the daily creel limit.

1 (j) In designated inland fishing waters of Roanoke Sound, Croatan Sound, Albemarle Sound, Chowan River, Currituck
2 Sound, Alligator River, Scuppernong River, and their tributaries (excluding the Roanoke River and Cashie River and
3 their tributaries), the Striped Bass fishing season, size limits, and creel limits are the same as those established by rules
4 or proclamations of the Marine Fisheries Commission in adjacent joint or coastal fishing waters.

5 (k) In accordance with G.S. 113-292, the Executive Director may, by proclamation, suspend, or extend the hook-and-
6 line season for Striped Bass in the inland and joint waters of coastal rivers and their tributaries. It is unlawful to violate
7 the provisions of any proclamation issued under this authority.

8
9 *History Note: Authority G.S. 113-134; 113-292; 113-304; 113-305;*

10 *Eff. November 1, 2013;*

11 *Amended Eff. June 1, 2018; August 1, 2016; August 1, 2015; August 1, 2014;*

12 *Readopted Eff. August 1, 2019;*

13 *Amended Eff. August 1, 2021; August 1, 2020.*

1 15A NCAC 10C .0316 is amended as published in the 35:11 NCR 1126-1127 as follows:

2
3 **15A NCAC 10C .0316 TROUT**

4 (a) The daily creel limit for trout in Hatchery-Supported Trout Waters is seven fish. There is no minimum size limit
5 for these fish. The open season is from 7 a.m. on the first Saturday in April until March 1, except for waters designated
6 in Paragraph (g) of this Rule.

7 (b) The daily creel limit for trout in Wild Trout Waters and Wild Trout/Natural Bait Trout Waters is four fish. The
8 minimum size limit for these fish is seven inches. There is no closed season.

9 (c) No trout may be harvested from Catch and Release/Artificial Flies and Lures Only Trout Waters or ~~Catch and~~
10 ~~Release/Artificial Flies Only Trout~~ Waters. Trout may not be possessed while fishing these waters.

11 (d) The daily creel limit for trout in Delayed Harvest Trout Waters is seven fish. There is no minimum size limit for
12 these fish. The Youth-only Delayed Harvest Trout Water Season is from 6 a.m. on the first Saturday in June until 12
13 p.m. that same day. During this season only individuals under the age of 18 may fish. From 12 p.m. on the first
14 Saturday in June until September 30, the Delayed Harvest Trout Waters Season is open for all anglers. From October
15 1 to one-half hour after sunset on the Friday before the first Saturday in June, trout may not be harvested or possessed
16 while fishing these waters. Delayed Harvest Trout Waters are closed to all fishing from one-half hour after sunset on
17 the Friday before the first Saturday in June to 6 a.m. on the first Saturday in June.

18 (e) The daily creel limits, size limits, and seasons for trout in Special Regulation Trout Waters are as follows:

19 (1) Apalachia Reservoir (Cherokee County) the daily creel limit is three trout. There is no minimum
20 size limit, but only one may be greater than 14 inches. There is no closed season.

21 (2) Catawba River (Burke County) from Muddy Creek to the City of Morganton water intake dam the
22 daily creel limit is two fish. The minimum size limit is 14 inches. There is no closed season.

23 (f) The daily creel limit for trout in undesignated trout waters is seven fish. There is no minimum size limit for these
24 fish.

25 (g) There is no closed season on taking trout from Linville River within Linville Gorge Wilderness Area and the
26 impounded waters of the following power reservoirs and municipally-owned water supply reservoirs open to the
27 public for fishing.

28 (1) Bear Creek Lake;

29 (2) Buckeye Creek Reservoir;

30 (3) Calderwood Reservoir;

31 (4) Cedar Cliff Lake;

32 (5) Cheoah Reservoir;

33 (6) Cliffside Lake;

34 (7) Tanassee Creek Lake;

35 (8) Queens Creek Lake; and

36 (9) Wolf Lake.

1 (h) In designated Public Mountain Trout Waters the season for taking all species of fish is the same as the trout fishing
2 season.

3 (i) All trout water designations and manners of take are set forth in 15A NCAC 10C .0205.
4

5 *History Note: Authority G.S. 113-134; 113-292;*

6 *Eff. November 1, 2013;*

7 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2015;*

8 *Readopted Eff. August 1, 2019;*

9 *Amended Eff. August 1, 2021; August 1, 2020.*
10
11

1 15A NCAC 10C .0321 is amended as published in the 35:11 NCR 1127 as follows:

2
3 **15A NCAC 10C .0321 SMALLMOUTH BASS**

4 (a) The daily creel limit for Smallmouth Bass is five fish, except in waters identified in Paragraphs ~~(b) and (c)~~ (b),
5 (c), and (d) of this Rule. There is no minimum size limit for Smallmouth Bass, but only two of them may be less than
6 14 inches except in waters identified in Paragraphs (b), (c), and (d) of this Rule. There is no closed season.

7 (b) In Lake Santeetlah in Graham County, there is no daily creel limit for Largemouth Bass and Smallmouth Bass
8 less than 14 inches. The daily creel limit for Largemouth Bass and Smallmouth Bass greater than 14 inches is five fish
9 in aggregate.

10 (c) In Lake Chatuge in Clay County, the daily creel limit for Largemouth Bass, Smallmouth Bass, Alabama Bass, and
11 Spotted Bass is 10 fish in aggregate. There is no minimum size limit for Smallmouth Bass.

12 (d) In the Alleghany County portion of New River downstream of Fields Dam (Grayson County, ~~Virginia~~) ~~there~~
13 Virginia), the daily creel limit for Largemouth Bass, Smallmouth Bass, and Spotted Bass is 5 fish in aggregate. There
14 is no minimum size limit for Smallmouth Bass, but no fish between 14 and 22 inches in length may be possessed and
15 only one Largemouth Bass, Smallmouth Bass, or Spotted Bass greater than 22 inches may be possessed.

16
17 *History Note: Authority G.S. 113-134; 113-292;*

18 *Eff. August 1, 2020.*

19 *Amended Eff. August 1, 2021.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0322

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

At line 4, please capitalize "Paragraph" and add an "s" to make the word plural.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10C .0322 is amended as published in the 35:11 NCR 1127 as follows:

2
3 **15A NCAC 10C .0322 ALABAMA BASS AND SPOTTED BASS**

4 (a) There is no daily creel limit for Alabama Bass or Spotted Bass, except for waters identified in paragraph (b) and
5 (c) of this Rule. There is no minimum size limit or closed season.

6 (b) In Lake Chatuge in Clay County, the daily creel limit for Largemouth Bass, Smallmouth Bass, Alabama Bass,
7 and Spotted Bass is 10 fish in aggregate.

8 (c) In the Alleghany County portion of New River downstream of Fields Dam (Grayson County, ~~Virginia~~) ~~there~~
9 Virginia), the daily creel limit for Largemouth Bass, Smallmouth Bass, and Spotted Bass is 5 fish in aggregate.
10 There is no minimum size limit for Spotted Bass, but no fish between 14 and 22 inches in length may be possessed
11 and only one Largemouth Bass, Smallmouth Bass, or Spotted Bass greater than 22 inches may be possessed.

12
13 *History Note: Authority G.S. 113-134; 113-292;*

14 *Eff. August 1, 2020.*

15 *Amended Eff. August 1, 2021.*

1 15A NCAC 10C .0401 is amended as published in the 35:11 NCR 1127-1128 as follows:

2
3 **15A NCAC 10C .0401 MANNER OF TAKING NONGAME FISHES**

4 (a) Except as permitted by the rules in this Section, it is unlawful to take nongame fishes from the inland fishing
5 waters of North Carolina in any manner other than with hook and line, grabbling, or special device with a special
6 device fishing license.

7 (b) Nongame fishes may be taken by hook and line, grabbling, or special device with a special device fishing license
8 at any time without restriction as to size limits or creel limits, except as designated in this Rule.

9 (c) Special devices may only be used to take nongame fishes with a special device fishing license in those counties
10 and waters with open season designated in Rule .0407 of this Section.

11 (d) Archery equipment may only be used for the take of catfish on Pee Dee River downstream of Blewett Falls Dam
12 to the South Carolina state line and all tributaries.

13 (e) Set hooks, jug hooks, and trotlines may be used to take nongame fishes as designated in 15A NCAC 10C .0206.

14 (f) The season for taking nongame fishes by hook and line in designated public mountain trout waters is the same as
15 the trout fishing season. Trout seasons are designated in 15A NCAC 10C .0316.

16 (g) Freshwater mussels, including the Asiatic clam (*Corbicula fluminea*), may be taken only from impounded waters,
17 except mussels shall not be taken in:

18 (1) Lake Waccamaw in Columbus County; and

19 (2) University Lake in Orange County.

20 The daily possession limit for freshwater mussels is 200 in the aggregate, except there is no daily possession limit for
21 the Asiatic clam (*Corbicula fluminea*).

22 (h) Blue crabs shall have a minimum carapace width of five inches (point to point) and it is unlawful to possess more
23 than 50 crabs per person per day or to exceed 100 crabs per vessel per day.

24 (i) While boating on or fishing in the following inland fishing waters, no person shall take river herring (alewife and
25 blueback herring) that are greater than six inches in length, or possess such herring regardless of origin in:

26 (1) Roanoke River downstream of Roanoke Rapids Dam;

27 (2) Tar River downstream of Rocky Mount Mill Dam;

28 (3) Neuse River downstream of Falls Lake Dam;

29 (4) Cape Fear River downstream of Buckhorn Dam;

30 (5) Pee Dee River downstream of Blewett Falls Dam;

31 (6) Lumber River, including Drowning Creek;

32 (7) all the tributaries to the rivers listed above; and

33 (8) all other inland fishing waters east of I-95.

34 (j) In waters that are stocked and managed for catfish and located on game lands, on Commission-owned property,
35 or on the property of a cooperator, including waters within the Community Fishing Program, it is unlawful to take
36 ~~channel, white, channel~~ or blue catfish by means other than hook and line; the daily creel limit for channel catfish is
37 seven. Waters where this creel limit applies shall be posted on-site with signs indicating the creel limit.

(k) The daily creel limit for blue catfish greater than 32 inches is one fish in the following ~~reservoirs;~~ waters:

- (1) Lake Norman;
- (2) Mountain Island Lake;
- (3) Lake Wylie;
- (4) Badin Lake;
- (5) Lake Tillery;
- (6) John H. Kerr Reservoir (North Carolina portion);
- (7) Dan River (Downstream of the Union Street Dam in Danville, VA)
- ~~(7)(8)~~ Lake Gaston (North Carolina portion); and
- ~~(8)(9)~~ Roanoke Rapids Reservoir.

(l) The daily creel limit is five catfish in aggregate on the Pee Dee River downstream of Blewett Falls Dam to the South Carolina state line and all tributaries.

(m) The daily creel limit for American eels taken from or possessed, regardless of origin, while boating on or fishing in inland fishing waters is 25, and the minimum size limit is 9 inches. Eels greater than 9 inches in length and with a minimum body depth greater than ½ inch may be cut for use as bait.

(n) Grass carp shall not be taken or possessed on Lake James, Lookout Shoals Lake, Mountain Island Reservoir, and Lake Wylie, except that one fish per day may be taken with archery equipment.

(o) Grass carp shall not be taken or possessed on Lake Norman and the North Carolina portion of John H. Kerr Reservoir, except for scientific study by permit issued by the Wildlife Resources Commission.

(p) In inland fishing waters, gray trout (weakfish) recreational seasons, size limits, and creel limits are the same as those established by Marine Fisheries Commission rule or proclamations issued by the Fisheries Director in adjacent joint or coastal fishing waters.

(q) No person while fishing shall remove the head or tail or otherwise change the appearance of any nongame fish specified in Paragraphs (h), (i), (k), (m), and (p) of this Rule having a size limit so as to render it impractical to measure its total original ~~length.~~ length, except as provided in Paragraph (m) of this rule. No person while fishing shall change the appearance of any nongame fish specified in Paragraphs (g), (h), (j), (k), (l), (m), (n), (o), and (p) of this Rule having a daily creel limit so as to obscure its identification or render it impractical to count the number of fish in ~~possession.~~ possession, except as provided in Paragraph (m) of this rule.

(r) Nongame fishes taken by hook and line, grabbling, or by special device with a special device fishing license may be sold, with the following exceptions:

- (1) alewife and blueback herring, excluding those less than six inches in length collected from Kerr Reservoir (Granville, Vance, and Warren counties);
- (2) blue crab; and
- (3) bowfin.

(s) Margined madtom and tadpole madtom shall not be taken or possessed from inland fishing waters.

History Note: Authority G.S. 113-134; 113-272; 113-292;

1 *Eff. February 1, 1976;*
2 *Amended Eff. July 1, 1994; July 1, 1993; May 1, 1992;*
3 *Temporary Amendment Eff. December 1, 1994;*
4 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995;*
5 *Temporary Amendment Eff. July 1, 1999;*
6 *Amended Eff. July 1, 2000;*
7 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*
8 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*
9 *Temporary Amendment Eff. June 1, 2003;*
10 *Amended Eff. May 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*
11 *2003);*
12 *Amended Eff. August 1, 2019; August 1, 2018; August 1, 2016; August 1, 2015; August 1, 2014;*
13 *August 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May*
14 *1, 2007; May 1, 2006; June 1, 2005;*
15 *Readopted Eff. August 1, 2020.*
16 *Amended Eff. August 1, 2021.*

1 15A NCAC 10C .0402 is readopted as published in 35:11 NCR 1128-1129 as follows:

2
3 **15A NCAC 10C .0402 TAKING NONGAME FISHES FOR BAIT OR PERSONAL CONSUMPTION**

4 (a) It is unlawful to take nongame fish for bait or personal consumption in the inland waters of North Carolina using
5 equipment other than:

- 6 (1) a net of dip net design not greater than six feet across;
- 7 (2) a seine of not greater than 12 feet in length (except in Lake Waccamaw in Columbus County where
8 there is no length limitation) and with a bar mesh measure of not more than one-fourth inch;
- 9 (3) a cast net;
- 10 (4) a bow net for the seasons and waters in which the use of bow nets is authorized in 15A NCAC 10C
11 .0407;
- 12 (5) a dip net when used in conjunction with a licensed hand-crank electrofisher;
- 13 (6) a gig (except in Public Mountain Trout Waters);
- 14 (7) up to three traps for the seasons and waters in which the use of traps is authorized in 15A NCAC
15 10C .0407;
- 16 (8) up to two eel pots;
- 17 (9) a spear gun for the seasons and waters in which the use of a spear gun is authorized in 15A NCAC
18 10C .0407;
- 19 (10) minnow traps not exceeding 12 inches in diameter and 24 inches in length, with funnel openings not
20 exceeding one inch in diameter, from which all fish and animals are removed daily, and that are
21 labeled with the user's Wildlife Resources Commission customer number or name and address;
- 22 (11) a hand-held line with a single bait attached;
- 23 (12) a single, multiple-bait line for taking crabs not to exceed 100 feet in length, marked on each end
24 with a solid float no less than five inches in diameter, bearing legible and indelible identification of
25 the user's name and address, and under the immediate control and attendance of the person using
26 the device, with a limit of one line per person and no more than one line per vessel; or
- 27 (13) a collapsible crab trap with the largest open dimension not greater than 18 inches and that by design
28 is collapsed at all times when in the water, except when it is being retrieved or lowered to the bottom,
29 with a limit of one trap per person.

30 (b) The use of equipment under this Rule requires a valid license that provides basic inland fishing privileges.

31 (c) It is unlawful to sell nongame fishes or aquatic animals taken under this Rule.

32 (d) Game fishes taken shall be returned unharmed to the water, except white perch may be taken when captured in a
33 cast net being used to collect nongame fishes for bait or personal consumption in all impounded waters west of I-95
34 and in the Tar River Reservoir (Nash County).

35 (e) No person shall take or possess during one day more than 200 nongame fish in aggregate for bait or personal
36 consumption subject to the size and creel limits identified in 15A NCAC 10C .0401.

37 (f) Any fishes taken for bait purposes are included within the daily possession limit for that species.

(g) It is unlawful to take nongame fish for bait from the following waters:

- (1) Public Mountain Trout Waters (except in impounded waters of power reservoirs and municipally-owned water supply reservoirs);
- (2) Bear Creek in Chatham County;
- (3) Deep River in Chatham, Lee, and Moore counties and downstream of Coleridge Dam in Randolph County;
- (4) Fork Creek in Randolph County; and
- (5) Rocky River in Chatham County.

(i) No person while fishing shall remove the head or tail or otherwise change the appearance of any nongame fish having a size limit identified in 15A NCAC 10C .0401 so as to render it impractical to measure its total original ~~length~~. ~~length, except as provided in 15A NCAC 10C .0401(m).~~ No person while fishing shall change the appearance of any nongame fish having a daily creel limit identified in 15A NCAC 10C .0401 so as to obscure its identification or render it impractical to count the number of fish in ~~possession~~. ~~possession, except as provided in 15A NCAC 10C .0401(m).~~

History Note: Authority G.S. 113-134; 113-272; 113-272.3; 113-292;

Eff. February 1, 1976;

Amended Eff. July 1, 2000; July 1, 1998; July 1, 1993; July 1, 1992; May 1, 1992; July 1, 1989;

Temporary Amendment Eff. July 1, 2001;

Amended Eff. July 18, 2002;

Temporary Amendment Eff. June 1, 2003;

Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17, 2003);

Amended Eff. August 1, 2019; August 1, 2018; August 1, 2017; August 1, 2016; August 1, 2015; August 1, 2014; August 1, 2013; August 1, 2010; May 1, 2008; May 1, 2007; May 1, 2006;

Readopted Eff. August 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10D .0102

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Were the changes made post-publication made in response to public comment?

In (g), line 36, please place periods between "G.S." when referring to the General Statutes.

In (g), line 36, delete or define "completely."

On page 6, lines 20-21, what is the "regulations digest?" Did you intend to refer to rules?

In (o), please do not capitalize "Game Land" to match the rest of this Rule. Elsewhere, it was not capitalized when referring to game lands generally and capitalized when referring to a specific game land by name.

In (s), please refer to "Paragraph (g) of this Rule."

In (s), lines 30-31, what do you mean by "to meet specific objections?" What does this language require?

At line 31, when you say "except as authorized by rule" are you only referring to "this Rule?"

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10D .0102 is amended with changes as published in the 35:11 NCR 1129-1133 as follows:

2
3 **15A NCAC 10D .0102 GENERAL REGULATIONS REGARDING USE**

4 (a) For purposes of this Subchapter, the following definitions apply:

- 5 (1) "Permanent Hunting Blind" means any structure that is used for hunter concealment, constructed
6 from manmade or natural materials, and that is not disassembled and removed at the end of each
7 day's hunt.
8 (2) "Target shooting" means the discharge of a firearm for purposes other than hunting, trapping, or
9 self-defense.
10 (3) "Youth" means individuals under 18 years of age.

11 (b) Trespass. Entry on game lands for purposes other than hunting, trapping, or fishing shall be as authorized by the
12 landowner. The Wildlife Resources Commission has identified the following areas on game lands that have additional
13 restrictions on entry or usage:

- 14 (1) Archery Zone. On portions of game lands posted as "Archery Zones" hunting is limited to bow and
15 arrow hunting and falconry only. On these areas, deer of either sex may be taken on all open days
16 of any applicable deer season.
17 (2) Safety Zone. On portions of game lands posted as "Safety Zones" hunting is prohibited. No person
18 shall hunt or discharge a firearm or bow and arrow within, into, or across a posted safety zone on
19 any game land. Falconry is exempt from this provision.
20 (3) Restricted Firearms Zone. On portions of game lands posted as "Restricted Firearms Zones" the use
21 of centerfire rifles is prohibited.
22 (4) Restricted Zone. Portions of game lands posted as "Restricted Zones" are closed to all use by the
23 general public, and entry upon such an area for any purpose is prohibited without first having
24 obtained written approval of such entry or use from an authorized agent of the Wildlife Resources
25 Commission. Entry shall be authorized only when such entry will not compromise the primary
26 purpose for establishing the Restricted Zone and the person or persons requesting entry are able to
27 demonstrate a valid need or such person is a contractor or agent of the Commission conducting
28 official business. "Valid need" includes issues of access to private property, scientific investigations,
29 surveys, or other access to conduct activities in the public interest.
30 (5) Temporary Restricted Zone. Portions of game lands posted as "Temporary Restricted Zones" are
31 closed to all use by the general public, and entry upon such an area for any purpose is prohibited
32 without first having obtained written approval of such entry or use from an authorized agent of the
33 Wildlife Resources Commission. An area of a game land ~~shall~~ may be declared a Temporary
34 Restricted Zone when there is a danger to the health or welfare of the public. ~~public due to~~
35 ~~topographical features or activities occurring on the area.~~
36 (6) Scouting-only Zone. On portions of the game lands posted as "Scouting-only Zones" the discharge
37 of firearms or bow and arrow is prohibited.

(7) Restricted Deer Hunting Zone. On portions of game lands posted as "Restricted Deer Hunting Zones" the use of dogs for taking deer is prohibited, except as allowed by permit as provided in G.S. 113-264(d).

(8) Day Use Only Zone. On portions of game lands posted as "Day Use Only Zones" the use by the general public shall be prohibited from sunset to sunrise.

(9) Sensitive Habitat Zone. Portions of game lands posted as "Sensitive Habitat Zones" are closed to all use by the general public during the dates specified on the sign, and entry upon such an area for any purpose is prohibited without first obtaining written approval of such entry or use from an authorized agent of the Wildlife Resources Commission by calling 919-707-0150 and requesting a permit.

The Commission shall conduct a public input meeting in the area where the game land is located before establishing the following zones: archery, restricted firearms, restricted ~~restricted~~ deer hunting, day use only, or sensitive habitat. After the input meeting, the public comments shall be presented at an official Commission meeting for final determination.

(c) Littering. No person shall deposit any litter, trash, garbage, or other refuse at any place on any game land except in receptacles provided for disposal of such refuse at designated camping and target-shooting areas. No garbage dumps or sanitary landfills shall be established on any game land by any person, firm, corporation, county, or municipality, except as permitted by the landowner.

(d) Use of weapons. No person shall discharge:

(1) any weapon within 150 yards of any game land building or designated game land camping area, except where posted otherwise;

(2) any weapon within 150 yards of any residence located on or adjacent to game lands, except on Butner-Falls of Neuse and Jordan game lands; and

(3) any firearm within 150 yards of any residence located on or adjacent to Butner-Falls of Neuse and Jordan Game Lands.

No person shall hunt with or have in possession any shotgun shell containing lead or toxic shot while hunting on any posted waterfowl impoundment on any game land, except shotgun shells containing lead buckshot may be used while deer hunting. Every individual carrying a concealed handgun shall adhere to the requirements set forth in G.S. 14-415.11, even if the state issuing the concealed handgun permit is not North Carolina. On Butner-Falls of Neuse, Jordan, Kerr Scott, and Vance game lands, no person shall possess loaded firearms, ammunition, bows and arrows, crossbows, or other weapons except as provided in the Code of Federal Regulations, Title 36, Chapter III, Part 327.13, which is incorporated by reference, including subsequent amendments and editions, free of charge, at:

http://www.ecfr.gov/cgi-bin/text-idx?SID=75b0c14fb2c26906cf64a267eb69b052&mc=true&node=se36.3.327_113&rgn=div8. On Buckhorn, Chatham, Harris, Hyco, Lee, Mayo, and Sutton Lake game lands; Pee Dee River Game Land north of U.S. 74; and that portion of R. Wayne Bailey- Caswell Game Land that is located north of U.S. 158 and east of N.C. 119, no person shall possess a firearm during closed hunting seasons or closed hunting days for game birds or game animals, except under the following conditions:

- (1) the firearm is a .22 caliber pistol with a barrel not greater than seven and one-half inches in length and shooting only short, long, or long rifle ammunition carried as a side arm;
- (2) the firearm is cased or not immediately available for use;
- (3) the firearm is used by persons participating in field trials on field trial areas; or
- (4) the firearm is possessed in designated camping areas for defense of persons and property.

(e) Game Lands License: Hunting and Trapping

- (1) Requirement. Except as provided in Subparagraph (4) of this Paragraph, any person entering upon any game land for the purpose of hunting, trapping, running dogs, or training dogs using wildlife shall have in his or her possession a game lands license in addition to the appropriate hunting or trapping license, or a license that conveys the game land use privilege.
- (2) For Commission-sanctioned field trials, active participants (as defined in 15A NCAC 10B .0114) in a field trial using wildlife shall possess a game lands license in addition to the appropriate North Carolina hunting license, or a license that conveys the game land use privilege, except non-residents may substitute hunting licenses from their state(s) of residence.
- (3) For any other field trial using wildlife occurring on game lands, judges and active participants shall possess a game lands license in addition to the appropriate North Carolina hunting license, or a license that conveys the game land use privilege.
- (4) Exceptions:
 - (A) a person under 16 years of age may hunt on game lands on the license of his parent or legal guardian;
 - (B) on the game lands described in Rule .0103(e)(1) of this Section, the game lands license is required only for hunting doves; all other activities are subject to the control of the landowners.

(f) Field Trials and Training Dogs. Any individual or organization sponsoring a field trial on the Sandhills Field Trial area ~~or the Laurinburg Fox Trial facility~~, shall file with the Commission an application to use the area and facility accompanied by the facility use fee computed at the rate of two hundred dollars (\$200.00) for each scheduled day of the trial. The total facility use fee shall cover the period from 12:00 noon of the day preceding the first scheduled day of the trial to 10:00 a.m. of the day following the last scheduled day of the trial. The facility use fee shall be paid for all intermediate days on which for any reason trials are not run but the building or facilities are used or occupied. A fee of seventy-five dollars (\$75.00) per day shall be charged to sporting, educational, or scouting groups for scheduled events utilizing the club house only. No person or group of persons or any other entity shall enter or use in any manner any of the physical facilities located on the Sandhills Field Trial area ~~or the Laurinburg Fox Trial facility~~ without first having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission, and no such entry or use of any such facility shall exceed the scope of or continue beyond the approved use. The Sandhills Field Trial facilities shall be used only for field trials scheduled with the approval of the Wildlife Resources Commission. No more than 16 days of field trials may be scheduled for occurrence on the Sandhills facilities during any calendar month, and no more than four days may be scheduled during any calendar week; provided, that a field

trial requiring more than four days may be scheduled during one week upon reduction of the maximum number of days allowable during some other week so that the monthly maximum of 16 days is not exceeded. Before October 1 of each year, the North Carolina Field Trial Association or other organization desiring use of the Sandhills facilities between October 22 and November 18 and between December 3 and March 31 shall submit its proposed schedule of such use to the Wildlife Resources Commission for its consideration and approval. The use of the Sandhills Field Trial facilities at any time by individuals for training dogs is prohibited; elsewhere on the Sandhills Game Lands dogs may be trained only on Mondays, Wednesdays, and Saturdays from October 1 through April 1. Dogs may not be trained or permitted to run unleashed from April 1 through August 15 on any game land located west of I-95, except when participating in field trials sanctioned by the Wildlife Resources Commission. Dogs may not be trained or permitted to run unleashed from March 15 through June 15 on any game land located east of I-95, except when participating in field trials sanctioned by the Wildlife Resources Commission. Additionally, on game lands located west of I-95 where special hunts are scheduled for sportsmen participating in the Disabled Sportsman Program, dogs may not be trained or allowed to run unleashed during legal big game hunting hours on the dates of the special hunts. A field trial shall be authorized when such field trial does not conflict with other planned activities on the Game Land or field trial facilities, and the applying organization can demonstrate their experience and expertise in conducting genuine field trial activities. Entry to physical facilities, other than by field trial organizations under permit, shall be granted when they do not conflict with other planned activities previously approved by the Commission and they do not conflict with the mission of the agency.

(g) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302, and .0303, trapping of furbearing ~~animals~~ animals, armadillos, coyotes, and groundhogs is permitted on game lands during the applicable open trapping seasons, seasons established by rule. Foxes can be trapped on game lands from November 1 through the end of February in any county with an open fox trapping season that falls between November 1 and the end of February. Foxes may not be taken by trapping on game lands in counties with a closed fox trapping season or during any fox trapping season that occurs outside the dates of November 1 through the end of February. Additionally, fox trapping is allowed on game lands in Clay, Graham, Henderson, Macon, and Tyrrell counties with a daily bag limit of two and a season bag limit of 10 from the first to the fourth Saturday in January. ~~except that trapping~~ Trapping is prohibited:

- (1) on the ~~field trial course~~ J Robert Gordon Field Trial Area of the Sandhills Game Land;
- (2) in posted "safety zones" located on any game land;
- (3) by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south, US 276 on the north and east, and NC 215 on the west;
- (4) on the John's River Waterfowl Refuge in ~~Burke County; and~~ County;
- (5) on the DuPont State Forest Game ~~Lands;~~ Lands; and
- (6) from April 1 through October 31.

~~On those areas of State-owned land known collectively as the Roanoke River Wetlands, controlled trapping is allowed under a permit system.~~ At each trap, trappers may use a single bait site of grain, fruit, or other foods when trapping if the food is not a processed food product as defined in GS 113-294(r), is less than 3 cubic inches and is completely covered to prevent it from being seen from above. Feathers, including those with attached skin or entire bird wings,

1 hair with or without skin or hide, and bones that include no attached meat, organs, or viscera ~~are not considered other~~
2 ~~foods and are excluded from this requirement.~~ do not need to be covered.

3 (h) Vehicular Traffic. No person shall drive a motorized vehicle on any game land except on those roads constructed,
4 maintained, and opened for vehicular travel and those trails posted for vehicular travel, unless such person:

5 (1) is driving in the vehicle gallery of a scheduled bird dog field trial held on the Sandhills Game Land;
6 or

7 (2) is a disabled sportsman as defined in Paragraph (k) of this Rule or holds a Disabled Access Program
8 Permit as described in Paragraph (m) of this Rule and is abiding by the rules described in Paragraph
9 (m).

10 (i) Camping.

11 (1) No person shall camp on any game land except on an area designated by the landowner for camping.

12 (2) On game lands owned by the State of North Carolina, where the North Carolina Wildlife Resources
13 Commission is the primary custodian, the maximum period of consecutive overnight camping at
14 any designated camping area is 14 days within any 30-day period from May 1 through August 31.
15 After 14 consecutive days of camping, all personal belongings shall be removed from the game land.

16 (j) Swimming. Swimming is prohibited in the lakes located on the Sandhills Game Land.

17 (k) Disabled Sportsman Program. In order to qualify for permit hunts for disabled sportsmen offered by the
18 Commission and use of designated blinds during those hunts, an individual shall possess a Disabled Veteran
19 Sportsman license, a Totally Disabled Sportsman license, or a disabled sportsman hunt certification issued by the
20 Commission. In order to qualify for the certification, the applicant shall provide medical certification of one or more
21 of the following disabilities:

22 (1) missing 50 percent or more of one or more limbs, whether by amputation or natural causes;

23 (2) paralysis of one or more limbs;

24 (3) dysfunction of one or more limbs rendering the person unable to perform the task of grasping and
25 lifting with the hands and arms or unable to walk without mechanical assistance, other than a cane;

26 (4) disease, injury, or defect confining the person to a wheelchair, walker, or crutches; or

27 (5) deafness.

28 On game lands where the privileges described in Paragraph (m) of this Rule apply, participants in the program may
29 operate electric wheel chairs, all terrain vehicles, or other passenger vehicles:

30 (1) on ungated or open-gated roads normally closed to vehicular traffic; and

31 (2) on any Commission-maintained road open for vehicular travel and those trails posted for vehicular
32 travel.

33 Each program participant may be accompanied by one companion provided such companion has in his possession the
34 companion card issued by the Commission. Hunters who qualify under the Disabled Sportsman Program and their
35 companions may access special hunting blinds for people with disabilities during regularly scheduled, non-permit
36 hunting days on a first come basis, except for those blinds located on the Restricted Area of Caswell Game Land.

1 (l) Release of Animals and Fish. It is unlawful to release pen-raised animals or birds, wild animals or birds,
2 domesticated animals, except hunting dogs and raptors where otherwise permitted for hunting or training purposes, or
3 feral animals, or hatchery-raised fish on game lands without prior written authorization. It is unlawful to move wild
4 fish from one stream to another on game lands without prior written authorization. Written authorization shall be given
5 when release of such animals is determined by a Wildlife Resources Commission biologist not to be harmful to native
6 wildlife in the area and such releases are in the public interest or advance the programs and goals of the Wildlife
7 Resources Commission.

8 (m) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway use
9 on Game Lands except for designated areas on National Forests. Disabled persons as defined in Paragraph (k) of this
10 Rule and people who have obtained a Disabled Access Program permit are exempt from the previous sentence but
11 shall comply with the terms of their permit. Furthermore, disabled persons, as defined under the federal Americans
12 with Disabilities Act (42 U.S.C. 126) may use wheelchairs or other mobility devices designed for indoor pedestrian
13 use on any area where foot travel is allowed.

14 (n) Disabled Access Program. Permits issued under this program shall be based upon medical evidence submitted by
15 the person verifying that a handicap exists that limits physical mobility to the extent that normal utilization of the
16 game lands is not possible without vehicular assistance. Persons meeting this requirement may operate electric wheel
17 chairs, all terrain vehicles, and other passenger vehicles on any Commission-maintained road open for vehicular travel
18 and those trails posted for vehicular travel and ungated or open-gated roads otherwise closed to vehicular traffic on
19 game lands owned by the Wildlife Resources Commission and on game lands whose owners have agreed to such use.
20 Those game lands, or parts thereof, where this Paragraph applies are designated in the game land rules section of the
21 regulations digest and map book. This Paragraph does not permit vehicular access on fields, openings, roads, paths,
22 or trails planted for wildlife food or cover. One companion, who is identified by a companion card issued to each
23 qualified disabled person, may accompany a disabled person to provide assistance, provided the companion is at all
24 times in visual or verbal contact with the disabled person. The companion may participate in all lawful activities while
25 assisting a disabled person, provided license requirements are met. Any vehicle used by a qualified disabled person
26 for access to game lands under this provision shall display the vehicular access permit issued by the Wildlife Resources
27 Commission in the passenger area of the vehicle where it can easily be seen by Commission staff outside the vehicle.
28 It is unlawful for anyone other than disabled persons as defined in Paragraph (k) of this Rule and those holding a
29 Disabled Access Permit to hunt, during waterfowl season, within 100 yards of a waterfowl blind designated by the
30 Wildlife Resources Commission as a Disabled Sportsman's hunting blind.

31 (o) Public nudity. Public nudity, including nude sunbathing, is prohibited on any Game Land, including land or water.
32 For the purposes of this Section, "public nudity" means a person's intentional failure to cover with a fully opaque
33 covering the person's genitals, pubic area, anal area, or female breasts below a point from the top of the areola while
34 in a public place.

35 (p) Shooting Ranges. On public shooting ranges managed by the Commission, no person shall use designated shooting
36 ranges for any purpose other than for firearm or bow and arrow marksmanship, development of shooting skills, or for
37 other safe uses of firearms and archery equipment. All other uses, including camping, building fires, operating

1 concessions or other activities not directly involved with recreational or competitive shooting are prohibited, except
2 for activities that have been approved by the Commission and for which a permit has been issued may be conducted,
3 provided that the permit authorizing such activity is available for inspection by wildlife enforcement officers at the
4 time the activity is taking place. No person, when using any shooting range, shall deposit any debris or refuse on the
5 grounds of the range. This includes any items used as targets, except that clay targets broken on the range, by the
6 shooter, may be left on the grounds where they fall. No person shall shoot any items made of glass on the grounds of
7 the range. No person may leave any vehicle or other obstruction in such a location or position that it will prevent,
8 impede, or inconvenience the use by other persons of any shooting range. No person shall leave parked any vehicle
9 or other object at any place on the shooting range other than such a place or zone as is designated as an authorized
10 parking zone and posted or marked as such. No person shall handle any firearms or bow and arrow on a shooting
11 range in a careless or reckless manner. No person shall intentionally shoot into any target holder, post, or other
12 permanent fixture or structure while using a shooting range. No person shall shoot a firearm in a manner that would
13 cause any rifled or smoothbore projectiles to travel off of the range, except that shotgun shot, size No. 4 or smaller
14 may be allowed to travel from the range if it presents no risk of harm or injury to any person(s). Persons using a
15 shooting range shall obey posted range safety rules and those persons who violate range safety rules or create a public
16 safety hazard shall leave the shooting range if directed to by law enforcement officers or to leave by Commission
17 employees. No person shall handle any firearms on a shooting range while under the influence of an impairing
18 substance. The consumption of alcohol or alcoholic beverages on a shooting range is prohibited. Open days and hours
19 of operation shall be designated on signs and at least one such sign shall be posted at the entrance to each shooting
20 range. No person, when using any shooting range, shall do any act that is prohibited or neglect to do any act that is
21 required by signs or markings placed on such area under authority of this Rule for the purpose of regulating the use
22 of the area.

23 (q) Limited-access Roads. During the months of June, July, and August, roads posted as "Limited-access Roads" are
24 open to motorized vehicles from 5:00 a.m. to 10:00 p.m. only. These roads shall be posted with the opening and
25 closing times.

26 (r) No person shall attempt to obscure the sex or age of any bird or animal taken by severing the head or any other
27 part thereof, or possess any bird or animal that has been so mutilated.

28 (s) Baiting. Except as provided in section (g) of this Rule, no person shall place, or cause to be placed on any game
29 land, salt, grain, fruit, or other foods without prior written authorization from an agent of the Commission. Written
30 authorization may be provided for Commission authorized projects or Commission contractors to meet specific
31 objectives. Except as authorized by rule, no person shall take or attempt to take any wild birds or wild animals attracted
32 to such foods.

34 *History Note: Authority G.S. 113-129; 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306;*
35 *143-318.10;*

36 *Eff. February 1, 1976;*

37 *Amended Eff. July 1, 1993; April 1, 1992;*

1 *Temporary Amendment Eff. October 11, 1993;*
2 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994;*
3 *Temporary Amendment Eff. July 1, 1999;*
4 *Amended Eff. July 1, 2000;*
5 *Temporary Amendment Eff. August 31, 2001;*
6 *Amended Eff. August 1, 2002;*
7 *Amended Eff. June 1, 2004; (this amendment replaces the amendment approved by RRC on July 17,*
8 *2003);*
9 *Amended Eff. January 1, 2013; January 1, 2012; June 1, 2011; August 1, 2010; May 1, 2009; May*
10 *1, 2008; May 1, 2007; May 1, 2006; November 1, 2005;*
11 *Temporary Amendment Eff. July 1, 2014;*
12 *Amended Eff. August 1, 2021; August 1, 2020; August 1, 2017; August 1, 2016; May 1, 2015; August*
13 *1, 2014;*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10D .0103

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Throughout this Rule, were the post-publication changes made in response to public comment?

On page 6, in (16)(C) and on page 7 in (17)(D), please consider using "through" instead of dashes between dates to match the rest of the Rule.

Please fix the formatting on page 7 in (17)(D) to indent "Horseback."

On page 13, in (41)(D), please consider using "through" instead of dashes between dates to match language used in the rest of the Rule.

On page 13, line 21, please change "must" to "shall."

On page 16, in (56)(E), please fix the formatting to line this Part up with (56)(A)-(D).

In your History Note, please add "Temporary Amendment Eff. September 25, 2021."

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10D .0103 is amended with changes as published in the 35:11 NCR 1133-1147 as follows:

2
3 **15A NCAC 10D .0103 HUNTING ON GAME LANDS**

4 (a) Safety Requirements. No person while hunting on any designated game land shall be under the influence of alcohol
5 or any narcotic drug, or fail to comply with restrictions enacted by the National Park Service regarding the use of the
6 Blue Ridge Parkway where it adjoins game lands listed in this Rule.

7 (b) Traffic Requirements. No person shall park a vehicle on game lands in such a manner as to block traffic or gates,
8 or otherwise prevent vehicles from using any roadway.

9 (c) Tree Stands. It is unlawful to erect or to occupy, for the purpose of hunting, any tree stand or platform attached
10 by nails, screws, bolts, or wire to a tree on any game land designated herein. This prohibition does not apply to lag-
11 screw steps or portable stands that are removed after use with no metal remaining in or attached to the tree.

12 (d) Time and Manner of Taking. Hunting is allowed on game lands only during the open season for game animals
13 and game birds, unless hunting is allowed by permit. Individual game lands or parts thereof may be closed to hunting
14 or limited to specific dates by this Chapter. Persons shall hunt only with weapons lawful for the open game animal or
15 game bird seasons. On managed waterfowl impoundments, persons shall:

16 (1) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting dates;

17 (2) not hunt after 1:00 p.m. on such hunting dates;

18 (3) not set decoys out prior to 4:00 a.m.;

19 (4) remove decoys by 3:00 p.m. each day; and

20 (5) not operate any vessel or vehicle powered by an internal combustion engine.

21 (1) On managed waterfowl impoundments, persons shall:

22 (A) not enter the posted impoundment areas earlier than 4:00 a.m. on the permitted hunting
23 dates;

24 (B) not hunt after 1:00 p.m. on such hunting dates;

25 (C) not set decoys out prior to 4:00 a.m.;

26 (D) remove decoys by 3:00 p.m. each day; and

27 (E) not operate any vessel or vehicle powered by an internal combustion engine.

28 (2) On Sundays, the following shall be prohibited:

29 (A) hunting with a firearm between 9:30 AM and 12:30 PM;

30 (B) the use of a firearm to take deer that are run or chased by dogs;

31 (C) hunting with a firearm within 500 yards of a place of religious worship, as defined by G.S.
32 14-54.1(b), or any accessory structure thereof, thereof, and

33 (D) hunting migratory game birds

34 On designated youth waterfowl days, youths may hunt on managed waterfowl impoundments from ½ hour before
35 sunrise to sunset. On designated veterans and military waterfowl days, veterans, as defined in 38 USC 101, and
36 members of the Armed Forces on active duty, including members of the National Guard and Reserves on active duty
37 other than for training, with valid credentials may hunt on game lands and impoundments not designated as permit-

only areas from ½ hour before sunrise to sunset. Restrictions ~~[(1)],~~ (1)(A), (1)(C), ~~[(3)],~~ and ~~[(5)]~~ (1)(E) in this Paragraph shall apply. On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the trapping season and waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the portion of the impoundment outside of the posted "Scouting-only Zone." ~~No person shall attempt to obscure the sex or age of any bird or animal taken by severing the head or any other part thereof, or possess any bird or animal that has been so mutilated. No person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods without prior written authorization of the Commission or its agent. A decision to grant or deny authorization shall be made based on the best management practices for the wildlife species in question. No person shall take or attempt to take any game birds or game animals attracted to such foods.~~

(c) Definitions:

- (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be taken and dove hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days within the federally-announced season.
- (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days, except for game lands in this Rule that specifically allow hunting on Tuesdays, Thursday, and Fridays. Falconry may also be practiced on Sundays. These "open days" also apply to either-sex deer hunting seasons listed under each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until 7:00 a.m. on Thursdays, and until midnight on Saturdays.
- (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any game may be taken on the open days of Monday, Tuesday, Wednesday, Thursday, Friday, and Saturday during the open seasons.
- (4) For purposes of this Section, "Seven Days per Week Area" refers to a Game Land on which game may be taken during the open season on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, Saturdays, and Sundays. ~~[On Sundays, the following shall be prohibited:]~~
[(A) — hunting between 9:30 AM and 12:30 PM;]
[(B) — the use of a firearm to take deer that are run or chased by dogs;]
[(C) — hunting within 500 yards of a place of religious worship, as defined by G.S. 14-54.1(b), or any accessory structure thereof.]
- (5) For purposes of this Section, "Four Days per Week Area" refers to a Game Land on which any game may be taken during the open seasons and hunting is limited to Tuesdays, Thursdays, Saturdays, and Sundays. Raccoon and opossum hunting may continue until 7:00 a.m. on Wednesdays, 7:00 a.m. on Fridays, and 7:00 a.m. on Mondays. ~~[season on Tuesdays, Thursdays, Saturdays, and Sundays. On Sundays, the following shall be prohibited:]~~
[(A) — hunting between 9:30 AM and 12:30 PM;]
[(B) — the use of a firearm to take deer that are run or chased by dogs;]

1 ~~[(C) — hunting within 500 yards of a place of religious worship, as defined by G.S. 14-54.1(b), or~~
2 ~~any accessory structure thereof.]~~

3 (f) Hunting with Dogs on Game Lands. Deer shall not be taken with the use of dogs on game lands in counties or
4 parts of counties where taking deer with dogs is prohibited as described in 15A NCAC 10B .0109.

5 (g) The listed seasons and restrictions apply in the following game lands:

6 (1) Alcoa Game Land in Davidson, Davie, Montgomery, Rowan, and Stanly counties

7 (A) ~~Six~~ Seven Days per Week Area

8 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
9 Antlers Season through the second Friday thereafter in that portion in Montgomery county,
10 and deer of either sex may be taken all the open days of the applicable Deer With Visible
11 Antlers Season in those portions in Davidson, Davie, Rowan, and Stanly counties.

12 (C) On the Lick Creek Tract, deer and bear hunting is archery only.

13 (2) Alligator River Game Land in Tyrrell County

14 (A) ~~Six~~ Seven Day per Week Area

15 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
16 Antlers Season.

17 (C) Bear may only be taken the first Saturday, Monday, and Tuesday of three hunting days
18 during the November Bear Season and the second Saturday, Monday, and Tuesday first
19 three hunting days during the second week of the December Bear Season.

20 (3) Angola Bay Game Land in Duplin and Pender counties

21 (A) ~~Six~~ Seven Days per Week Area

22 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
23 Antlers Season.

24 (C) Target shooting is prohibited.

25 (D) Bear shall not be harvested on Sunday.

26 (4) Bachelor Bay Game Land in Bertie, ~~Martin~~, and Washington counties

27 (A) ~~Six~~ Seven Days per Week Area

28 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
29 Antlers Season.

30 (5) Bertie County Game Land in Bertie County

31 (A) Six Days per Week Area

32 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
33 Antlers Season.

34 (C) Target Shooting is prohibited.

35 (6) Bladen Lakes State Forest Game Land in Bladen County

36 (A) Three Days per Week Area

- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Except for blackpowder firearms, rifles larger than .22 caliber rimfire shall not be used.
- (D) On the Singletary Lake Tract, the use of dogs for hunting deer and bear is prohibited.
- (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.
- (F) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.
- (G) The use of dogs for pursuing or taking foxes shall be prohibited from February 15 through August 1.
- (7) Brinkleyville Game Land in Halifax County
- (A) ~~Six~~ Seven Days per Week Area
- (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (C) Horseback riding is prohibited.
- (D) Target Shooting is prohibited.
- ~~(8) Brunswick County Game Land in Brunswick County~~
- ~~(A) Hunting is by permit only.~~
- ~~(B) The use of dogs for hunting deer is prohibited.~~
- ~~(9)~~(8) Buckhorn Game Land in Orange County
- (A) Hunting is by permit only.
- (B) Horseback riding is prohibited.
- ~~(10)~~(9) Buckridge Game Land in Tyrrell County.
- (A) Three Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.
- (C) Bear may only be taken the first Saturday, Monday, and Tuesday ~~three hunting days during of~~ the November Bear Season and the ~~first three hunting days of the second week~~ second Saturday, Monday, and Tuesday of the December Bear Season. ~~If any of these days falls on a Tuesday, Friday or Saturday, bear hunting is allowed on those days.~~
- (D) Target shooting is prohibited.
- ~~(11)~~(10) Buffalo Cove Game Land in Caldwell and Wilkes Counties
- (A) ~~Six~~ Seven Days per Week Area
- (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of either sex may be taken with archery equipment on open days beginning the Saturday on or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with

1 archery equipment the Monday immediately following the closing of the Deer With Visible
2 Antlers Season, as described in this Part, through January 1. Deer of either sex may be
3 taken with blackpowder firearms on open days beginning the Monday on or nearest
4 October 1 through the Saturday of the second week thereafter.

5 (C) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
6 Antlers Season.

7 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and
8 all horseback riding is prohibited from September 1 through May 15.

9 ~~(12)~~(11) Bullard and Branch Hunting Preserve Game Lands in Robeson County

10 (A) ~~Three~~ Four Days per Week Area

11 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
12 Antlers Season.

13 (C) Bear shall not be harvested on Sunday.

14 ~~(13)~~(12) Butner - Falls of Neuse Game Land in Durham, Granville, and Wake counties

15 (A) Six Days per Week Area

16 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
17 Antlers Season through the second Friday thereafter.

18 (C) Waterfowl shall be taken only on:

19 (i) the opening and closing days of the applicable waterfowl seasons;

20 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and

21 (iii) Tuesdays, Thursdays, and Saturdays of the applicable waterfowl seasons.

22 On the posted waterfowl impoundments a special permit is required for all waterfowl
23 hunting after November 1.

24 (D) Horseback riding is prohibited.

25 (E) Target shooting is prohibited.

26 (F) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.

27 (G) The use of dogs for hunting deer is prohibited on that portion west of NC 50 and south of
28 Falls Lake.

29 (H) The use of bicycles is restricted to designated areas, except that this restriction does not
30 apply to hunters engaged in the act of hunting during the open days of the applicable
31 seasons for game birds and game animals. On designated bicycle riding areas, the use of
32 bicycles is allowed from May 15 through August 31, and on Sundays only from September
33 1 through May 14.

34 (I) Camping and the presence of campers and tents in designated Hunter Camping Areas are
35 limited to September 1 through the last day of February and March 31 through May 14.

- 1 (J) Camping is allowed at any time in the designated Mountains-to-Sea Trail Camping Area
2 and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited
3 in this camping area.
- 4 ~~(14)~~(13) Buxton Woods Game Land in Dare County:
- 5 (A) Six Days per Week Area
- 6 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
7 Antlers Season through the first Friday thereafter.
- 8 (C) Target shooting is prohibited.
- 9 ~~(15)~~(14) Cape Fear River Wetlands Game Land in Pender County
- 10 (A) ~~Six~~ Seven Days per Week Area
- 11 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
12 Antlers Season.
- 13 (C) Turkey Hunting is by permit only on that portion known as the Roan Island Tract.
- 14 (D) The use of dogs for hunting deer is prohibited on the portion of the game land that is west
15 of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road,
16 and south of NC 210 to the Black River.
- 17 (E) Target shooting is prohibited.
- 18 (F) Bear shall not be harvested on Sunday.
- 19 ~~(16)~~(15) Carteret County Game Land in Carteret County
- 20 (A) ~~Six~~ Seven Days per Week Area
- 21 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
22 Antlers Season through the second Friday thereafter.
- 23 (C) The use of dogs for hunting deer is prohibited.
- 24 (D) Bear hunting on the Salters Creek Tract is by permit only.
- 25 (E) Bear shall not be harvested on Sunday.
- 26 ~~(17)~~(16) R. Wayne Bailey-Caswell Game Land in Caswell County
- 27 (A) Three Days per Week Area
- 28 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
29 Antlers Season through the second Wednesday thereafter.
- 30 (C) Horseback riding, including all equine species, is allowed seven days per week from
31 May 16 – August 31, only during June, July, and August, and on Sundays only, September
32 1 – May 15, during the remainder of the year except during open turkey and deer seasons.
33 Horseback riding is allowed only on roads opened to vehicular traffic and on those gated
34 roads and trails that are posted for equestrian use. People age 16 or older horseback riding
35 on this game land shall possess a Game Lands license.
- 36 (D) The area encompassed by the following roads is permit-only for all quail and woodcock
37 hunting, and all bird dog training: From Yanceyville south on NC 62 to the intersection of

SR 1746, west on SR 1746 to the intersection of SR 1156, south on SR 1156 to the intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC 62 to the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR 1730 to NC 86, north on NC 86 to NC 62.

(E) On the posted waterfowl impoundment, waterfowl hunting is by permit only after November 1.

(F) Camping and the presence of campers and tents in designated Hunter Camping Areas are limited to September 1 through the last day of February and March 31 through May 14.

(G) Target shooting is prohibited, except at the R. Wayne Bailey-Caswell Shooting Range.

~~(18)~~(17) Chatham Game Land in Chatham County

(A) ~~Six~~ Seven Days per Week Area

(B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.

(C) Wild turkey hunting is by permit only.

(D) ~~Horseback riding~~ riding, including all equine species, is allowed seven days per week from May 16 – August 31, only during June, July, and August, and on Sundays only September 1 – May 15, during the remainder of the year except during open turkey and deer seasons.

(E) Target shooting is prohibited.

~~(19)~~(18) Chowan Game Land in Chowan County

(A) ~~Six~~ Seven Days per Week Area

(B) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers Season.

(C) Bear shall not be harvested on Sunday.

~~(20)~~(19) Chowan Swamp Game Land in Bertie, Gates, and Hertford counties.

(A) Six Days per Week Area

(B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

(C) Bear hunting is restricted to the first Saturday, Monday, and Tuesday ~~three hunting days during~~ of the November bear season and the second Saturday, Monday, and Tuesday ~~first three hunting days during the second week~~ of the December bear season except that portion of Chowan Swamp Game Land in Gates County that is east of Highway 158/13, south of Highway 158, west of Highway 32, and north of Catherine Creek and the Chowan River where the bear season is the same as the season dates for the Gates County bear season.

(D) Camping is restricted to September 1 through the last day of February and March 31 through May 14 in areas both designated and posted as camping areas.

- 1 (E) Horseback riding is prohibited except during May 16 through August 31 and on Sundays
2 only September 1 through May 15 on those roads that are open to vehicular traffic and on
3 those gated roads and trails posted for equestrian use.
- 4 (F) Target shooting is prohibited.
- 5 ~~(21)~~(20) Cold Mountain Game Land in Haywood County
- 6 (A) ~~Six~~ Seven Days per Week Area
- 7 (B) Horseback riding is prohibited except on designated trails May 16 through August 31 and
8 all horseback riding is prohibited from September 1 through May 15.
- 9 (C) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
10 Antlers Season.
- 11 ~~(22)~~(21) Columbus County Game Land in Columbus County.
- 12 (A) ~~Three~~ Four Days per Week Area
- 13 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
14 Antlers Season.
- 15 (C) Deer hunting on the Campbell Tract shall be by permit only.
- 16 ~~(23)~~(22) Croatan Game Land in Carteret, Craven, and Jones counties
- 17 (A) ~~Six~~ Seven Days per Week Area
- 18 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
19 Antlers Season.
- 20 (C) Waterfowl shall be taken only on the following days:
- 21 (i) the opening and closing days of the applicable waterfowl seasons;
- 22 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 23 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 24 (D) Beginning on the first open waterfowl day in October through the end of all waterfowl
25 seasons, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish
26 Lake Waterfowl Impoundment is by permit only.
- 27 (E) Dove hunting is by permit only for the first two open days of dove season on posted areas.
28 During the rest of dove season, no permit is required to hunt doves.
- 29 (F) Bear shall not be harvested on Sunday.
- 30 ~~(24)~~(23) Currituck Banks Game Land in Currituck County
- 31 (A) ~~Six~~ Seven Days per Week Area
- 32 (B) Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by
33 permit only from November 1 through the end of all waterfowl seasons.
- 34 (C) Licensed hunting guides may accompany the permitted individual or party provided the
35 guides do not use a firearm.
- 36 (D) The boundary of the game land shall extend 5 yards from the edge of the marsh or shoreline.

- 1 (E) Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day of
2 their hunt.
- 3 (F) No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand
4 or blind to a tree.
- 5 (G) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers
6 season.
- 7 (H) Bear shall not be harvested on Sunday.
- 8 ~~(25)~~(24) Dan River Game Land in Rockingham County
- 9 (A) Three Days per Week Area
- 10 (B) Deer hunting is by permit only.
- 11 (C) Wild turkey hunting is by permit only.
- 12 (D) Horseback riding is prohibited except on those areas posted for equestrian use. People age
13 16 or older horseback riding on this game land must possess a Game Lands license.
- 14 (E) Target shooting is prohibited.
- 15 ~~(26)~~(25) Dare Game Land in Dare and Hyde counties
- 16 (A) ~~Six~~ Seven Days per Week Area
- 17 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
18 Antlers Season through the first Friday thereafter.
- 19 (C) No hunting is allowed on posted parts of bombing range.
- 20 (D) The use and training of dogs is prohibited from March 1 through June 30.
- 21 ~~(27)~~(26) Dover Bay Game Land in Craven County
- 22 (A) Six Days per Week Area
- 23 (B) Deer of either sex may be taken all the days of the applicable Deer With Visible
24 Antlers season.
- 25 ~~(28)~~(27) DuPont State Forest Game Lands in Henderson and Transylvania counties
- 26 (A) Hunting is by permit only.
- 27 (B) The training and use of dogs for hunting is prohibited except by special hunt permit holders
28 during scheduled permit hunts.
- 29 ~~(29)~~(28) Elk Knob Game Land in Watauga County
- 30 (A) ~~Six~~ Seven Days per Week Area
- 31 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
32 Antlers Season through the first Friday thereafter.
- 33 ~~(30)~~(29) Embro Game Land in Halifax and Warren counties
- 34 (A) ~~Six~~ Seven Days per Week Area
- 35 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
36 Antlers Season through the second Friday thereafter.
- 37 (C) Horseback riding is prohibited.

- 1 (D) Target Shooting is prohibited.
- 2 ~~(31)~~(30) Goose Creek Game Land in Beaufort and Pamlico counties
- 3 (A) ~~Six~~ Seven Days per Week Area
- 4 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 5 Antlers Season.
- 6 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl
- 7 impoundments shall be taken only on the following days:
- 8 (i) the opening and closing days of the applicable waterfowl seasons;
- 9 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 10 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 11 (D) Beginning on the first open waterfowl season day in October through the end of all
- 12 waterfowl seasons, waterfowl hunting is by permit only on the following waterfowl
- 13 impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith
- 14 Creek, and Hobucken.
- 15 (E) On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except
- 16 waterfowl hunting on designated waterfowl hunting days and trapping during the trapping
- 17 season, are restricted to the posted Scouting-only Zone during the period November 1
- 18 through March 15.
- 19 (F) Camping is restricted to September 1 through the last day of February and March 31
- 20 through May 14 in areas both designated and posted as camping areas.
- 21 (G) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1
- 22 through January 1 and April 1 through May 15 to individuals that possess a valid hunting
- 23 opportunity permit.
- 24 (H) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is
- 25 prohibited on the Beaufort County portion north of [NC 33.] NC 33 except for that portion
- 26 east of Smith Creek and south of Campbell Creek.
- 27 (I) Bear shall not be harvested on Sunday.
- 28 ~~(32)~~(31) Green River Game Land in Henderson, and Polk counties
- 29 (A) Six Days per Week Area
- 30 (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
- 31 Antlers Season.
- 32 (C) Horseback riding is prohibited.
- 33 ~~(33)~~(32) Green Swamp Game Land in Brunswick County
- 34 (A) Six Days per Week Area
- 35 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 36 Antlers Season.

- 1 (C) On that portion north of Big Macedonia Road, east of Makatoka Road, south of Little
2 Macedonia Road, and west of Green Swamp Road, hunting and trapping is by permit only.
- 3 (D) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is
4 prohibited on that portion of the game land that is north of Big Macedonia Road, east of
5 Makatoka Road, south of Little Macedonia Road, and west of Green Swamp Road.
- 6 ~~(34)~~(33) Gull Rock Game Land in Hyde County
- 7 (A) ~~Six~~ Seven Days per Week Area
- 8 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
9 Antlers Season.
- 10 (C) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:
11 (i) the opening and closing days of the applicable waterfowl seasons; and
12 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
13 (iii) Tuesdays and Saturdays of the applicable waterfowl season.
- 14 (D) Camping is restricted to September 1 through the last day of February and March 31
15 through May 14 in areas designated and posted as camping areas.
- 16 (E) Bear may only be taken the first Saturday, Monday, and Tuesday of three hunting days
17 during the November Bear Season and the second Saturday, Monday, and Tuesday first
18 three hunting days during the second week of the December Bear Season, except for that
19 portion designated as bear sanctuary.
- 20 ~~(35)~~(34) Harris Game Land in Chatham, Harnett, and Wake counties
- 21 (A) ~~Six~~ Seven Days per Week Area
- 22 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
23 Antlers Season through the second Friday thereafter.
- 24 (C) Waterfowl shall be taken only on the following days:
25 (i) Tuesdays, Fridays, and Saturdays of the applicable waterfowl seasons;
26 (ii) Thanksgiving, Christmas, and New Year's Days; and
27 (iii) the opening and closing days of the applicable waterfowl seasons.
- 28 (D) The use or construction of permanent hunting blinds shall be prohibited.
- 29 (E) Wild turkey hunting is by permit only, except on those areas posted as an archery zone.
- 30 (F) Target shooting is prohibited.
- 31 (G) Horseback riding is prohibited.
- 32 ~~(36)~~(35) Headwaters State Forest Game Land in Transylvania County
- 33 (A) Six Days per Week Area
- 34 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
35 Antlers Season
- 36 ~~(37)~~(36) Hill Farm Game Land in Stokes County- hunting and trapping is by permit only.
- 37 ~~(38)~~(37) Holly Shelter Game Land in Pender County

- 1 (A) Six Days per Week Area
- 2 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 3 Antlers Season.
- 4 (C) Waterfowl may be taken only on the following days:
- 5 (i) the opening and closing days of the applicable waterfowl seasons;
- 6 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 7 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 8 (D) Camping is restricted to September 1 through the last day of February and March 31
- 9 through May 14 in areas designated and posted as camping areas.
- 10 (E) On that portion north of the Bear Garden Road, west of Shaw Road to Baby Branch, east
- 11 of the Northeast Cape Fear River, south of NC 53 and west of NC 50, deer hunting and
- 12 bear hunting are permit only.
- 13 (F) The use of dogs for hunting deer and bear is prohibited:
- 14 (i) all open days on that portion of the game land that is south of Baby Branch
- 15 extending west to Stag Park Road, west of Shaw Road, north of Meeks Road
- 16 extending west to Stag Park Road and east of Stag Park Road; and
- 17 (ii) on Tuesdays, Thursdays, and Fridays, with the exception of Thanksgiving,
- 18 Christmas, and New Year's days, and except for the area north of Bear Garden
- 19 Road, west of Shaw Road to Baby Branch, east of the Northeast Cape Fear River,
- 20 south of NC 53 and west of NC 50, where the use of dogs for deer and bear hunting
- 21 is by permit only.
- 22 (G) Hunting and vehicular access on the Pender 4 Tract is restricted from September 1 to the
- 23 last day of February and April 1 to May 15 to individuals that possess valid hunting
- 24 opportunity permits, unless otherwise authorized by the Wildlife Resources Commission.
- 25 (H) Hunters who possess a Disabled Access Permit may operate an All Terrain Vehicle on and
- 26 within 100 yards of trails designated for Disabled Sportsman Access.
- 27 (I) Target shooting is prohibited, except on the Holly Shelter Shooting Range.
- 28 (J) Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.
- 29 ~~(39)~~(38) Hyco Game land in Person County
- 30 (A) ~~Six~~ Seven Days per Week Area
- 31 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 32 Antlers Season through the second Friday thereafter.
- 33 (C) Target shooting is prohibited.
- 34 ~~(40)~~(39) J. Morgan Futch Game Land in Tyrrell County - hunting and trapping is by permit only.
- 35 ~~(41)~~(40) Johns River Game Land in Burke County
- 36 (A) Hunting is by permit only.
- 37 (B) During permitted deer hunts, deer of either sex may be taken by permit holders.

- 1 (C) Entry on posted waterfowl impoundments is prohibited October 1 through March 31,
2 except by lawful waterfowl hunting permit holders and only on those days written on the
3 permits.
- 4 (D) The use or construction of permanent hunting blinds is prohibited.
- 5 (E) Camping and the presence of campers and tents in designated Hunter Camping Areas is
6 limited to August 31 through the last day of February and March 31 through May 14.
- 7 ~~(42)~~(41) Jordan Game Land in Chatham, Durham, Orange, and Wake counties
- 8 (A) Six Days per Week Area
- 9 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
10 Antlers Season.
- 11 (C) Waterfowl may be taken only on:
- 12 (i) Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;
- 13 (ii) Thanksgiving, Christmas, and New Year's Days; and
- 14 (iii) the opening and closing days of the applicable waterfowl seasons.
- 15 (D) ~~Horseback riding, including all equine species, is prohibited except~~ allowed only on
16 those areas posted as American Tobacco Trail and other areas posted for equestrian use.
17 Unless otherwise posted, horseback riding is permitted on posted portions of the American
18 Tobacco Trail anytime the trail is open for use. On all other trails posted for equestrian use,
19 horseback riding is allowed seven days per week from May 16 – August 31, only during
20 June, July, and August, and on Sundays only from September 1 – May 15. the remainder of
21 the year except during open turkey and deer seasons. People age 16 or older must obtain
22 who ride horseback on trails occurring entirely within the game land boundaries shall
23 possess a Game Lands license. license prior to engaging in horseback riding on any area
24 other than the American Tobacco Trail.
- 25 (E) Target shooting is prohibited.
- 26 (F) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.
- 27 (G) The use of bicycles is restricted to designated areas, except that this restriction does not
28 apply to hunters engaged in the act of hunting during the open days of the applicable
29 seasons for game birds and game animals.
- 30 ~~(43)~~(42) Juniper Creek Game Land in Brunswick and Columbus counties
- 31 (A) ~~Six~~ Seven Days per Week Area
- 32 (B) Deer of either sex may be taken all the open days of the Deer With Visible Antlers Season.
- 33 (C) Camping is restricted to September 1 through the last day of February and March 31
34 through May 14 in areas both designated and posted as camping areas.
- 35 (D) Bear shall not be harvested on Sunday.
- 36 ~~(44)~~(43) Kerr Scott Game Land in Wilkes County
- 37 (A) Six Days per Week Area

- 1 (B) Use of centerfire rifles is prohibited.
- 2 (C) Use of blackpowder firearms, shotguns, or rifles for hunting deer during the applicable
- 3 Deer With Visible Antlers Season is prohibited.
- 4 (D) Tree stands shall not be left overnight; and no screws, nails, or other objects penetrating
- 5 the bark shall be used to attach a tree stand or blind to a tree.
- 6 (E) Deer of either sex may be taken on all open days of the applicable Deer With Visible
- 7 Antlers season.
- 8 (F) Hunting on posted waterfowl impoundments is by permit only.
- 9 (G) The use of firearms for hunting wild turkey is prohibited.
- 10 ~~(45)~~(44) Lantern Acres Game Land in Tyrrell and Washington counties
- 11 (A) Six Days per Week Area
- 12 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 13 Antlers Season.
- 14 (C) Wild turkey hunting is by permit only.
- 15 (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
- 16 (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- 17 ~~(46)~~(45) Lee Game Land in Lee County
- 18 (A) ~~Six~~ Seven Days per Week Area
- 19 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 20 Antlers Season through the second Friday thereafter.
- 21 (C) Target shooting is prohibited.
- 22 ~~(47)~~(46) Light Ground Pocosin Game Land in Pamlico County
- 23 (A) ~~Six~~ Seven Days per Week Area
- 24 (B) Deer of either sex may be taken all the open days of the applicable Deer with Visible
- 25 Antlers Season.
- 26 ~~(C)~~ Bear shall not be harvested on Sunday.
- 27 ~~(48)~~(47) Linwood Game Land in Davidson County
- 28 (A) ~~Six~~ Seven Days per Week Area
- 29 (B) Deer of either sex may be taken on all of the open days of the applicable Deer With Visible
- 30 Antlers Season.
- 31 ~~(49)~~(48) Lower Fishing Creek Game Land in Edgecombe and Halifax counties
- 32 (A) ~~Six~~ Seven Days per Week Area
- 33 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 34 Antlers Season through the second Friday thereafter.
- 35 (C) Horseback riding is prohibited.
- 36 (D) The use of dogs for hunting deer is prohibited.
- 37 (F) Target Shooting is prohibited.

1 ~~(50)~~(49) Mayo Game Land in Person County

2 (A) ~~Six~~ Seven Days per Week Area

3 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
4 Antlers Season through the second Friday thereafter.

5 (C) Waterfowl shall be taken only on:

6 (i) Tuesdays, Thursdays, and Saturdays applicable waterfowl seasons;

7 (ii) Christmas and New Year's Days; and

8 (iii) the opening and closing days of the applicable waterfowl seasons.

9 (D) Target shooting is prohibited.

10 ~~(51)~~(50) Mitchell River Game Land in Surry County

11 (A) ~~Three~~ Four Days per Week Area

12 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
13 Antlers Season through the second ~~Wednesday~~ Tuesday thereafter.

14 (C) Horseback riding is prohibited except on designated trails May 16 through August 31, and
15 all horseback riding is prohibited from September 1 through May 15.

16 ~~(52)~~(51) Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain, and Transylvania
17 counties

18 (A) ~~Six~~ Seven Days per Week Area

19 (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
20 Antlers Season in that portion located in Transylvania County.

21 ~~(53)~~(52) Needmore Game Land in Macon and Swain counties.

22 (A) ~~Six~~ Seven Days per Week Area

23 (B) Horseback riding is prohibited except on designated trails May 16 through August 31, and
24 all horseback riding is prohibited from September 1 through May 15.

25 (C) On posted dove fields, dove hunting on the opening day of dove season is by permit only.

26 ~~(54)~~(53) Neuse River Game Land in Craven County

27 (A) Six Days per Week Area

28 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
29 Antlers Season.

30 (C) Camping is allowed any time within 100 yards of the Neuse River on that portion of the
31 game land that lies west of NC-43.

32 ~~(55)~~(54) New Lake Game Land in Hyde and Tyrrell counties

33 (A) ~~Six~~ Seven Days per Week Area

34 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
35 Antlers Season.

36 (C) Bear shall not be harvested on Sunday.

37 ~~(56)~~(55) Nicholson Creek Game Land in Hoke County

- 1 (A) Three Days per Week Area
- 2 (B) Deer of either sex may be taken with archery equipment on open hunting days from the
- 3 Saturday on or nearest September 10 through the fourth Friday before Thanksgiving Day.
- 4 (C) Deer of either sex may be taken with blackpowder firearms on open hunting days beginning
- 5 the fourth Saturday before Thanksgiving Day through the Wednesday of the second week
- 6 thereafter.
- 7 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
- 8 Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.
- 9 (E) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 10 Antlers Season.
- 11 (F) The use of dogs for hunting deer is prohibited.
- 12 (G) Wild turkey hunting is by permit only.
- 13 (H) On Lake Upchurch, the following activities are prohibited:
- 14 (i) Operating any vessel or vehicle powered by an internal combustion engine; and
- 15 (ii) Swimming.
- 16 (I) Target shooting is prohibited.
- 17 ~~(57)~~(56) North River Game Land in Camden and Currituck counties
- 18 (A) ~~Six~~ Seven Days per Week Area
- 19 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 20 Antlers Season.
- 21 (C) The boundary of the Game Land shall extend five yards from the edge of the marsh or
- 22 shoreline.
- 23 (D) Hunting on the posted waterfowl impoundment is by permit only.
- 24 (E) Bear shall not be harvested on Sunday.
- 25 ~~(58)~~(57) Northwest River Marsh Game Land in Currituck County
- 26 (A) ~~Six~~ Seven Days per Week Area
- 27 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 28 Antlers Season.
- 29 (C) The boundary of the Game Land shall extend five yards from the edge of the marsh or
- 30 shoreline.
- 31 (D) Bear shall not be harvested on Sunday.
- 32 ~~(59)~~(58) Pee Dee River Game Land in Anson, Montgomery, Richmond, and Stanly counties
- 33 (A) ~~Six~~ Seven Days per Week Area
- 34 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 35 Antlers Season through the second Friday thereafter.
- 36 (C) Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties North
- 37 of US-74.

- 1 (D) Target shooting is prohibited.
- 2 (E) Horseback riding is allowed seven days per week from May 16 through August 31, and on
- 3 Sundays only September 1 through May 15 only on roads opened to vehicular traffic and
- 4 gated roads and trails posted for equestrian use. only during the following times:
- 5 (i) ~~during June, July, and August; and~~
- 6 (ii) ~~on Sundays during the other months or parts of months when deer and turkey~~
- 7 ~~seasons are closed.~~
- 8 (F) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting shall be
- 9 prohibited on that portion south of US-74.
- 10 ~~(60)~~ (59) Perkins Game Land in Davie County
- 11 (A) ~~Three~~ Four Days per Week Area
- 12 (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
- 13 Antlers ~~Season.~~ Season through the second Tuesday thereafter.
- 14 (C) Horseback riding is prohibited from November 1 through January 1.
- 15 (D) Target Shooting is prohibited.
- 16 ~~(61)~~ (60) Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison,
- 17 McDowell, Mitchell, Transylvania, Watauga, and Yancey counties
- 18 (A) ~~Six~~ Seven Days per Week Area
- 19 (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
- 20 Antlers Season.
- 21 (C) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River
- 22 (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).
- 23 (D) The use of bicycles shall be restricted to designated trails on the Linville River Tract (Burke
- 24 County). Persons engaged in the act of hunting on the Linville River Tract during any open
- 25 day of an applicable season for game birds or game animals shall be exempt from this
- 26 restriction.
- 27 ~~(62)~~ (61) Pond Mountain Game Land in Ashe County
- 28 (A) ~~Six~~ Seven Days per Week Area
- 29 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 30 Antlers Season through the first Friday thereafter.
- 31 (C) Horseback riding is prohibited except on designated trails from May 16 through August 31
- 32 and Sundays from September 1 through October 31. All horseback riding is prohibited
- 33 from November 1 through May 15.
- 34 ~~(63)~~ (62) Pungo River Game Land in Hyde County
- 35 (A) Six Days per Week Area
- 36 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 37 Antlers Season.

1 ~~(64)~~(63) Rendezvous Mountain State Forest Game Land in Wilkes County

2 (A) Three Days per Week Area

3 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
4 Antlers Season through the second Wednesday thereafter.

5 (C) Bear hunting is prohibited.

6 ~~(65)~~(64) Rhodes Pond Game Land in Cumberland and Harnett counties

7 (A) Hunting is by permit only.

8 (B) Swimming is prohibited on the area.

9 ~~(66)~~(65) Roanoke River Wetlands in Bertie, Halifax, Martin, and Northampton counties

10 (A) Hunting and trapping is by Permit only.

11 (B) Vehicles are prohibited on roads or trails except those operated on Commission business
12 or by permit holders.

13 (C) Camping is restricted to September 1 through the last day of February and March 31
14 through May 14 in areas both designated and posted as camping areas, provided, however,
15 that camping is allowed at any time within 100 yards of the Roanoke River on the state-
16 owned portion of the game land.

17 (D) Target Shooting is prohibited.

18 ~~(67)~~(66) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.

19 ~~(68)~~(67) Robeson Game Land in Robeson County

20 (A) ~~Three~~ Four Days per Week Area

21 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
22 Antlers Season.

23 (C) Bear shall not be harvested on Sunday.

24 ~~(69)~~(68) Rockfish Creek Game Land in Hoke County

25 (A) Three Days per Week Area

26 (B) Deer of either sex may be taken with archery equipment on open hunting days from the
27 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving Day.

28 (C) Deer of either sex may be taken with blackpowder firearms on open hunting days beginning
29 the fourth Saturday before Thanksgiving Day through the Wednesday of the second week
30 thereafter.

31 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
32 Saturday before Thanksgiving Day through the third Saturday after Thanksgiving Day.

33 (E) Deer of either sex may be taken the first open day of the applicable Deer With Visible
34 Antlers Season.

35 (F) The use of dogs for hunting deer is prohibited.

36 (G) Wild turkey hunting is by permit only.

37 (H) Taking fox squirrels is prohibited.

- 1 (I) Target shooting is prohibited.
- 2 ~~(70)~~(69) Rocky Run Game Land in Onslow County - Hunting is by permit only.
- 3 ~~(71)~~(70) Sampson Game Land in Sampson County
- 4 (A) ~~Three~~ Four Days per Week Area
- 5 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 6 Antlers Season.
- 7 (C) Target shooting is prohibited.
- 8 (D) Bear shall not be harvested on Sunday.
- 9 ~~(72)~~(71) Sandhills Game Land in Hoke, Moore, Richmond, and Scotland counties
- 10 (A) Three Days per Week Area
- 11 (B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22
- 12 through March 31 except as follows:
- 13 (i) deer of either-sex may be taken with archery equipment on all the open days of
- 14 the archery season through the fourth Friday before Thanksgiving Day; with
- 15 blackpowder firearms and archery equipment all the open days of the
- 16 blackpowder firearms season through the third Wednesday before Thanksgiving
- 17 Day; and only deer with visible antlers may be taken with all legal weapons from
- 18 the second Saturday before Thanksgiving Day through the Saturday following
- 19 Thanksgiving Day;
- 20 (ii) dove may be taken all open days from the opening day of the dove season through
- 21 the third Saturday thereafter;
- 22 (iii) squirrel (gray and fox) may be taken all the open days from the second Saturday
- 23 before Thanksgiving Day through the Saturday following Thanksgiving Day;
- 24 (iv) rabbit may be taken all open days from the second Saturday preceding
- 25 Thanksgiving Day through the Saturday following Thanksgiving Day;
- 26 (v) waterfowl may be taken on open days during any waterfowl season;
- 27 (vi) wild animals and wild birds may be taken as part of a Disabled Sportsmen
- 28 Program Permit Hunt; and
- 29 (vii) raccoon and opossum may be taken on open days from sunrise Monday on or
- 30 nearest October 15 through the last day of February.
- 31 (C) The Deer With Visible Antlers season is the open hunting days from the second Saturday
- 32 before Thanksgiving Day through the third Saturday after Thanksgiving Day except on the
- 33 J. Robert Gordon Field Trial Grounds.
- 34 (D) The archery season is all open days from the Saturday on or nearest to Sept. 10 to the fourth
- 35 Friday before Thanksgiving Day and, except on the J. Robert Gordon Field Trial Grounds,
- 36 the third Monday after Thanksgiving Day through January 1. Deer of either sex may be
- 37 taken with archery equipment on all open hunting days during the archery season, by permit

- 1 during the Deer with Visible antlers season, and the blackpowder firearms season as stated
2 in this Subparagraph. Only deer with visible antlers may be taken from the third Monday
3 after Thanksgiving Day through January 1.
- 4 (E) Blackpowder firearms season is all the open days from the fourth Saturday preceding
5 Thanksgiving Day through the Wednesday of the second week thereafter and, except on
6 the J. Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving Day
7 through January 1. Deer of either sex may be taken with blackpowder firearms on all open
8 hunting days during the blackpowder firearms season and by permit during the Deer With
9 Visible Antlers season. Only deer with visible antlers may be taken from the third Monday
10 after Thanksgiving Day through January 1.
- 11 (F) Either-sex deer hunting during the Deer With Visible Antlers Season is by permit only.
- 12 (G) In addition to the regular hunting days, waterfowl may be taken on the opening and closing
13 days of the applicable waterfowl seasons.
- 14 (H) Wild turkey hunting is by permit only.
- 15 (I) Horseback riding on field trial grounds from October 22 through March 31 is prohibited
16 unless participating in authorized field trials. Horseback riding is allowed on the remainder
17 of the Sandhills Game Land seven days per week on roads that are open to vehicular traffic
18 and gated roads and trails posted for equestrian use.
- 19 (J) Camping and the presence of campers and tents in designated Hunter Camping Areas are
20 limited to September 1 through the last day of February and March 31 through May 14.
- 21 (K) Target shooting is prohibited, except at the John F. Lentz Hunter Education Complex.
- 22 ~~(73)~~(72) Sandy Creek Game Land in Nash and Franklin ~~Counties~~ counties
- 23 (A) ~~Six~~ Seven Days per Week Area
- 24 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
25 Antlers Season through the second Friday thereafter.
- 26 (C) Horseback riding is prohibited.
- 27 (D) The use of dogs for hunting deer is prohibited.
- 28 (E) Target Shooting is prohibited.
- 29 ~~(74)~~(73) Sandy Mush Game Land in Buncombe and Madison counties.
- 30 (A) Three Days per Week Area
- 31 (B) Deer of either sex may be taken the first open Saturday of the applicable Deer with Visible
32 Antlers season.
- 33 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
34 all horseback riding is prohibited from September 1 through May 15.
- 35 (D) Dogs shall only be trained on Mondays, Wednesdays, and Saturdays and only as allowed
36 in 15A NCAC 10D .0102(f).

- 1 (E) Dove hunting is by permit only from the opening day through the second Saturday of dove
- 2 season.
- 3 (F) Target shooting is prohibited.
- 4 ~~(75)~~(74) Second Creek Game Land in Rowan County- hunting is by permit only.
- 5 ~~(76)~~(75) Shocco Creek Game Land in Franklin, Halifax, Nash, and Warren counties
- 6 (A) ~~Six~~ Seven Days per Week Area
- 7 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 8 Antlers Season through the second Friday thereafter.
- 9 (C) Horseback riding is prohibited.
- 10 (D) Camping is restricted to September 1 through the last day of February and March 31
- 11 through May 14 in areas both designated and posted as camping areas.
- 12 (E) Target Shooting is prohibited.
- 13 ~~(77)~~(76) South Mountains Game Land in Burke, Cleveland, McDowell, and Rutherford counties
- 14 (A) ~~Six~~ Seven Days per Week Area
- 15 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the
- 16 Monday before Thanksgiving Day through the third Saturday after Thanksgiving. Deer of
- 17 either sex may be taken with archery equipment on open days beginning the Saturday on
- 18 or nearest September 10 to the third Saturday thereafter, and Monday on or nearest October
- 19 15 to the Saturday before Thanksgiving Day. Deer with visible antlers may be taken with
- 20 archery equipment the Monday immediately following the closing of the Deer With Visible
- 21 Antlers Season, as described in this Part, through January 1. Deer of either sex may be
- 22 taken with blackpowder firearms on open days beginning the Monday on or nearest
- 23 October 1 through the Saturday of the second week thereafter.
- 24 (C) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
- 25 Antlers Season.
- 26 (D) Horseback riding is prohibited except on designated trails during the following dates:
- 27 (i) January 2 through March 31;
- 28 (ii) May 16 through August 31;
- 29 (iii) Sundays only - April 1 through May 15; and
- 30 (iv) Sundays only - September 1 through January 1.
- 31 ~~(78)~~(77) Stones Creek Game Land in Onslow County
- 32 (A) Six Days per Week Area
- 33 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 34 Antlers Season.
- 35 (C) The use of dogs for hunting deer is prohibited on Mondays, Wednesdays, and Fridays.
- 36 (D) Swimming in all lakes is prohibited.
- 37 (E) Waterfowl ~~on posted waterfowl impoundments~~ may be taken only on the following days:

- 1 (i) the opening and closing days of the applicable waterfowl seasons;
- 2 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 3 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 4 (F) Target shooting is prohibited.
- 5 (G) Geocaching is restricted to closed days for taking bear, deer, turkey, and waterfowl.
- 6 ~~(79)~~(78) Suggs Mill Pond Game Land in Bladen and Cumberland counties
- 7 (A) Hunting and trapping is by permit only.
- 8 (B) Camping is restricted to September 1 through the last day of February and March 31
- 9 through May 14 in areas both designated and posted as camping areas.
- 10 (C) Entry is prohibited on scheduled hunt or trapping days except for:
- 11 (i) hunters or trappers holding special hunt or trapping permits; and
- 12 (ii) persons using Campground Road to access Suggs Mill Pond Lake at the dam.
- 13 (D) During the period of November 1 through January 31, except on Sundays, the use of vessels
- 14 on Suggs Mill Pond Lake and Little Singletary Lake is limited to waterfowl hunting only
- 15 by waterfowl hunters possessing a valid and current Hunting Opportunity Permit issued by
- 16 the Wildlife Resources Commission pursuant to G.S. 113-264(d).
- 17 (E) During the period of November 1 through March 15, the use of vessels on managed
- 18 waterfowl impoundments is limited to waterfowl hunting only by waterfowl hunters
- 19 possessing a valid and current Hunting Opportunity Permit issued by the Wildlife
- 20 Resources Commission pursuant to G.S. 113-264(d).
- 21 ~~(80)~~(79) Sutton Lake Game Land in New Hanover and Brunswick counties
- 22 (A) ~~Six~~ Seven Days per Week Area
- 23 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 24 Antlers Season through the first Friday thereafter.
- 25 (C) Target shooting is prohibited.
- 26 (D) Bear shall not be harvested on Sunday.
- 27 ~~(81)~~(80) Tar River Game Land in Edgecombe County
- 28 (A) Hunting is by permit only
- 29 (B) Target Shooting is prohibited
- 30 ~~(82)~~(81) Texas Plantation Game Land in Tyrrell County - hunting and trapping is by permit only.
- 31 ~~(83)~~(82) Three Top Mountain Game Land in Ashe County
- 32 (A) ~~Six~~ Seven Days per Week Area
- 33 (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible
- 34 Antlers Season through the first Friday thereafter.
- 35 (C) Horseback riding is prohibited.
- 36 ~~(84)~~(83) Thurmond Chatham Game Land in Alleghany and Wilkes counties
- 37 (A) ~~Six~~ Seven Days per Week Area

- (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (C) Horseback riding is prohibited except on designated trails May 16 through August 31, and all horseback riding is prohibited from September 1 through May 15. People age 16 or older horseback riding on this game land shall possess a Game Lands license.
- (D) The maximum period of consecutive overnight camping at any designated campground is 14 days within any 30 day period from May 1 through August 31. After 14 consecutive days of camping all personal belongings must be removed from the game land.
- ~~(85)~~(84) Tillery ~~game~~ Game Land in Halifax County
- (A) ~~Six~~ Seven Days per Week Area
- (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (C) Horseback riding is prohibited.
- (D) The use of dogs for hunting deer is prohibited.
- (E) Wild turkey hunting is by permit only.
- (F) Target Shooting is prohibited.
- ~~(86)~~(85) Toxaway Game Land in Jackson and Transylvania counties
- (A) ~~Six~~ Seven Days per Week Area
- (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible Antlers Season.
- (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and all horseback riding is prohibited from September 1 through May 15.
- ~~(87)~~(86) Uwharrie Game Land in Davidson, Montgomery, and Randolph counties
- (A) ~~Six~~ Seven Days per Week Area
- (B) Deer of either sex may be taken the first open day of the applicable Deer With Visible Antlers Season through the second Friday thereafter.
- (C) On the posted waterfowl impoundment, waterfowl may be taken only on the following days:
- (i) the opening and closing days of the applicable waterfowl seasons;
- (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- (iii) Mondays, Wednesdays and Saturdays of the applicable waterfowl seasons.
- (D) Target shooting is prohibited, except at the Flintlock Valley Shooting Range.
- ~~(88)~~(87) Vance Game Land in Vance County
- (A) Six Days per Week Area
- (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers Season.

- 1 (C) The use of dogs, centerfire rifles, and handguns for hunting deer is prohibited on the
2 Nutbush Peninsula tract.
- 3 ~~(89)~~(88) Van Swamp Game Land in Beaufort and Washington counties
- 4 (A) ~~Six~~ Seven Days per Week Area
- 5 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
6 Antlers Season.
- 7 (C) Bear may only be taken the first Saturday, Monday, and Tuesday of ~~three hunting days~~
8 ~~during~~ the November Bear Season and the second Saturday, Monday, and Tuesday ~~first~~
9 ~~three hunting days during the second week~~ of the December Bear Season.
- 10 ~~(90)~~(89) Voice of America Game Land in Beaufort County
- 11 (A) Hunting and trapping is by permit only.
- 12 (B) Target Shooting is prohibited.
- 13 ~~(91)~~(90) White Oak River Game Land in Onslow County
- 14 (A) Three Days per Week Area
- 15 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
16 Antlers Season.
- 17 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl
18 impoundments shall be taken only on the following days:
- 19 (i) the opening and closing days of the applicable waterfowl seasons;
- 20 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 21 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 22 (D) Beginning on the first open waterfowl season day in October through the end of all
23 waterfowl seasons, a permit is required for hunting posted waterfowl impoundments.
- 24 (E) The Huggins Tract and Morton Tracts have the following restrictions:
- 25 (i) access on Hargett Avenue and Sloan Farm Road requires a valid Hunting
26 Opportunity Permit issued by the Wildlife Resources Commission pursuant to
27 G.S. 113-264(d);
- 28 (ii) hunting is by permit only; and
- 29 (iii) the use of dogs for hunting deer is prohibited.
- 30 (F) Wild turkey hunting is by permit only.
- 31 (G) Target Shooting is prohibited.
- 32 ~~(92)~~(91) Whitehall Plantation Game Land in Bladen and Pender counties
- 33 (A) Hunting and trapping is by permit only.
- 34 (B) Camping is restricted to September 1 through the last day of February and March 31
35 through May 14 in areas both designated and posted as camping areas.
- 36 (C) Pursuing or chasing deer or bear with dogs for the purposes of training or hunting is
37 prohibited on the Long Ridge Tract.

1 ~~(93)~~(92) William H. Silver Game Land in Haywood County

2 (A) ~~Six~~ Seven Days per Week Area

3 (B) Deer of either sex may be taken the first open Saturday of the applicable Deer With Visible
4 Antlers Season.

5 (C) Horseback riding, including all equine species, is prohibited.

6 (h) On permitted type hunts, deer of either sex may be taken on the hunt dates indicated on the permit. Completed
7 applications shall be received by the Commission not later than the first day of September next preceding the dates of
8 hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt, and
9 are nontransferable. A hunter making a kill shall validate the kill and report the kill to a wildlife cooperator agent or
10 by phone.

11 (i) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a
12 valid and current permit from the Wildlife Resources Commission:

13 (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands;

14 (2) Bertie County—Roanoke River National Wildlife Refuge;

15 (3) Bladen County—Suggs Mill Pond Game Lands;

16 (4) Burke County—John's River Waterfowl Refuge;

17 (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting);

18 (6) Dare County—Roanoke ~~Sound~~ Marshes Game Lands; and

19 (7) Henderson and Transylvania counties—DuPont State Forest Game Lands.

20 (j) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the
21 Commission. Written permission may be granted only when entry onto the Waterfowl Refuge will not compromise
22 the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid
23 need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes
24 issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public
25 interest.

26 (k) Feral swine may be taken by licensed hunters during the open season for any game animal or game bird using any
27 legal manner of take allowed during those seasons. Dogs may not be used to hunt feral swine except on game lands
28 that allow the use of dogs for hunting deer or bear, and during the applicable deer or bear season.

29 (l) Youth Waterfowl Day. On the day declared by the Commission to be Youth Waterfowl Day, youths may hunt on
30 any game land and on any impoundment without a special hunt permit, including permit-only areas, except where
31 prohibited in Paragraph (h) of this Rule.

32 (m) Veterans and Military Waterfowl Days. On the day declared by the Commission to be Veterans and Military
33 Waterfowl Days, veterans, as defined in 38 USC 101, and members of the Armed Forces on active duty, including
34 members of the National Guard and Reserves on active duty other than for training, with valid credentials may hunt
35 on game lands and impoundments not designated as permit-only areas.

36 (n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for participants
37 of the disabled sportsman program by permit. The Commission may schedule these permit hunts during the closed

1 season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited weapon choice,
2 the allowed weapons shall be stated on each permit.

3 (o) As used in this Rule, horseback riding includes all equine species.

4 (p) When waterfowl hunting is authorized in this Rule on Christmas and New Years' Day and those days fall on
5 Sundays, the open waterfowl hunting day shall be the following day.

6
7 *History Note: Authority G.S. 113-134; 113-264; 113-291.2; 113-291.5; 113-296; 113-305;*

8 *Eff. February 1, 1976;*

9 *Temporary Amendment Eff. October 3, 1991;*

10 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; September 1, 1995; July 1, 1995; September*
11 *1, 1994; July 1, 1994;*

12 *Temporary Amendment Eff. October 1, 1999; July 1, 1999;*

13 *Amended Eff. July 1, 2000;*

14 *Temporary Amendment Eff. July 1, 2002; July 1, 2001;*

15 *Amended Eff. August 1, 2002 (approved by RRC on 06/21/01 and 04/18/02);*

16 *Temporary Amendment Eff. June 1, 2003;*

17 *Amended Eff. June 1, 2004 (this replaces the amendment approved by RRC on July 17, 2003);*

18 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; May 1, 2015; August 1, 2014;*
19 *January 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May*
20 *1, 2007; October 1, 2006; August 1, 2006; May 1, 2006; February 1, 2006; June 1, 2005; October*
21 *1, 2004;*

22 *Temporary Amendment Eff. August 1, 2018;*

23 *Amended Eff. August 1, 2021; August 1, 2020; August 1, 2019.*
24

1 15A NCAC 10F .0305 is amended with changes as published in 35:11 NCR 1148-1149 as follows:

2
3 **15A NCAC 10F .0305 BRUNSWICK COUNTY**

4 (a) Regulated Areas. This Rule shall apply to the waters and portions of waters described as follows:

- 5 (1) Lockwoods Folly River in the Town of Varnamtown, from a point at 33.94966 N, ~~78.22587 W~~
6 78.22587 W, 500 yards northwest of the boat ramp located at the end of SR 1123 otherwise known
7 as Fisherman Road, to a point at 33.94498 N, 78.22206 W, 180 yards southeast of the boat ramp,
8 and including the portion of the river otherwise known as Mill Creek where it meets Lockwoods
9 Folly River directly across from the boat ramp, to a point 100 feet northeast at 33.94687 N, 78.22235
10 W;
- 11 (2) Calabash River in the Town of Calabash, from a point in the water at the end of Marina Drive at
12 33.88638 N, 78.56254 W to a point 650 yards southwest at the southern end of the deep-sea fishing
13 docks at 33.88344 N, 78.56751 W;
- 14 (3) the Small Boat Harbor, shore to shore beginning at its intersection with the Intracoastal Waterway
15 at a point at 33.91685 N, 78.02865 W;
- 16 (4) Shallotte River east of SR 1233, otherwise known as Village Point Road SW south of the Town of
17 Shallotte, shore to shore from its intersection with the Intracoastal Waterway at a point at 33.91477
18 N, 78.37103 W to point 500 feet north at 33.91613 N, 78.37126 W;
- 19 (5) Montgomery Slough otherwise known as Davis Creek, within 100 yards of the hotel and marina at
20 the northern end of 57th Place West in the Town of Oak Island;
- 21 (6) the waters in the natural and concrete canals located on the south side of the Intracoastal Waterway,
22 east of N.C. Highway 904 in the Town of Ocean Isle Beach;
- 23 (7) Town Creek east of SR 1609, otherwise known as Clearview Lane in Town Creek Township, shore
24 to shore from a point at 34.16788 N, 78.07139 W, north and east around a bend in the creek to a
25 point at 34.16910 N, 78.07030 W;
- 26 (8) Montgomery Slough, otherwise known as Davis Creek, shore to shore from its entrance at the
27 Intracoastal Waterway west of SW Yacht Drive at a point at 33.92145 N, 78.19408 W, to the canal
28 end at NE 40th Street in the Town of Oak Island; ~~and~~
- 29 (9) Intracoastal Waterway in the Town of Sunset Beach, shore to shore from a point 150 yards east of
30 the Sunset Boulevard South bridge at 33.88173 N, 78.50995 W, to a point 50 yards west of the
31 bridge at 33.88111 N, ~~78.51194 W~~, 78.51194 W; and
- 32 (10) Intracoastal Waterway in the Town of Ocean Isle Beach, shore to shore from a point 100 yards east
33 of the NC Hwy 904 Odell Williamson Bridge at [33.89578 N, 78.43870 W], 33.89578 N, 78.43870
34 W, to a point 100 yards west of the bridge at 33.89567 N, 78.44092 W.

35 (b) Speed Limit. No person shall operate a vessel at greater than no-wake speed within any of the regulated areas
36 described in Paragraph (a) of this Rule.

1 (c) Placement of Markers. The following agencies shall be the designated agencies for the placement of markers
2 implementing this Rule, subject to the approval of the United States Coast Guard and the United States Army Corps
3 of Engineers:

- 4 (1) the Board of Aldermen of Varnamtown for areas indicated in Subparagraph (a)(1) of this Rule;
- 5 (2) the Board of Commissioners of Brunswick County for areas indicated in Subparagraphs (a)(2)
6 through (8) of this Rule; ~~and~~
- 7 (3) the North Carolina Wildlife Resources Commission for the area indicated in Subparagraph (a)(9) of
8 this ~~Rule~~. Rule; and
- 9 (4) the Town of Ocean Isle Beach for the area indicated in Subparagraph (a)(10) of this Rule.

10
11 *History Note: Authority G.S. 75A-3; 75A-15.*

12 *Eff. February 1, 1976;*

13 *Amended Eff. April 1, 1997; July 1, 1994; July 1, 1993; January 1, 1989; January 1, 1987;*

14 *Temporary Amendment Eff. March 1, 1998;*

15 *Amended Eff. April 1, 2009; April 1, 1999;*

16 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. December*
17 *6, 2016;*

18 *Amended Eff. May 1, 2021; July 1, 2018.*

1 15A NCAC 10H .1501 is adopted as published in 35:10 NCR 1057 as follows:

2
3 **15A NCAC 10H .1501 Wildlife Control Agent License Eligibility and Requirements**

4 (a) The following definitions shall apply in this Section:

5 (1) “Wildlife control agent” or “WCA” means an individual that holds a current and valid wildlife
6 control agent license issued by the Commission.

7 (2) “Wildlife control agent license” or “WCA license” means a license issued by the Commission that
8 authorizes an individual to engage in wildlife damage control or wildlife removal activities by means
9 of a depredation permit.

10 (b) It shall be unlawful to engage in wildlife damage control or wildlife removal activities for compensation,
11 including eviction or exclusion activities, without first obtaining a wildlife control agent (WCA) license from the
12 Commission, except that licensed trappers taking wild animals during the applicable open trapping season for that
13 species shall not be required to obtain a WCA license.

14 (c) Individuals meeting the following requirements shall qualify for a WCA license:

15 (1) completion of a Commission-approved, WCA training course, that reviews the following:

16 (A) wildlife laws and rules, including methods of take, trapping, and depredation; and

17 (B) safe, humane wildlife handling techniques.

18 (2) a passing score of at least 80 percent on the WCA examination as specified in Paragraph (e) of this
19 Rule.

20 (3) no wildlife misdemeanor convictions, as specified in G.S. 113-294 or G.S. 14, Article 47, that
21 resulted in a license suspension or revocation within the five years preceding completion of the
22 WCA training course.

23 (d) Individuals may register for a Commission-approved training course at www.ncwildlife.org/wca. Required
24 information shall include the following:

25 (1) the applicant's name, mailing address, email address, residence address, telephone number, driver's
26 license number, and date of birth; and

27 (2) organizational affiliation, if applicable.

28 (e) Individuals scoring at least an 80 percent on the WCA examination provided by the Commission shall be deemed
29 to have received a passing score and to have successfully demonstrated knowledge of wildlife laws and safe, humane
30 wildlife handling techniques. Individuals failing to obtain a passing score on the WCA examination shall receive one
31 opportunity to re-take the examination and receive a passing score without being required to retake the WCA training
32 course.

33 (f) A WCA license shall not be transferable between individuals.

34
35 *History Note: Authority G.S. 113-134; 113-273; 113-274*

36 *Eff. May 1, 2021.*

1 15A NCAC 10H .1502 is adopted as published in 35:10 NCR 1057 as follows:

2
3 **15A NCAC 10H .1502 Depredation Permits Issued by Wildlife Control Agents**

4 (a) WCAs may issue depredation permits to landholders and may be listed as a second party on the permit to provide
5 wildlife damage control or wildlife removal services. Depredation permits shall be issued and administered in
6 accordance with the applicable provisions and requirements of 15A NCAC 10B .0106.

7 (b) WCAs shall not issue depredation permits for the following:

8 (1) any endangered, threatened, or special concern species listed in 15A NCAC 10I .0103 - .0105;

9 (2) coyotes in Beaufort, Dare, Hyde, Tyrrell, or Washington counties;

10 (3) big game animals, including Black Bear, White-tail Deer, and Wild Turkey;

11 (4) elk; and

12 (5) bats.

13 (c) WCAs shall be authorized to issue depredation permits for the taking of wildlife not prohibited in Paragraph (b)
14 of this Rule, provided there is evidence that the wildlife is or has been damaging or destroying property.

15 (d) Depredation permits shall not be issued for the taking of migratory birds unless a corresponding, valid U.S. Fish
16 and Wildlife Service depredation permit, as required by 50 CFR 21.41, has been obtained, if required.

17 (e) WCAs shall not receive compensation for the issuance of depredation permits; however, nothing in this Section
18 shall be construed to limit the ability of a WCA to receive compensation for investigations or wildlife damage control
19 and removal services.

20
21 History Note: Authority G.S. 113-134; 113-273; 113-274

22 Eff. May 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1503

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (c), do you mean "may only" or "shall only?"

In (c), I take it your regulated public understands the meaning of "eviction and exclusion activities," correct?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10H .1503 is adopted as published in 35:10 NCR 1057 as follows:

2
3 **15A NCAC 10H .1503 Manner of Take**

4 (a) WCAs shall comply with applicable manner of taking and disposition of wildlife requirements specified in 15A
5 NCAC 10B .0106.

6 (b) A WCA license number shall be equivalent to a trapper identification number for the purpose of meeting trap
7 identification requirements specified in G.S. 113-291.6(b)(4) for all trap types used.

8 (c) WCAs may only engage in bat eviction and exclusion activities from August 1 through April 30 of the next
9 calendar year unless otherwise approved by the Commission, on a case-by-case basis, for reasons of public health and
10 safety, species conservation, or animal health.

11
12 *History Note:* Authority G.S. 113-134; 113-273; 113-274

13 Eff. May 1, 2021.

1 15A NCAC 10H .1504 is adopted as published in 35:10 NCR 1058 as follows:

2
3 **15A NCAC 10H .1504 Records and Reporting Requirements**

4 (a) WCAs shall maintain the following records:

5 (1) a copy of each depredation permit issued; and

6 (2) the species, number, and disposition of each animal taken, organized by county.

7 (b) WCAs shall submit the following information to the Commission each calendar quarter for each animal taken
8 pursuant to a depredation permit:

9 (1) depredation permit number and date of issue of the permit that authorized take;

10 (2) WCA license number;

11 (3) county where permit issued;

12 (4) type of damage;

13 (5) species;

14 (6) number of animals estimated to be taken;

15 (7) number of animals taken;

16 (8) method of take; and

17 (9) disposition of animal.

18 (c) Records shall be available for inspection by representatives of the Commission upon request or during the
19 Commission's business hours.

20 (d) Records shall be retained by the WCA for 12 months following expiration of the WCA license.

21
22 *History Note:* Authority G.S. 113-134; 113-273; 113-274

23 Eff. May 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1505

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (c), please delete the comma after "designee."

In (c), line 12, what are the "standards taught in a Commission-approved WCA training course?" How does a WCA know what these standards are so as not to violate them?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10H .1505 is adopted as published in 35:10 NCR 1058 as follows:

2
3 **15A NCAC 10H .1505 Wildlife Control Agent License Renewal and Revocation**

4 (a) A WCA may renew his or her WCA license by completing at least one Commission-approved continuing
5 education course within the previous year. A list of Commission-approved continuing education courses may be
6 found at www.ncwildlife.org/wca.

7 (b) WCAs that do not renew their license for two consecutive calendar years shall be ineligible for renewal and
8 shall be required to repeat the requirements specified in 15A NCAC 10H .1501, prior to obtaining a new WCA
9 license.

10 (c) The Executive Director or his or her designee, may warn, cite, or revoke a WCA's license, if the WCA violates
11 any provision of G.S. 14, Article 47; G.S. 113, Subchapter IV; any rules promulgated by the Commission; conditions
12 of the WCA license; or standards taught in a Commission-approved WCA training course. The determination whether
13 to warn, cite, or revoke a WCA's wildlife control agent license shall be based upon the seriousness of the violation.

14
15 History Note: Authority G.S. 113-134; 113-273; 113-274
16 Eff. May 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1506

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (d)(1)(A), do you mean "rules" instead of "regulations?" Or are you referring to federal regulations?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10H .1506 is adopted as published in 35:10 NCR 1058 as follows:

2
3 **15A NCAC 10H .1506 Alligator Control Agent Certification Eligibility and Requirements**

4 (a) The following definitions shall apply in this Section:

5 (1) “Alligator control agent” or “ACA” means a licensed Wildlife Control Agent that holds a current
6 and valid alligator control agent certification issued by the Commission.

7 (2) “Alligator control agent certification” or “ACA certification” means a certification issued by the
8 Commission that authorizes a Wildlife Control Agent to engage in alligator damage control or
9 alligator removal activities by means of a Commission-issued depredation permit.

10 (b) It shall be unlawful to engage in alligator damage control or alligator removal activities for compensation without
11 first obtaining an alligator control agent (ACA) certification from the Commission.

12 (c) Only individuals with a valid WCA license shall be eligible for ACA certification.

13 (d) WCAs meeting the following requirements shall qualify for ACA certification:

14 (1) completion of a Commission-approved ACA training course that reviews the following:

15 (A) alligator regulations;

16 (B) procedures for alligator data collection activities; and

17 (C) safe, humane alligator capture, handling, and transporting techniques.

18 (2) a passing score on the ACA written examination as specified in Paragraph (d) of this Rule.

19 (3) demonstration to the Commission of necessary equipment to safely and humanely capture and
20 relocate alligators, including ropes, cables, snares, poles, passive integrated transponder (PIT) tag
21 reader, and an alligator transport device.

22 (e) WCAs may register for a Commission-approved ACA training course at www.ncwildlife.org/wca

23 (f) WCAs scoring at least an 80 percent on the ACA examination provided by the Commission shall be deemed to
24 have received a passing score. WCAs failing to obtain a passing score on the examination shall receive one opportunity
25 to re-take the examination and receive a passing score without being required to retake the ACA training course.

26 (g) An ACA certification shall not be transferable between individuals.

27
28 *History Note: Authority G.S. 113-134; 113-273; 113-274*

29 *Eff. May 1, 2021.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1507

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

Please compare (b) to 10B .0106, which says "the Executive Director or his or her designee may issue depredation permits...for alligators." Please use consistent language in both places.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10H .1507 is adopted as published in 35:10 NCR 1058-1059 as follows:

2
3 **15A NCAC 10H .1507 Additional Permit Requirements for Alligator Control Agents**

4 (a) ACAs shall obtain an endangered species permit from the Commission each calendar year prior to conducting any
5 alligator handling and relocation activities.

6 (b) ACAs shall only handle alligators after a separate depredation permit for each alligator has been issued from a
7 representative of the Commission.

8 (c) In emergency situations, where an alligator must be moved without delay due to a current or imminent threat to
9 human safety, the safety of the alligator, or disruption of traffic, ACAs shall obtain an authorization code from a
10 representative of the Commission prior to conducting any alligator handling and relocation activities. Authorization
11 codes may be obtained from Commission District Biologists or by contacting the Commission's communications
12 center at 1-800-662-7137 to be directed to an appropriate Commission representative.

13
14 History Note: Authority G.S. 113-134; 113-273; 113-274

15 Eff. May 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1508

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: This request may extend to several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (a)(4), what are "scute numbers?" Is your regulated public familiar with this term?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10H .1508 is adopted as published in 35:10 NCR 1059 as follows:

2
3 **15A NCAC 10H .1508 Alligator Control Agent Records and Reporting Requirements**

4 (a) ACAs shall maintain alligator datasheets for each alligator handled or relocated, which shall include the following
5 information:

- 6 (1) dates and times of capture and release;
- 7 (2) the GPS locations of the capture and release sites;
- 8 (3) PIT tag number inserted or found upon scanning;
- 9 (4) scute numbers removed;
- 10 (5) total length and snout-to-vent length measurements;
- 11 (6) gender as determined by cloacal examination;
- 12 (7) general observations on physical condition including any injuries observed; and
- 13 (8) the Commission-issued depredation permit number or authorization code.

14 (b) ACAs shall follow the reporting requirements on the endangered species permit.

15 (c) Records shall be available for inspection by representatives of the Commission upon request or during the
16 Commission's business hours.

17 (d) Records shall be retained by the ACA for 12 months following expiration of the ACA certification.

18
19 History Note: Authority G.S. 113-134; 113-273; 113-274
20 Eff. May 1, 2021.
21

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1509

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

*In (c), line 10, what are the "standards taught in a Commission-approved ACA training course?"
How does an ACA know what these standards are so as not to violate them?*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10H .1509 is adopted as published in 35:10 NCR 1059 as follows:

2
3 **15A NCAC 10H .1509 Alligator Control Agent Certification Renewal and Revocation**

4 (a) An ACA may renew his or her alligator control agent certification by certifying proof of attending at least one
5 Commission-approved alligator-specific continuing education course within the previous year. A list of Commission-
6 approved renewal courses may be found at www.ncwildlife.org.

7 (b) ACAs shall maintain a valid WCA license at all times.

8 (c) The Executive Director or his or her designee may warn, cite, suspend, or revoke an ACA's certification, if the
9 ACA violates any provision of G.S. 14, Article 47, or G.S. 113, Subchapter IV, or any rules promulgated by the
10 Commission; conditions of the certification; or standards taught in a Commission-approved ACA training course. The
11 determination whether to warn, cite, suspend, or revoke an ACA's certification shall be based upon the seriousness of
12 the violation.

13
14 History Note: Authority G.S. 113-134; 113-273; 113-274
15 Eff. May 1, 2021.

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10J .0103

DEADLINE FOR RECEIPT: April 8, 2021

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

In (a), define "under the influence." Do you perhaps mean "impaired as defined in G.S. 113-290.1(b)?"

At line 7, please add a comma after "bolts."

In (c), what are you referring to when you say "these regulations?" Are you referring to "this Rule" or "the Rules of this Chapter?"

In (d)(1), line 25, please add a comma after "Christmas."

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Ashley Snyder
Commission Counsel
Date submitted to agency: March 24, 2021

1 15A NCAC 10J .0103 is amended as published in 35:11 NCR 1147 as follows:

2
3 **15A NCAC 10J .0103 HUNTING ON WILDLIFE CONSERVATION AREAS**

4 (a) Safety Requirements. No person while hunting on any area designated and posted as a wildlife conservation area
5 shall be under the influence of alcohol or any narcotic drug.

6 (b) Tree Stands. It is unlawful to erect or to occupy, for the purpose of hunting, any tree stand or platform attached
7 by nails, screws, bolts or wire to a tree on any area designated and posted as a wildlife conservation area. This
8 prohibition shall not apply to lag-screw steps or portable stands that are removed after use with no metal left remaining
9 in or attached to the tree.

10 (c) Time and Manner of Taking. Except where closed to hunting or limited to specific dates by these regulations,
11 hunting on areas designated and posted as wildlife conservation areas is permitted during the open season for the game
12 or furbearing species being hunted. Waterfowl hunters shall not enter the areas earlier than 4:00 a.m. on the permitted
13 hunting dates, and hunting is prohibited after 1:00 p.m. on such hunting dates; decoys may not be set out prior to 4:00
14 a.m. and must be removed by 3:00 p.m. each date. No person shall operate any vessel or vehicle powered by an
15 internal combustion engine on the waters of any area designated and posted as a wildlife conservation area. No person
16 shall attempt to obscure the sex or age of any bird or animal taken by severing the head or any other part thereof, or
17 possess any bird or animal which has been so mutilated. No person shall place, or cause to be placed on any area
18 designated and posted as a wildlife conservation area, salt, grain, fruit, or other foods without prior written
19 authorization of the Commission or its agent and no person shall take or attempt to take any game birds or game
20 animals attracted to such foods. No person shall use an electronic calling device for the purpose of attracting wild
21 birds or wild animals. No live wild animals or wild birds shall be removed from any designated wildlife conservation
22 area except with the written permission of the landowner.

23 (d) Hunting Dates:

24 (1) Any game may be taken during the open seasons ~~on the following wildlife conservation areas~~ and
25 hunting is limited to Mondays, Wednesdays, Saturdays and Thanksgiving, Christmas and New
26 Year's Days. In addition, deer may be taken with bow and arrow on the opening day of the bow and
27 arrow season for deer. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays,
28 until 7:00 a.m. on Thursdays, and until midnight on Saturdays. ~~Additional restrictions apply as~~
29 ~~indicated in parentheses following specific designations:~~

30 (2) Except as otherwise indicated, the following designated wildlife conservation areas or indicated
31 portions thereof are closed to all hunting:

32 (A) Nona Pitt Hinson Cohen Wildlife Conservation Area - Richmond County.

33 (B) John D. Lewis Wildlife Conservation Area - Wayne County.

34
35 *History Note:* Authority G.S. 113-134; 113-136; 113-264; 113-291.2; 113-291.5; 113-305;

36 Eff. February 1, 1990;

37 Amended Eff. August 1, 2021; October 1, 1994.