

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0106

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 1, please add text to reflect that italicized language was approved by the Rules Review Commisison on April 1, 2015, but is pending legislative review.*

*Line 7 references a form. [G.S. 150B-2\(8a\)d](#) does not require a form to be a rule if “the contents or substantive requirements of which are prescribed by rule or statute.” Is there a rule or statute that provides the information required in the forms?*

*Line 10 references “15A NCAC 10I.” Is the cross-reference meant for the entire subchapter or should there be a specific rule cited?*

*Line 28, replace “must” with “shall”*

*Page 2, line 4, delete “at least”*

*Page 2, line 13, replace “Wildlife Damage Control Agent” with the acronym “WDCA”*

*Page 2, line 19, what is meant by “or equivalent in continuing education credits”? Who is making the determination of what is equivalent? How is the determination made? Please clarify the process.*

*Page 3, line 2, add the citation to the pesticide law, “G.S. ##, Article ##”*

*Page 3, line 3, add the citation to the pest control law, “G.S. 106, Article 4C”*

*Page 3, line 10, clarify what is meant by “succeeding”? Clarify by referencing specific subparagraphs*

*Page 3, line 15, please double check the citation as it appears incorrect*

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

Page 3, lines 25 thru 26 and lines 31 and 32 references “15A NCAC 10B .0400” Is the cross-reference meant for the entire section of the subchapter or should there be a specific rule cited?

Page 4, lines 1 and 3, replace “must” with “shall”

Page 4, lines 7 thru 8, consider the following punctuation changes to clarify what is being described:

“kills an ~~alligator~~, alligator; a coyote in the counties of Beaufort, Dare, Hyde, Tyrrell, or ~~Washington~~, Washington; ~~deer~~, deer; Canada ~~goose~~, goose; ~~bear~~, bear; or wild turkey”

Page 4, line 18, delete the “May 1, 2016” amendment date

Page 4, line 25, replace the period after “2015” with a semicolon

Page 4, line 26, add a line for “Amended Eff. May 1, 2016.” The history note needs to be chronological order and this maintains the most recent action at the bottom.

This Rule is pending legislative review and the changes made during the April 2015 Rules Review Commission that are subject to the legislative review must be properly reflected. Please reflect the changes by italicizing the following changes approved by the Rules Review Commission (may be reviewed on the [April 13, 2015 version](#) of this Rule):

Line 5, taking ~~take~~

Line 7, shall ~~must~~

Line 8, property; ~~property~~,

Line 8, wildlife, ~~wildlife~~

Line 9, apply. ~~apply~~

Line 12, 101 .0105 ~~101-0103~~

Line 20, federally-protected ~~federally protected~~

Line 22, sex, ~~sex~~

Line 23, shall ~~must~~

Line 24, property; ~~and the property~~. ~~The~~

Line 37, techniques, ~~techniques~~

Page 2, line 5, Commission, ~~Commission~~

Page 2, line 5, provider, ~~provider~~

Page 2, line 9, Beaufort,

Page 2, line 9, Tyrrell, Washington; ~~Washington, Tyrrell, and Beaufort~~,

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Commission Counsel  
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Page 2, line 9, animals; bats; animals, bats,

Page 2, line 10, threatened, threatened

Page 2, line 11, shall must

Page 2, line 12, shall must

Page 2, line 13, These business hours are the posted business hours of the  
Commisson at ncwildlife.org. \*\*Please note that "Commission" is misspelled in the rule  
approved by the Rules Review Commission on April 16, 2015.

Page 2, line 16, shall must

Page 2, line 8, laws, laws

Page 2, line 21, shall-must

Page 2, line 28, season, season

Page 2, line 33, shall must

Page 2, line 36, permit, permit

Page 2, line 36, shall must

Page 3, line 14, shall must

Page 3, line 15, the succeeding

Page 3, line 15, of

Page 3, line 16, shall must

Page 3, line 18, shall must

Page 3, line 20, shall must

Page 3, line 30, license; license,

Page 3, line 35, shall-must

Page 3, line 37, shall must

Page 3, line 37, else

Page 4, line 2, state, state

Page 4, line 4, shall must

Page 4, line 7, bear, bear

Page 4, lines 9 thru 10, Any landowner who kills a coyote in the counties of  
Beaufort, Dare, Hyde, Tyrrell, and Washington [Dare, Washington, Beaufort,  
Tyrrell, and Hyde] shall report such kill as directed on the form provided with the  
depredation permit. [provided.]

Page 4, line 11, alligator [alligator,] alligator and bear, or coyote in the counties of  
Beaufort, Dare, Hyde, Tyrrell, and Washington [Dare, Washington, Beaufort,  
Tyrrell, and Hyde,] and bear

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10B .0106 Wildlife Taken for Depredations is amended as published in 30:10 NCR 1118-1120 as  
2 follows:

3  
4 **15A NCAC 10B .0106 WILDLIFE TAKEN FOR DEPREDATIONS**

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

10 No permit shall be issued to take any endangered or threatened species of wildlife listed under 15A NCAC 10I, except  
11 alligators, by reason of depredations to property. Only the Executive Director may issue depredation permits for  
12 Special Concern species listed in 15A NCAC 10I .0105 and for alligators. An individual may take an endangered or  
13 threatened species in immediate defense of his own life or of the lives of others without a permit. Any endangered or  
14 threatened species that may constitute a demonstrable but non-immediate threat to human safety shall be reported to  
15 a federal or state wildlife enforcement officer, who, upon verification of the report, may take or remove the specimen  
16 as provided by 15A NCAC 10I .0102. Depredation permits for other species shall be issued under the following  
17 conditions:

18 (1) for taking wildlife that is or has been damaging or destroying property provided there is evidence  
19 of property damage. No permit may be issued for the taking of any migratory birds and other  
20 federally-protected animals unless a corresponding valid U.S. Fish and Wildlife Service depredation  
21 permit, if required, has been issued. The permit shall name the species allowed to be taken and may  
22 contain limitations as to age, sex, or any other condition within the species so named. The permit  
23 shall be issued to a landholder or an authorized representative of a unit of local government for  
24 depredations on public property; and the permit shall be used only by individuals named on the  
25 permit.

26 (2) for taking of wildlife resources in circumstances of overabundance or when the wildlife resources  
27 present a danger to human safety. Cities as defined in G.S. 160A-1(2) seeking such a depredation  
28 permit must apply to the Executive Director using a form supplied by the Commission requesting  
29 the following information:

30 (A) the name and location of the city;

31 (B) the acreage of the affected property;

32 (C) a map of the affected property;

33 (D) the signature of an authorized city representative;

34 (E) the nature of the overabundance or the threat to public safety; and

35 (F) a description of previous actions taken by the city to ameliorate the problem.

36 (b) Wildlife Damage Control Agents: Upon completion of a training course designed for the purpose of reviewing  
37 and updating information on wildlife laws and safe, humane wildlife handling techniques, and demonstration of a

1 knowledge of wildlife laws and safe, humane wildlife handling techniques, an individual with no record of wildlife  
 2 law violations may apply to the Wildlife Resources Commission (Commission) to become a Wildlife Damage Control  
 3 Agent (WDCA). Those persons who demonstrate knowledge of wildlife laws and safe, humane wildlife handling  
 4 techniques by a passing score of at least 85 percent on a written examination provided by a representative of the  
 5 Wildlife Resources Commission, in cooperation with the training course provider, shall be approved. Those persons  
 6 failing to obtain a passing score shall be given one chance for re-testing without re-taking the course. Those persons  
 7 approved as agents by the Commission may then issue depredation permits for depredation as defined in Subparagraph  
 8 (a)(1) of this Rule to landholders and be listed as a second party to provide the control service. WDCAs may not issue  
 9 depredation permits for coyotes in the counties of Beaufort, Dare, Hyde, Tyrrell, Washington; big game animals; bats;  
 10 or species listed as endangered, threatened, or special concern under 15A NCAC 10I .0103, .0104 and .0105 of this  
 11 Chapter. WDCAs shall report to the Wildlife Resources Commission the number and disposition of animals taken,  
 12 by county, annually. Records shall be available for inspection by a Wildlife Enforcement officer at any time during  
 13 normal business hours. Wildlife Damage Control Agent status shall be revoked at any time by the Executive Director  
 14 when there is evidence of violations of wildlife laws, failure to report, or inhumane treatment of animals by the WDCA.  
 15 A WDCA may not charge for the permit, but may charge for his or her investigations and control services. In order  
 16 to maintain a knowledge of current laws, rules, and techniques, each WDCA shall renew his or her agent status every  
 17 three years by showing proof of having attended at least one training course provided for the purpose of reviewing  
 18 and updating information on wildlife laws, and safe, humane wildlife handling techniques within the previous 12  
 19 ~~months.~~ months or equivalent in continuing education credits.

20 (c) Each depredation permit shall have an expiration date or time after which the depredation permit is no longer  
 21 valid. The depredation permit authorizes possession of any wildlife resources taken under the permit and shall be  
 22 retained as long as the wildlife resource is in the permittee's possession. All individuals taking wildlife resources  
 23 under the authority of a depredation permit are obligated to the conditions written on the permit and the requirements  
 24 specified in this Rule.

25 (d) Manner of Taking:

26 (1) Taking Without a Permit. Wildlife taken without a permit while committing depredations to  
 27 property may, during the open season on the species, be taken by the landholder by any lawful  
 28 method. During the closed season, such depredating wildlife may be taken without a permit only  
 29 by the use of firearms or archery equipment as defined in 15A NCAC 10B .0116.

30 (2) Taking With a Permit. Wildlife taken under a depredation permit may be taken only by the method  
 31 or methods authorized by the permit. When trapping is authorized, in order to limit the taking to  
 32 the intended purpose, the permit may specify a reasonable distance from the property sought to be  
 33 protected, according to the particular circumstances, within which the traps shall be set. The  
 34 Executive Director or agent may also state in a permit authorizing trapping whether or not bait may  
 35 be used and the type of bait, if any, that is authorized. In addition to any trapping restrictions that  
 36 may be contained in the permit, the method of trapping shall be in accordance with the requirements  
 37 and restrictions imposed by G.S. 113-291.6 and other local laws passed by the General Assembly.

1 No depredation permit shall authorize the use of poisons or pesticides in taking wildlife except in  
2 accordance with the provisions of the North Carolina Pesticide Law of 1971, the Structural Pest  
3 Control Act of 1955, and G.S. 113, Article 22A. No depredation permit shall authorize the taking  
4 of wildlife by any method by any landholder upon the lands of another except when the individual  
5 is listed as a second party on a depredation permit.

- 6 (3) Intentional Wounding. It is unlawful for any landholder, with or without a depredation permit,  
7 intentionally to wound a wild animal in a manner so as not to cause its immediate death as suddenly  
8 and humanely as the circumstances permit.

9 (e) Disposition of Wildlife Taken:

- 10 (1) Generally. Except as provided by the succeeding Subparagraphs of this Paragraph, any wildlife  
11 killed without a permit while committing depredations shall be buried or otherwise disposed of in a  
12 safe and sanitary manner on the property. Wildlife killed under a depredation permit may be  
13 transported to an alternate disposal site if desired. Anyone in possession of carcasses of animals  
14 being transported under a depredation permit shall have the depredation permit in his or her  
15 possession. Except as provided by Subparagraphs of (d)(2) through (5) of this Rule, all wildlife  
16 killed under a depredation permit shall be buried or otherwise disposed of as stated on the permit.

- 17 (2) Deer and feral swine. The edible portions of feral swine and deer may be retained by the landholder  
18 for consumption but shall not be transported from the property where the depredations took place  
19 without a valid depredation permit. The landholder may give a second party the edible portions of  
20 the feral swine and deer taken under the depredation permit. The receiver of the edible portions shall  
21 hold a copy of the depredation permit. The nonedible portions of any deer carcass, including head,  
22 hide, feet, and antlers, shall be disposed of as specified in Subparagraph (1) of this Paragraph or  
23 turned over to a wildlife enforcement officer for disposition.

- 24 (3) Fox. Any fox killed under a depredation permit may be disposed of as described in Subparagraph  
25 (1) of this Paragraph or, upon compliance with the fur tagging requirements of 15A NCAC 10B  
26 .0400, the carcass or pelt thereof may be sold to a licensed fur dealer.

- 27 (4) Furbearing Animals. The carcass or pelt of any furbearing animal killed during the open season for  
28 taking such furbearing animal for control of depredations to property, whether with or without a  
29 permit, may be sold to a licensed fur dealer provided that the person offering such carcass or pelt  
30 for sale has a valid hunting or trapping license; provided further that, bobcats and otters may only  
31 be sold upon compliance with any required fur tagging requirement set forth in 15A NCAC 10B  
32 .0400.

- 33 (5) Animals Taken Alive. Wild animals in the order Carnivora, armadillos, groundhogs, nutria, and  
34 beaver shall be humanely euthanized either at the site of capture or at a facility designed to humanely  
35 handle the euthanasia or released on the property where captured. Feral swine shall be euthanized  
36 while still in the trap in accordance with G.S. 113-291.12. For all other animals taken alive, the  
37 animal shall be euthanized or released on property with permission of the landowner. When the

1 relocation site is public property, written permission must be obtained from an appropriate local,  
 2 state, or federal official before any animal may be released. Animals transported or held for  
 3 euthanasia must be euthanized within 12 hours of capture. Anyone in possession of live animals  
 4 being transported for relocation or euthanasia under a depredation permit shall have the depredation  
 5 permit in his or her possession.

6 (f) Reporting Requirements. Any landholder who kills an alligator, a coyote in the counties of Beaufort, Dare, Hyde,  
 7 Tyrrell, or Washington, deer, Canada goose, bear, or wild turkey under a valid depredation permit shall report such  
 8 kill on the form provided with the permit and mail the form upon the expiration date to the Wildlife Resources  
 9 Commission. Any landowner who kills a coyote in the counties of Beaufort, Dare, Hyde, Tyrrell and Washington  
 10 shall report such kill as directed on the form provided with the depredation permit. The killing and method of  
 11 disposition of every alligator and bear, or coyote in the counties of Beaufort, Dare, Hyde, Tyrrell or Washington taken  
 12 without a permit shall be reported to the Wildlife Resources Commission within 24 hours following the time of such  
 13 killing.

14  
 15 *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;*  
 16 *113-331; 113-333; 113-334(a); 113-337;*  
 17 *Eff. February 1, 1976;*  
 18 *Amended Eff. May 1, 2016; August 1, 2013; January 1, 2012; August 1 2010; July 1, 2010; May 1,*  
 19 *2008; August 1, 2002; July 1, 1997; July 1, 1995; January 1, 1995; January 1, 1992; August 1,*  
 20 *1990.*  
 21 *Temporary Amendment Eff. August 1, 2014 and shall remain in effect until amendments expire as*  
 22 *specified in G.S. 150B-21.1(d) or the United States District Court for the Eastern District of North*  
 23 *Carolina's court order number 2:13-CV-60-BOs signed on May 13, 2014 is rescinded, whichever*  
 24 *date is earlier. The court order is available at [www.ncwildlife.org](http://www.ncwildlife.org);*  
 25 *Temporary Amendment Eff. February 27, 2015.*



1 15A NCAC 10B .0107 Black Bear is amended as published in 30:10 NCR 1120 as follows:

2

3 **15A NCAC 10B .0107 BLACK BEAR**

4 It is unlawful to take or possess a female bear with a cub or cubs at its side, or to take or possess a cub bear. For the  
5 purpose of this Rule, a cub bear is defined as any bear weighing less than 75 ~~50~~ pounds.

6

7 *History Note: Authority G.S. 113-134; 113-291.2; 113-291.7;*

8 *Eff. February 1, 1976;*

9 *Amended Eff. August 1, 2016; June 1, 2005; July 1, 1985.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0118

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

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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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 5 references "15A NCAC 10B .0400" Is the cross-reference meant for the entire section of the subchapter or should there be a specific rule cited?*

*Line 7, replace "is" with "shall be"*

*Line 9, add a comma after "(e)"*

*Lines 11 thru 13, consider the following punctuation changes to clarify what is being described:*

identifies the product as a game bird, game animal, or part thereof and provided further thereof; that the game bird or game animal was lawfully ~~acquired~~ acquired; and the product is not readily identifiable as a game bird or game animal, or part thereof.

*Line 17, replace "can" with "may"*

*Line 19, provide a location for the CFR. A website is sufficient.*

*Line 23, replace "must" with "shall"*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10B .0118 Sale of Wildlife is amended as published in 30:10 NCR 1120-1121 as follows:

2

3 **15A NCAC 10B .0118 SALE OF WILDLIFE**

4 (a) The carcasses or pelts of bobcats, opossums, and raccoon that have been lawfully taken by any hunting method,  
5 upon compliance with applicable fur tagging requirements set forth in 15A NCAC 10B .0400, may be sold to licensed  
6 fur dealers. The sale of carcasses or pelts of bobcats, opossums, and raccoon killed accidentally or taken by hunting  
7 for control of depredations is permitted under the conditions set forth in 15A NCAC 10B.0106(e)(4) and 15A NCAC  
8 10B .0127.

9 (b) Except as otherwise provided in Paragraphs (a), (d), ~~and (e)~~ (e) and (f) of this Rule, the sale of game birds and  
10 game animals or parts thereof is prohibited, except that processed products other than those made from edible portions  
11 may be sold provided that no label or advertisement identifies the product as a game bird, game animal, or part thereof  
12 and provided further that the game bird or game animal was lawfully acquired. and the product is not readily  
13 identifiable as a game bird or game animal, or part thereof.

14 (c) The sale of edible portions or products of game birds and game animals is prohibited, except as may be otherwise  
15 provided by statute.

16 (d) The pelt or feathers of deer, elk, fox, pheasant, quail, rabbit, or squirrel (fox and gray) may be bought or sold for  
17 the purpose of making fishing flies provided that the source of these animals can be documented as being legally  
18 obtained from out of state sources or from lawfully operated commercial breeding facilities. The buying and selling  
19 of migratory game birds shall be in accordance with 50 C.F.R 20.91 which is hereby incorporated by reference,  
20 including subsequent amendments and editions.

21 (e) The Executive Director or his designee may issue Trophy Wildlife Sale permits as authorized in G.S. 113-274 for  
22 the sale of lawfully taken and possessed individual dead wildlife specimens or their parts that are mounted, stuffed, or  
23 otherwise permanently preserved that may be sold under G.S. 113-291.3. A copy of the permit must be retained with  
24 the specimen.

25 (f) Raw hides from any lawfully-taken or possessed white-tailed deer may be sold.

26

27 *History Note: Authority G.S. 113-134; 113-273; 113-274; 113-276.2; 113-291.3; 113-337; 50 C.F.R. 20.91;*

28 *Eff. November 9, 1980;*

29 *Amended Eff. May 1, 2015; May 1, 2014; August 1, 2002; April 1, 1991; February 1, 1990;*

30 *Temporary Amendment Eff. February 27, 2015.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0201

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

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In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 10 and 11, replace "is" with "shall"*

*Lines 12, 15, 16, 18, and 19, begin the clauses with lowercase letters as they are part of a list*

*Line 23, delete the clause "Note:" and replace with "(e)" to signify a new paragraph of this Rule*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10B .0201 Prohibited taking and manner of take is amended as published in 30:10 NCR 1121 as  
2 follows:

3

4 **15A NCAC 10B .0201 PROHIBITED TAKING AND MANNER OF TAKE**

5 (a) It is unlawful for any person to take, or have in possession, any wild animal or wild bird listed in this Section  
6 except during the open seasons and in accordance with the limits herein prescribed, or as prescribed by 15A NCAC  
7 10B .0300 pertaining to trapping or 15A NCAC 10D applicable to game lands managed by the Wildlife Resources  
8 Commission, unless otherwise permitted by law. Lawful seasons and bag limits for each species apply beginning with  
9 the first day of the listed season and continue through the last day of the listed season, with all dates being included.  
10 When any hunting season ends on a January 1 that falls on a Sunday, that season is extended to Monday, January 2.

11 (b) On Sundays, hunting on private lands is allowed under with the following conditions: restrictions:

12 (1) ~~Only archery~~ Archery equipment as described in 15A NCAC 10B .0116, falconry, and dogs where  
13 and when allowed the other days of the week are lawful methods of take, except as prohibited in  
14 G.S. 103-2: take; and

15 (2) Firearms are lawful methods of take when used as described in G.S. 103-2; and

16 ~~(3)~~ Migratory game birds may not be taken.

17 (c) On Sundays, hunting on public lands is allowed with the following restrictions:

18 (1) Only falconry and dogs used in conjunction with falconry are lawful methods of take; and

19 (2) Migratory game birds may not be taken.

20 These restrictions do not apply to military installations under the exclusive jurisdiction of the federal government.

21 (d) Those animals not classified as game animals in G.S. 113-129(7c), and for which a season is set under this Section,  
22 may be taken during the hours and methods authorized for taking game animals.

23 Note: Where local laws govern hunting, or are in conflict with this Subchapter, the local law shall prevail.

24

25 *History Note:* Authority G.S. 103-2; 113-291.1(a); 113-134; 113-291.2; 113-291.3;

26 Eff. February 1, 1976;

27 Amended Eff. May 1, 2016; August 1, 2012; July 10, 2010; July 1, 1996; July 1, 1987.

1 15A NCAC 10B .0202 Bear is amended as published in 30:10 NCR 1121-1122 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 to the Saturday before Thanksgiving and the third Monday after  
6 Thanksgiving to January 1 in and west of Surry, Wilkes, Caldwell, Burke, and Cleveland counties.  
7 (2) Second Monday in November to January 1 in all of Bladen, Carteret, Cumberland, Duplin, New  
8 Hanover, Onslow, Pamlico, Pender, and Sampson counties.  
9 (3) First Monday in December to the third Saturday thereafter in Brunswick, Columbus, and Robeson  
10 counties.  
11 (4) Second Monday in November to the following Saturday and the third Monday after Thanksgiving  
12 to the fifth Saturday after Thanksgiving in all of Beaufort, Camden, Chowan, Craven, Dare,  
13 Edgecombe, Greene, Halifax, Hyde, Jones, Lenoir, Martin, Nash, Northampton, Pasquotank, Pitt,  
14 Tyrrell, Washington, Wayne, and Wilson counties.  
15 (5) Saturday preceding the second Monday in November to the following Saturday and the third  
16 Monday after Thanksgiving to the fifth Saturday after Thanksgiving in Bertie, Currituck, Gates,  
17 Hertford, and Perquimans counties.  
18 (6) Concurrent with the open season for all lawful weapons for hunting deer as specified in 15A NCAC  
19 10B .0203(a)(1) in Alamance, Alexander, Anson, Cabarrus, Caswell, Catawba, Chatham, Davie,  
20 Davidson, Durham, Franklin, Forsyth, Gaston, Granville, Guilford, Harnett, Hoke, Iredell, Johnston,  
21 Lee, Lincoln, Mecklenburg, Montgomery, Moore, Orange, Person, Randolph, Richmond,  
22 Rockingham, Rowan, Scotland, Stanly, Stokes, Union, Vance, Warren, Wake, and Yadkin counties.

23 (b) Restrictions

- 24 (1) For purposes of this Paragraph, "bait" means any natural, unprocessed food product that is a grain,  
25 fruit, nut, vegetable, or other material harvested from a plant crop that is not modified from its raw  
26 components.  
27 (2) Bears shall not be taken with the use or aid of:  
28 (A) any processed food product as defined in G.S. 113-294(r), any animal, animal part or  
29 product, salt, salt lick, honey, sugar, sugar-based material, syrups, candy, pastry, gum,  
30 candy block, oils, spices, peanut butter, or grease;  
31 (B) any extracts of substances identified in Part (A) of this Subparagraph;  
32 (C) any substances modified by substances identified in Part (A) of this Subparagraph,  
33 including any extracts of those substances; or  
34 (D) any bear bait attractant, including sprays, aerosols, scent balls, and scent powders.  
35 (3) Bears may be taken with the aid of bait from the first open Monday through the following Saturday  
36 only in the counties in Subparagraphs (a)(1) through (a)(5) of this Rule. In counties with a season  
37 split into two or more segments, this Subparagraph applies only to the first segment.

- 1 (4) Bears shall not be taken while in the act of consuming bait.
- 2 (5) Bears may be taken with the aid of bait during the entire open season in the counties identified in
- 3 Subparagraph (a)(6) of this Rule.
- 4 (6) Hunters shall not take bears using dogs in the following counties: Alamance south of Interstate 85,
- 5 Anson west of N.C. Hwy 742, Cabarrus, Chatham, Davie, Davidson, Franklin, Forsyth, Gaston,
- 6 Guilford, Lee, Lincoln, Mecklenburg, Montgomery, Orange south of Interstate 85, Randolph,
- 7 Rockingham, Rowan, Stanly, Union, and Wake south of N.C. Hwy 98. In all other counties and
- 8 parts of counties, hunters may take bears using dogs and may release dogs in the vicinity of bait.

9 (c) No Open Season. There is no open season in those parts of counties included in the following posted bear  
 10 sanctuaries:

- 11 Avery, Burke, and Caldwell counties--Daniel Boone bear sanctuary except by permit only
- 12 Beaufort, Bertie, and Washington counties--Bachelor Bay bear sanctuary
- 13 ~~Beaufort and Pamlico counties--Gum Swamp bear sanctuary~~
- 14 Bladen County--Suggs Mill Pond bear sanctuary
- 15 Brunswick County--Green Swamp bear sanctuary
- 16 Buncombe, Haywood, Henderson, and Transylvania counties--Pisgah bear sanctuary
- 17 Carteret, Craven, and Jones counties--Croatan bear sanctuary
- 18 Clay County--Fires Creek bear sanctuary
- 19 Columbus County--Columbus County bear sanctuary
- 20 Currituck County--North River bear sanctuary
- 21 Dare County--Bombing Range bear sanctuary except by permit only
- 22 Haywood County--Harmon Den bear sanctuary
- 23 Haywood County--Sherwood bear sanctuary
- 24 Hyde County--Gull Rock bear sanctuary
- 25 Hyde County--Pungo River bear sanctuary
- 26 Jackson County--Panthertown-Bonas Defeat bear sanctuary
- 27 Macon County--Standing Indian bear sanctuary
- 28 Macon County--Wayah bear sanctuary
- 29 Madison County--Rich Mountain bear sanctuary
- 30 McDowell and Yancey counties--Mt. Mitchell bear sanctuary except by permit only
- 31 Mitchell and Yancey counties--Flat Top bear sanctuary
- 32 Wilkes County--Thurmond Chatham bear sanctuary

33 (d) The daily bag limit is one, the possession limit is one, and the season limit is one.

34 (e) Kill Reports. The carcass of each bear shall be reported as provided by 15A NCAC 10B .0113.

36 *History Note:* Authority G.S. 113-134; 113-291.1; 113-291.2; 113-291.7; 113-305;  
 37 Eff. February 1, 1976;

1            *Amended Eff. July 1, 1998; September 1, 1995; July 1, 1995; July 1, 1994; April 14, 1992;*  
2            *Temporary Amendment Eff. July 1, 1999;*  
3            *Amended Eff. July 1, 2000;*  
4            *Temporary Amendment Eff. July 1, 2002;*  
5            *Amendment Eff. August 1, 2002;*  
6            *Temporary Amendment Eff. September 1, 2003;*  
7            *Temporary Amendment Expired Eff. December 27, 2003;*  
8            *Amended Eff. August 1, 2016; August 1, 2015; August 1, 2014; August 1, 2012; August 1, 2010;*  
9            *May 1, 2009; May 1, 2008; May 1, 2007; May 1, 2006; June 1, 2005.*



## REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0203

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 19, capitalize "game"*

*Page 2, line 8, add a comma after "Tyrrell"*

*Page 3, line 9, replace the period after "Henderson" with a colon*

*Page 3, lines 22 and 33, please verify the citations*

*Page 5, lines 9 and 11, replace "must" with "shall"*

*Page 5, line 20, is the sentence "The season limits in all counties of the State, is six deer." in light of the prior sentence that states the same information. Please delete*

*Page 5, lines 25 and 34 reference a "card" Is it the same card in each line? If so, please use consistent names.*

*Page 5, lines 25 and 35, and page 6, line 1 references a card. [G.S. 150B-2\(8a\)d](#) does not require a form to be a rule if "the contents or substantive requirements of which are prescribed by rule or statute." Is there a rule or statute that provides the information required in the cards?*

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

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10B .0203 Deer (White-tailed) is amended as published in 30:10 NCR 1122-1125 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 during the following seasons:

7 (A) Saturday on or nearest October 15 through January 1 in all of Beaufort, Bertie, Bladen,  
8 Brunswick, Camden, Carteret, Chowan, Columbus\*, Cumberland, Craven, Currituck,  
9 Dare, Duplin, Edgecombe, Franklin, Gates, Greene, Halifax, Harnett, Hertford, Hoke,  
10 Hyde, Johnston, Jones, Lenoir, Martin, Moore, Nash, New Hanover, Northampton,  
11 Onslow, Pamlico, Pasquotank, Pender, Perquimans, Pitt, Richmond\*\*, Robeson, Sampson,  
12 Scotland\*\*, Tyrrell, Vance, Wake, Warren, Washington, Wayne, and Wilson counties.

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

14 \*\*Refer to 15A NCAC 10D .0103(h) for seasons on Nicholson Creek, Rockfish Creek, and  
15 Sandhills Game Lands.

16 (B) Saturday before Thanksgiving through January 1 in all of Alexander, Alleghany, Ashe,  
17 Catawba, Davie, Forsyth, Gaston, Iredell, Lincoln, Stokes, Surry, Watauga, Wilkes\*, and  
18 Yadkin counties.

19 \*Refer to 15A NCAC 10D .0103(h) for seasons on Buffalo Cove game land.

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

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

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

36 (F) Monday of Thanksgiving week through January 1 in all of Cleveland, Polk, and Rutherford  
37 counties, except for South Mountain Game Land.

- 1 (2) Deer of Either Sex. Except on Game Lands, deer of either sex may be taken during the open seasons  
2 and in the counties and portions of counties listed in Parts (A), (B), (C), (D), (E), (F), and (G) of this  
3 Subparagraph: (Refer to 15A NCAC 10D .0103 for either-sex deer seasons on Game Lands). Deer  
4 of either sex may be taken during the open season identified in Part (H) of this Subparagraph.
- 5 (A) The open either-sex deer hunting dates established by the U.S. Fish and Wildlife Service  
6 during the period from the Saturday on or nearest September 10 through January 1 in those  
7 parts of Camden, Gates, and Pasquotank counties known as the Dismal Swamp National  
8 Wildlife Refuge; in those parts of Hyde, Tyrrell and Washington counties known as the  
9 Pocosin Lakes National Wildlife Refuge; in those parts of Anson and Richmond counties  
10 known as the Pee Dee National Wildlife Refuge; and in those parts of Currituck County  
11 known as the Currituck National Wildlife Refuge and the Mackay Island National Wildlife  
12 Refuge.
- 13 (B) The open either-sex deer hunting dates established by the appropriate military commands  
14 during the period from Saturday on or nearest October 15 through January 1 in that part of  
15 Brunswick County known as the Sunny Point Military Ocean Terminal, in that part of  
16 Craven County known and marked as Cherry Point Marine Base, in that part of Onslow  
17 County known and marked as the Camp Lejeune Marine Base, on Fort Bragg Military  
18 Reservation, and on Camp Mackall Military Reservation.
- 19 (C) Youth either-sex deer hunts. First Saturday in October for youth either-sex deer hunting  
20 by permit only on a portion of Belews Creek Steam Station in Stokes County designated  
21 by agents of the Commission; the third Saturday in October for youth either-sex deer  
22 hunting by permit only on Mountain Island State Forest in Lincoln and Gaston counties;  
23 and the second Saturday in November for youth either-sex deer hunting by permit only on  
24 apportion of Warrior Creek located on W. Kerr Scott Reservoir, Wilkes County designated  
25 by agents of the Commission. A youth is defined as a person under 16 years of age.
- 26 (D) The last open day of the Deer with Visible Antlers season described in Subparagraph (a)(1)  
27 of this Rule in all of Buncombe\*, Haywood, Henderson, Madison, and Transylvania  
28 counties.\*\*
- 29 \*Except for that part east of NC 191, south of the French Broad and Swannanoa Rivers,  
30 west of US 25, and north of NC 280
- 31 \*\*Refer to 15A NCAC 10D .0103 for either-sex deer seasons on game lands that differ  
32 from the days identified in this Subparagraph
- 33 (E) The last six open days of the Deer With Visible Antlers season described in Subparagraph  
34 (a)(1) of this Rule in all of Avery, Burke, Caldwell, McDowell, Mitchell, and Yancey  
35 counties.

- 1 (F) The first six open days and the last seven open days of the Deer with Visible Antlers season  
2 described in Subparagraph (a)(1) of this Rule in all of Cleveland, Polk, and Rutherford  
3 counties.
- 4 (G) All the open days of the Deer With Visible Antlers season described in Subparagraph (a)(1)  
5 of this Rule in and east of Ashe, Watauga, Wilkes, Alexander, Catawba, Lincoln, and  
6 Gaston counties and in the following parts of counties:  
7 Buncombe: That part east of NC 191, south of the French Broad and Swannanoa Rivers,  
8 west of US 25, and north of NC 280; and  
9 Henderson. That part east of NC 191 and north and west of NC 280.
- 10 (H) The fourth Saturday in September, subject to the following restriction: only persons under  
11 the age of 16 years may hunt.
- 12 (b) Open Seasons (Bow and Arrow) for hunting deer:
- 13 (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph and the bag  
14 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow  
15 during the following seasons:
- 16 (A) Saturday on or nearest September 10 to the third Friday thereafter in the counties and parts  
17 of counties having the open season for Deer With Visible Antlers specified by Part (A) of  
18 Subparagraph (a)(1) of this Rule, except on Nicholson Creek, Rockfish Creek, and  
19 Sandhills Game Lands.
- 20 (B) Saturday on or nearest September 10 to the third Friday before Thanksgiving in the  
21 counties and parts of counties having the open seasons for Deer with Visible Antlers  
22 specified by Part (B) of Subparagraph (b)(1) of this Rule except for that portion of Buffalo  
23 Cove Game Land in Wilkes County.
- 24 (C) Saturday on or nearest September 10 to the Sunday prior to the opening of the blackpowder  
25 firearms and bow and arrow season identified in Part (c)(1)(C) of this Rule; and the Sunday  
26 immediately following the closing of blackpowder firearms and bow and arrow season  
27 identified in Part (c)(1)(C) of this Rule to the Sunday before Thanksgiving in the counties  
28 and parts of counties having the open seasons for Deer With Visible Antlers specified by  
29 Part (C) of Subparagraph (a)(1) of this Rule and in Cleveland, Polk, and Rutherford  
30 counties.
- 31 (D) Saturday on or nearest September 10 to the fourth Friday before Thanksgiving in the  
32 counties and parts of counties having the open season for Deer With Visible Antlers  
33 specified by Part (D) of Subparagraph (b)(1) of this Rule, and on Nicholson Creek,  
34 Rockfish Creek, and Sandhills Game Lands.
- 35 (2) Restrictions

- 1 (A) Dogs may not be used for hunting deer during the bow and arrow season, except a single  
2 dog on a leash may be used to retrieve a wounded deer in accordance with G.S. 113-  
3 291.1(k).
- 4 (B) Only archery equipment of the types authorized in 15A NCAC 10B .0116 for taking deer  
5 may be used during the bow and arrow deer hunting season.
- 6 (c) Open Seasons (Blackpowder Firearms and Bow and Arrow) for hunting deer:
- 7 (1) Authorization. Subject to the restrictions set out in Subparagraph (2) of this Paragraph, deer may  
8 be taken only with blackpowder firearms and bow and arrow during the following seasons:
- 9 (A) The Saturday on or nearest October 1 to the Friday of the second week thereafter in the  
10 counties and parts of counties having the open seasons for Deer With Visible Antlers  
11 specified by Part (A) of Subparagraph (a)(1) of this Rule, except on Nicholson Creek,  
12 Rockfish Creek, and Sandhills Game Lands.
- 13 (B) The third Saturday preceding Thanksgiving until the Friday of the second week thereafter  
14 in the counties\* and parts of counties having the open seasons for Deer With Visible  
15 Antlers specified by Part (B) of Subparagraph (a)(1) of this Rule.  
16 \*Refer to 15A NCAC 10D .0103(h) for seasons on Buffalo Cove game land.
- 17 (C) Monday on or nearest October 1 to the Saturday of the second week thereafter in Cleveland,  
18 Polk, and Rutherford counties and in the counties and parts of counties having the open  
19 seasons for Deer With Visible Antlers specified by Part C of Subparagraph (a)(1) of this  
20 Rule.
- 21 (D) The fourth Saturday preceding Thanksgiving until the Friday of the second week thereafter  
22 in the counties and parts of counties having the open season for Deer With Visible Antlers  
23 specified by Part (D) of Subparagraph (a)(1) of this Rule, and on Nicholson Creek,  
24 Rockfish Creek, and Sandhills Game Lands.
- 25 (2) Restrictions
- 26 (A) Deer of either sex may be taken during blackpowder firearms and bow and arrow season  
27 in and east of the following counties: Polk, Rutherford, McDowell, Burke, Caldwell,  
28 Watauga, and Ashe. Deer of either sex may be taken on the last day of this season only in  
29 all other counties.
- 30 (B) Dogs shall not be used for hunting deer during the blackpowder firearms and bow and  
31 arrow seasons, except a single dog on a leash may be used to retrieve a wounded deer in  
32 accordance with G.S. 113-291.1(k).
- 33 (3) As used in this Paragraph, blackpowder firearms means "Any firearm - including any firearm with  
34 a matchlock, flintlock, percussion cap, or similar type of ignition system - manufactured in or before  
35 1898; any replica of this type of firearm if such replica is not designed or redesigned for using  
36 rimfire or conventional centerfire fixed ammunition; and any muzzle-loading rifle, muzzle-loading

1 shotgun, or muzzle-loading handgun that is designed to use blackpowder, blackpowder substitute,  
2 or any other propellant loaded through the muzzle and that cannot use fixed ammunition."

3 (d) Open Season (Urban Season) for hunting deer:

4 (1) Authorization. Subject to the restrictions set out in Subparagraph (3) of this Paragraph and the bag  
5 limits set out in Paragraph (e) of this Rule, deer of either sex may be taken with bow and arrow in  
6 participating cities in the State, as defined in G.S. 160A-1(2), from the second Saturday following  
7 January 1 to the fifth Saturday thereafter. Deer shall not be taken on any game land or part thereof  
8 that occurs within a city boundary.

9 (2) Participation. Cities that intend to participate in the urban season must send a letter to that effect no  
10 later than April 1 of the year prior to the start of the urban season to the Executive Director or his  
11 designee at 1722 Mail Service Center, Raleigh, N.C. 27699-1722. Cities must also submit a map of  
12 the city's boundaries within which the urban season shall apply.

13 (3) Restrictions:

14 (A) Dogs shall not be used for hunting deer during the urban season, except a single dog on a  
15 leash may be used to retrieve a wounded deer in accordance with G.S. 113-291.1(k).

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

18 (e) Bag limits. In and east of Vance, Franklin, Wake, Harnett, Moore, and Richmond counties, the possession limit  
19 is six deer, up to four of which may be deer with visible antlers. In all other counties of the state the possession limit  
20 is six deer, up to two of which may be deer with visible antlers. The season limit in all counties of the State, is six  
21 deer. In addition to the bag limits described above, a hunter may obtain multiple bonus antlerless deer harvest report  
22 cards from the Wildlife Resources Commission or any Wildlife Service Agent to allow the harvest of two additional  
23 antlerless deer per card on lands others than lands enrolled in the Commission's game land program during any open  
24 deer season in all counties and parts of counties of the State identified in Part (G) of Subparagraph (a)(2) of this Rule.  
25 Antlerless deer harvested and reported on the bonus antlerless harvest report card shall not count as part of the  
26 possession and season limit. Hunters may also use the bonus antlerless harvest report cards for deer harvested during  
27 the season described in Paragraph (d) of this Rule within the boundaries of participating municipalities, except on  
28 State-owned game lands. Antlerless deer include males with knobs or buttons covered by skin or velvet as  
29 distinguished from spikes protruding through the skin. The bag limits described above do not apply to deer harvested  
30 in areas covered in the Deer Management Assistance Program (DMAP) as described in G.S. 113-291.2(e) for those  
31 individuals using Commission-issued DMAP tags and reporting harvest as described on the DMAP license. Season  
32 bag limits shall be set by the number of DMAP tags issued and in the hunters' possession. All deer harvested under  
33 this program, regardless of the date of harvest, shall be tagged with these DMAP tags and reported as instructed on  
34 the DMAP license. The hunter does not have to validate the Big Game Harvest Report Card provided with the hunting  
35 license for deer tagged with the DMAP tags. Any deer harvested on lands enrolled in the DMAP and not tagged with  
36 DMAP tags may only be harvested during the regularly established deer seasons subject to all the restrictions of those

1 seasons, including bag limits, and reported using the big game harvest report card or the bonus antlerless harvest report  
2 card.

3

4 *History Note: Authority G.S. 113-134; 113-270.3; 113-276.1; 113-291.1; 113-291.2;*

5 *Eff. February 1, 1976;*

6 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996, July 1, 1995; December 1, 1994; July 1,*  
7 *1994; July 1, 1993;*

8 *Temporary Amendment Eff. July 1, 1999;*

9 *Amended Eff. July 1, 2000;*

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

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

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

13 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*  
14 *2003);*

15 *Amended Eff. August 1, 2016; August 1, 2015; August 1, 2014; August 1, 2013; August 1, 2012;*

16 *August 1, 2011; July 10, 2010; June 1, 2008; May 1, 2007; May 1, 2006; June 1, 2005.*

17

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0225

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 4, 5, and 6, replace "is" with "shall be"*

*Line 5, add "elk" after "Hunting"*

*Line 7, define "legal" or provide a cross-reference to a statute or rule.*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016



1 15A NCAC 10B .0225 Elk is adopted with changes as published in 30:10 NCR 1125 as follows:

2

3 **15A NCAC 10B .0225 ELK**

4 (a) The season for taking elk by hunting is October 1 to November 1, September 1 to October 1,

5 (b) Hunting is by permit only.

6 (c) The bag limit is one per permit.

7 (d) Elk may be taken by any legal weapon.

8

9 *History Note: Authority G.S. 113-134; 113-291; 113-291.1; 113-291.2;*

10 *Eff. August 1, 2016*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0205

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Page 2, line 1, capitalize "state" if the intent is North Carolina*

*Page 5, lines 25 thru 27, correct indention of the text*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10C .0205 Public mountain trout waters is amended with changes as published in 30:10 NCR 1125-  
2 1133 as follows:

3  
4 **15A NCAC 10C .0205 PUBLIC MOUNTAIN TROUT WATERS**

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

- 6 (1) "Natural bait" means any living or dead organism (plant or animal), or parts thereof, or prepared  
7 substances designed to attract fish by the sense of taste or smell.  
8 (2) "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 (3) "Youth anglers" are individuals under 16 years of age.

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

- 12 (1) "Public Mountain Trout Waters" are all waters included in this Rule and so designated in 15A NCAC  
13 10D .0104.  
14 (2) "Catch and Release/Artificial Flies Only Trout Waters" are Public Mountain Trout Waters where  
15 only artificial flies having one single hook may be used. No trout may be possessed or harvested  
16 while fishing these streams. Waters designated as such include tributaries unless otherwise noted.  
17 (3) "Catch and Release/Artificial Lures Only Trout Waters" are Public Mountain Trout Waters where  
18 only artificial lures having one single hook may be used. No trout may be possessed or harvested  
19 while fishing these streams. Waters designated as such include tributaries unless otherwise noted.  
20 (4) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and  
21 one-half hour after sunset on the Friday before the first Saturday of the following June it is unlawful  
22 to possess natural bait, use more than a single hook on an artificial lure, or harvest or possess trout  
23 while fishing. From 6:00 a.m. on the first Saturday in June until noon that same day only youth  
24 anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday  
25 in June until October 1 anglers of all ages may fish and these waters have no bait or lure restrictions.  
26 Waters designated as such do not include tributaries unless otherwise noted.  
27 (5) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure  
28 restrictions. Waters designated as such do not include tributaries unless otherwise noted.  
29 (6) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific  
30 regulations apply. Waters designated as such do not include tributaries unless otherwise noted.  
31 (7) "Wild Trout Waters" are Public Mountain Trout Waters which are identified as such in this Rule or  
32 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person  
33 shall possess natural bait while fishing these waters. Waters designated as such do not include  
34 tributaries unless otherwise noted.  
35 (8) "Wild Trout Waters/Natural Bait" are Public Mountain Trout Waters where all artificial lures and  
36 natural baits, except live fish, may be used provided they are fished using only one single hook.  
37 Waters designated as such include tributaries unless otherwise noted.

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

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

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

9 (1) Alleghany

10 (A) Delayed Harvest Trout Waters are as follows:

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

13 (B) Hatchery Supported Trout Waters are as follows:

14 Big Pine Creek

15 Bledsoe Creek

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

18 Cranberry Creek

19 (Big) Glade Creek

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

22 Meadow Fork

23 Pine Swamp Creek

24 Piney Fork

25 Prathers Creek

26 (C) Wild Trout Waters are as follows:

27 Big Sandy Creek (portion on Stone Mountain State Park)

28 Stone Mountain Creek (portion on Stone Mountain State Park)

29 (2) Ashe County

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

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

32 (B) Delayed Harvest Trout Waters are as follows:

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

34 Helton Creek (Virginia state line to New River)

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

36 Trout Lake

37 (C) Hatchery Supported Trout Waters are as follows:

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

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

1 All waters located on South Mountains State Park, except those waters identified in parts  
2 A and B of this Subparagraph

3 (6) Caldwell County

4 (A) Delayed Harvest Trout Waters are as follows:

5 Wilson Creek (game land portion below Lost Cove Creek to Philips Branch)

6 (B) Hatchery Supported Trout Waters are as follows:

7 Boone Fork Pond

8 Buffalo Creek (mouth of Joes Creek to McCloud Branch)

9 Joes Creek (first falls upstream of S.R. 1574 to confluence with Buffalo Creek)

10 Wilson Creek (Phillips Branch to Brown Mountain Beach Dam, except where posted  
11 against trespassing)

12 Yadkin River (Happy Valley Ruritan Community Park to S.R. 1515)

13 (C) Wild Trout Waters are as follows:

14 Buffalo Creek (Watauga Co. line to Long Ridge Branch including game land tributaries)

15 Joes Creek (Watauga Co. line to first falls upstream of the end of S.R. 1574)

16 Rockhouse Creek

17 (7) Cherokee County

18 (A) Hatchery Supported Trout Waters are as follows:

19 Davis Creek (confluence of Bald and Dockery creeks to Hanging Dog Creek)

20 Hyatt Creek (Big Dam Branch to Valley River)

21 Junaluska Creek (Ashturn Creek to Valley River)

22 Shuler Creek (Joe Brown Hwy [S.R. 1325] bridge to Tennessee state line)

23 Valley River (S.R. 1359 to U.S. 19 ~~business~~ Business bridge in Murphy)

24 (B) Wild Trout Waters/Natural Bait are as follows:

25 Bald Creek (game land portion)

26 Dockery Creek (game land portion)

27 North Shoal Creek (game land portion)

28 (8) Clay County

29 (A) Delayed Harvest Trout Waters are as follows:

30 Fires Creek (USFS Rd. 340A to the foot bridge in the USFS Fires Creek Picnic Area)

31 (B) Hatchery Supported Trout Waters are as follows:

32 Buck Creek (game land portion downstream of U.S. 64 bridge)

33 Fires Creek (foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300)

34 Tusquitee Creek (Compass Creek to lower S.R. 1300 bridge)

35 (9) Graham County

36 (A) Delayed Harvest Trout Waters are as follows:

37 (Big) Snowbird Creek (USFS footbridge at the old railroad junction to USFS Rd. 2579)

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



- 1 (Rocky) Broad River (end of S.R. 1611 to Rutherford Co. line)  
 2 Cane Creek (railroad bridge upstream of S.R. 1551 bridge to U.S. 25 bridge)  
 3 Clear Creek (Laurel Fork to S.R. 1582)  
 4 Green River (Lake Summit powerhouse to game land boundary)  
 5 (Big) Hungry River  
 6 (12) Jackson County  
 7 (A) Catch and Release/Artificial Lures Only Trout Waters are as follows:  
 8 Flat Creek  
 9 Tuckasegee River (upstream from the Clark property)  
 10 (B) Delayed Harvest Trout Waters are as follows:  
 11 Tuckasegee River (downstream N.C. 107 bridge to the falls located 275 yards upstream of  
 12 the U.S. 23-441 bridge [marked by a sign on each bank])  
 13 (C) Hatchery Supported Trout Waters are as follows:  
 14 Balsam Lake  
 15 Bear Creek Lake  
 16 Cedar Cliff Lake  
 17 Cullowhee Creek (Tilley Creek to Tuckasegee River)  
 18 Dark Ridge Creek (Jones Creek to Scott Creek)  
 19 Greens Creek (Greens Creek Baptist Church on S.R. ~~4730~~ 1370 to Savannah Creek)  
 20 Savannah Creek (~~downstream of S.R. 1300 bridge~~ Shell Branch to Cagle Branch)  
 21 Scott Creek (Dark Ridge Creek to Tuckasegee River, except where posted against  
 22 trespassing)  
 23 Tanasee Creek Lake  
 24 Tuckasegee River — upper (John Brown Branch to the downstream N.C. 107 bridge)  
 25 Tuckasegee River — lower (falls located 275 yards upstream of U.S. 23-441 bridge  
 26 [marked by a sign on each bank] to S.R. 1534 bridge at Wilmot)  
 27 Wolf Creek Lake  
 28 (D) Wild Trout Waters are as follows:  
 29 Gage Creek  
 30 North Fork Scott Creek  
 31 Tanasee Creek  
 32 Whitewater River (downstream from Silver Run Creek to South Carolina state line)  
 33 Wolf Creek (except Balsam Lake and Wolf Creek Lake)  
 34 (E) Wild Trout Waters/Natural Bait are as follows:  
 35 Buff Creek  
 36 Chattooga River (S.R. 1100 bridge to the South Carolina state line)  
 37 Lower Fowler Creek (game land portion)

- 1 Scotsman Creek (game land portion)
- 2 (13) Macon County
- 3 (A) Delayed Harvest Trout Waters are as follows:
- 4 Nantahala River (Whiteoak Creek to Nantahala hydropower discharge canal)
- 5 (B) Hatchery Supported Trout Waters are as follows:
- 6 Burningtown Creek (Left Prong to Little Tennessee River)
- 7 Cartoogechaye Creek (downstream U.S. 64 bridge to Little Tennessee River)
- 8 Cliffside Lake
- 9 Cullasaja River (Sequoyah Dam to U.S. 64 bridge near junction of S.R. 1672)
- 10 Nantahala River — upper (Dicks Creek to Whiteoak Creek)
- 11 Nantahala River — lower (Nantahala hydropower discharge canal to Swain Co. line)
- 12 Queens Creek Lake
- 13 (C) Wild Trout Waters/Natural Bait are as follows:
- 14 Chattooga River (S.R. 1100 bridge to South Carolina state line)
- 15 Jarrett Creek (game land portion)
- 16 Kimsey Creek
- 17 Overflow Creek (game land portion)
- 18 Park Creek
- 19 Tellico Creek (game land portion)
- 20 Turtle Pond Creek (game land portion)
- 21 (14) Madison County
- 22 (A) Delayed Harvest Trout Waters are as follows:
- 23 Big Laurel Creek (N.C. 208 bridge to the U.S. 25-70 bridge)
- 24 Shelton Laurel Creek (N.C. 208 bridge at Belva to the confluence with Big Laurel Creek)
- 25 Spring Creek (N.C. 209 bridge at Hot Springs city limits to iron bridge at end of Andrews
- 26 Ave.)
- 27 (B) Hatchery Supported Trout Waters are as follows:
- 28 Big Laurel Creek (Mars Hill watershed boundary to the S.R. 1318 [Big Laurel Rd.] bridge
- 29 downstream of Bearpen Branch)
- 30 Big Pine Creek (S.R. 1151 bridge to French Broad River)
- 31 Little Ivy Creek (confluence of Middle Fork and Paint Fork at Beech Glen to confluence
- 32 with Ivy Creek at Forks of Ivy)
- 33 Max Patch Pond
- 34 Meadow Fork Creek (S.R. 1165 to Spring Creek)
- 35 Puncheon Fork (Hampton Creek to Big Laurel Creek)
- 36 Roaring Fork (Fall Branch to Meadow Fork)
- 37 Shelton Laurel Creek (confluence of Big Creek and Mill Creek to N.C. 208 bridge at Belva)

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

- 1 Wiles Creek (game land boundary to mouth)
- 2 (17) Polk County
- 3 (A) Delayed Harvest Trout Waters are as follows:
- 4 Green River (Fishtop Falls Access Area to the confluence with Cove Creek)
- 5 (B) Hatchery Supported Trout Waters are as follows:
- 6 Green River (Mouth of Cove Creek to the natural gas pipeline crossing)
- 7 North Pacolet River (Joels Creek to N.C. 108 bridge)
- 8 (18) Rutherford County
- 9 (A) Hatchery Supported Trout Waters are as follows:
- 10 (Rocky) Broad River (Henderson Co. line to U.S. 64/74 bridge, except where posted
- 11 against trespassing)
- 12 (19) Stokes County
- 13 (A) Hatchery Supported Trout Waters are as follows:
- 14 Dan River (Virginia state line downstream to a point 200 yards below the end of S.R. 1421)
- 15 (20) Surry County
- 16 (A) Delayed Harvest Trout Waters are as follows:
- 17 Ararat River (~~N.C. 103 bridge to U.S. 52 bridge~~ portion adjacent to the Ararat River
- 18 Greenway)
- 19 Mitchell River (.6 mile upstream of the end of S.R. 1333 to the S.R. 1330 bridge below
- 20 ~~Karps~~ Kapps Mill Dam)
- 21 (B) Hatchery Supported Trout Waters are as follows:
- 22 Ararat River (S.R. 1727 bridge downstream to the N.C. 103 bridge)
- 23 Big Elkin Creek (dam 440 yards upstream of N.C. 268 bridge to a point 265 yards
- 24 downstream of N.C. 268 [marked by a sign on each bank])
- 25 Fisher River (Cooper Creek) (Virginia state line to I-77 bridge)
- 26 Little Fisher River (Virginia state line to N.C. 89 bridge)
- 27 Lovills Creek (U.S. 52 Business bridge to Ararat River)
- 28 Pauls Creek (Virginia state line to .3 miles below S.R. 1625 bridge)
- 29 (21) Swain County
- 30 (A) Delayed Harvest Waters Trout Waters are as follows:
- 31 Tuckasegee River (U.S. 19 bridge to Slope Street bridge)
- 32 ~~(A)~~(B) Hatchery Supported Trout Waters are as follows:
- 33 Alarka Creek (game land boundary to Fontana Reservoir)
- 34 Calderwood Reservoir (Cheoah Dam to Tennessee state line)
- 35 Cheoah Reservoir
- 36 Connelly Creek (Camp Branch to Tuckasegee River)
- 37 Deep Creek (Great Smoky Mountains National Park Boundary line to Tuckasegee River)

- 1 Nantahala River (Macon Co. line to existing Fontana Lake water level)
- 2 ~~(B) — Delayed Harvest Waters Trout Waters are as follows:~~
- 3 ~~Tuckasegee River (U.S. 19 bridge to Slope Street bridge)~~
- 4 (22) Transylvania County
- 5 (A) Catch and Release/Artificial Flies Only Trout Waters are as follows:
- 6 Davidson River (headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek
- 7 and Grogan Creek)
- 8 (B) Delayed Harvest Waters Trout Waters are as follows:
- 9 East Fork French Broad River (Glady Fork to French Broad River)
- 10 Little River (confluence of Lake Dense to 100 yards downstream of Hooker Falls)
- 11 (C) Hatchery Supported Trout Waters are as follows:
- 12 Davidson River (Avery Creek to lower USFS boundary)
- 13 French Broad River (confluence of North Fork French Broad River and West Fork) French
- 14 Broad River to the Island Ford Rd. [S.R. 1110] Access Area
- 15 Middle Fork French Broad River (upstream U.S. 178 bridge to French Broad River)
- 16 West Fork French Broad River (Camp Cove Branch to confluence with North Fork French
- 17 Broad River)
- 18 (D) Wild Trout Waters are as follows:
- 19 All waters located on Gorges State Park
- 20 Whitewater River (downstream from Silver Run Creek to South Carolina state line)
- 21 (E) Wild Trout Waters/Natural Bait are as follows:
- 22 North Fork French Broad River (game land portion downstream of S.R. 1326)
- 23 Thompson River (S.R. 1152 to South Carolina state line, except where posted against
- 24 trespassing)
- 25 (23) Watauga County
- 26 (A) Catch and Release/Artificial Lures Only Trout Waters are as follows:
- 27 Dugger Creek (portions on Blue Ridge Mountain Club)
- 28 Laurel Creek (portions on Blue Ridge ~~mountain~~Mountain Club and Powder Horn
- 29 Mountain Development)
- 30 Pond Creek (headwaters to Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee
- 31 Lake)
- 32 (B) Delayed Harvest Trout Waters are as follows:
- 33 ~~Coffee~~ Lake Coffey
- 34 Watauga River (adjacent to intersection of S.R. 1557 and S.R. 1558 to N.C. 105 bridge and
- 35 S.R. 1114 bridge to N.C. 194 bridge at Valle Crucis)
- 36 (C) Hatchery Supported Trout Waters are as follows:

- 1 Beaverdam Creek (confluence of Beaverdam Creek and Little Beaverdam Creek to an
- 2 unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203)
- 3 Beech Creek
- 4 Buckeye Creek (Buckeye Creek Reservoir dam to Grassy Gap Creek)
- 5 Buckeye Creek Reservoir
- 6 Cove Creek (S.R. 1233 bridge at Zionville to S.R. 1233 bridge at Amantha)
- 7 Dutch Creek (second bridge on S.R. 1134 to mouth)
- 8 Elk Creek (S.R. 1510 bridge at Triplett to Wilkes Co. line, except where posted against
- 9 trespassing)
- 10 Laurel Creek (S.R. 1123 bridge at S.R. 1157 intersection to Watauga River)
- 11 Meat Camp Creek (S.R. 1340 bridge at S.R. 1384 intersection to N.C. 194)
- 12 Middle Fork New River (Lake Chetola dam to South Fork New River)
- 13 Norris Fork Creek
- 14 South Fork New River (canoe launch 70 yards upstream of U.S. 421 bridge to lower
- 15 boundary of Brookshire Park)
- 16 Stony Fork (S.R. 1500 bridge at S.R. 1505 intersection to Wilkes Co.line)
- 17 (D) Wild Trout Waters are as follows:
- 18 Dutch Creek (headwaters to second bridge on S.R. 1134)
- 19 Howard Creek
- 20 Maine Branch (headwaters to North Fork New River)
- 21 North Fork New River (from confluence with Maine and Mine branches to Ashe Co. line)
- 22 Watauga River (Avery Co. line to S.R. 1580 bridge)
- 23 Winkler Creek (lower bridge on S.R. 1549 to confluence with South Fork New River)
- 24 (24) Wilkes County
- 25 (A) Catch and Release/Artificial Lures Only Trout Waters are as follows:
- 26 Dugger Creek (portions on Blue Ridge Mountain club)
- 27 Harris Creek (portion on Stone Mountain State Park)
- 28 (B) Delayed Harvest Trout Waters are as follows:
- 29 East Prong Roaring River (Bullhead Creek downstream to Stone Mountain State Park
- 30 lower boundary)
- 31 Elk Creek — upper (Watauga Co. line to lower boundary of the Blue Ridge Mountain
- 32 Club)
- 33 Elk Creek — lower (portion on Leatherwood Mountains development)
- 34 Reddies River (Town of North Wilkesboro water intake dam to confluence with the Yadkin
- 35 River)
- 36 Stone Mountain Creek (from falls at ~~Allegheny~~ Alleghany Co. line to confluence with East
- 37 Prong Roaring River and Bullhead Creek)

- 1 (C) Hatchery Supported Trout Waters are as follows:  
 2 Bell Branch Pond  
 3 Cub Creek (.5 mile upstream of S.R. 2460 bridge to S.R. 1001 bridge)  
 4 Darnell Creek (North Prong Reddies River) (downstream ford on S.R. 1569 to confluence  
 5 with North Fork Reddies River)  
 6 East Prong Roaring River (Stone Mountain State Park lower boundary to S.R. 1002 bridge)  
 7 Fall Creek (S.R. 1300 bridge to confluence with South Prong Lewis Fork, except where  
 8 posted against trespassing)  
 9 Middle Fork Reddies River (Clear Prong) (headwaters to bridge on S.R. 1580)  
 10 Middle Prong Roaring River (headwaters to bridge on S.R. 1736)  
 11 North Fork Reddies River (Vannoy Creek) (headwaters to Union School bridge on S.R.  
 12 1559)  
 13 Pike Creek  
 14 Pike Creek Pond  
 15 South Fork Reddies River (S.R. 1355 bridge to confluence with Middle Fork Reddies  
 16 River)  
 17 South Prong Lewis Fork (Fall Creek to S.R. 1155 bridge)
- 18 (D) Wild Trout Waters are as follows:  
 19 Big Sandy Creek (portion on Stone Mountain State Park)  
 20 Garden Creek (portion on Stone Mountain State Park)  
 21 Widow Creek (portion on Stone Mountain State Park)
- 22 (25) Yancey County
- 23 (A) Catch and Release/Artificial Flies Only Trout Waters are as follows:  
 24 South Toe River (headwaters to Upper Creek)  
 25 Upper Creek
- 26 (B) Delayed Harvest Trout Waters are as follows:  
 27 Cane River (Blackberry Ridge Rd. to downstream boundary of Cane River County Park)
- 28 (C) Hatchery Supported Trout Waters are as follows:  
 29 Bald Mountain Creek (except where posted against trespassing)  
 30 Cane River (Bee Branch [S.R. 1110] to Bowlens Creek)  
 31 Price Creek (junction of S.R. 1120 and S.R. 1121 to Indian Creek)  
 32 South Toe River (Clear Creek to lower boundary line of Yancey Co. ~~recreation~~  
 33 ~~park~~ Recreation Park, except where posted against trespassing)
- 34 (D) Wild Trout Waters are as follows:  
 35 Cattail Creek (bridge at Mountain Farm Community Rd. to N.C. 187197 bridge)  
 36 Lickskillet Creek  
 37 Middle Creek (game land boundary to mouth)

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



REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0305

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, add a comma after "Smallmouth"*

*Lines 5, add a comma after "(c)"*

*Line 9, add a comma after "county"*

*Line 14, delete "with no exceptions,"*

*Line 16, delete the comma after "inches"*

*Line 16, replace "with no exceptions in:" with "in the following:"*

*Line 20, add an "and" at the end of the clause*

*Line 21, delete "and the" at the beginning of the clause*

*Line 21, add a comma after "Croatan"*

*Line 21, delete the "and" after "Croatan"*

*Line 21, add a comma after "sounds"*

*Line 23, add a comma after "Scuppernong River"*

*Line 26, replace "inches, with no exceptions." with "inches."*

*Line 27, could the lake being referenced also contain a county location, like the prior Paragraph?*

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

*Line 27, add a comma after "Phelps"*

*Line 27, delete "with no exceptions,"*

*Line 33 thru 34, replace "inches with no exceptions." with "inches."*

*Page 2, line 1, delete "with no exceptions"*

*Page 2, line 3, add a comma after "Smallmouth"*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10C .0305 Black bass is amended as published in 30:10 NCR 1133-1134 as follows:

2

3 **15A NCAC 10C .0305 BLACK BASS**

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

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

11 (c) In Lake Santeetlah in Graham County, there is no daily creel limit for Black Bass less than 14 inches. The daily  
12 creel limit for Black Bass greater than 14 inches is five fish.

13 (d) In Lake Chatuge in Clay County, the daily creel limit for Black Bass is 10 fish, the minimum size limit for  
14 Largemouth Bass is 12 inches, with no exceptions, and there is no minimum size limit for Smallmouth Bass and  
15 Spotted Bass.

16 ~~(d)~~(e) The minimum size limit for Black Bass is 14 inches, with no exceptions in:

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

25 ~~(e)~~(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, with no exceptions.

27 ~~(f)~~(g) In Lake Phelps the minimum size limit is 14 inches, with no exceptions, and no fish between 16 and 20 inches  
28 may be possessed.

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

31 ~~(h)~~(i) In Randleman Reservoir, there is no minimum size limit for Largemouth Bass, but only two Largemouth Bass  
32 less than 14 inches and only one Largemouth Bass greater than 20 inches may be possessed.

33 ~~(i)~~(j) In Lake Thom-A-Lex in Davidson County, the minimum size limit for Black Bass is 18 inches with no  
34 exceptions.

35 ~~(j)~~(k) In the Alleghany County portion of New River downstream of Fields Dam (Grayson County, Virginia) there is  
36 no minimum size limit for Black Bass, but no fish between 14 and ~~20~~22 inches in length may be possessed and only  
37 one Black Bass greater than ~~20~~22 inches may be possessed.

1 ~~(l)~~ In Sutton Lake, the minimum size limit for Black Bass is 14 inches with no exceptions and no Black Bass may  
2 be possessed from December 1 through March 31.

3 ~~(m)~~ For purposes of this Rule, creel limits apply to Largemouth, Smallmouth and Spotted Bass in aggregate unless  
4 otherwise specified.

5  
6 *History Note: Authority G.S. 113-134; 113-292; 113-304; 113-305;*  
7 *Eff. February 1, 1976;*  
8 *Temporary Amendment Eff. May 10, 1990, for a period of 180 days to expire on November 1,*  
9 *1990;*  
10 *Temporary Amendment Eff. May 22, 1990, for a period of 168 days to expire on November 1,*  
11 *1990;*  
12 *Temporary Amendment Eff. May 1, 1991, for a period of 180 days to expire on November 1, 1991;*  
13 *Amended Eff. July 1, 1994; July 1, 1993; October 1, 1992;*  
14 *Temporary Amendment Eff. December 1, 1994 for a period of 180 days or until the permanent*  
15 *rule becomes effective, whichever is sooner;*  
16 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995;*  
17 *Temporary Amendment Eff. November 1, 1998;*  
18 *Amended Eff. April 1, 1999;*  
19 *Temporary Amendment Eff. July 1, 1999;*  
20 *Amended Eff. July 1, 2000;*  
21 *Temporary Amendment Eff. July 1, 2001;*  
22 *Temporary Amendment Eff. March 8, 2002 [This rule replaces the rule proposed for permanent*  
23 *amendment effective July 1, 2002 and approved by RRC in May 2001];*  
24 *Amended Eff. August 1, 2002 (approved by RRC in April 2002);*  
25 *Temporary Amendment Eff. June 1, 2003;*  
26 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July*  
27 *17, 2003);*  
28 *Amended Eff. August 1, 2016; November 1, 2013; August 1, 2012; March 1, 2012; August 1,*  
29 *2011; August 1, 2010; May 1, 2009; July 1, 2008; May 1, 2008; May 1, 2007; May 1, 2006; June*  
30 *1, 2005.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0306

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, add a comma after "(d)"*

*Line 7, add a comma after "Nash"*

*Line 8, add a comma after "County"*

*Lines 10 thru 13, replace the commas at the end of the clauses with semicolons*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10C .0306 Crappie is amended with changes as published in 30:10 NCR 1134 as follows:

2

3 **15A NCAC 10C .0306 CRAPPIE**

4 (a) There is no daily creel limit for Crappie, except for waters identified in Paragraphs (b), (c), ~~and~~ (d) and (e) of this  
5 Rule. There is no minimum size limit for these fish, except for waters identified in Paragraphs ~~(e)~~(d) and ~~(d)~~(e). There  
6 is no closed season.

7 (b) In Buckhorn Reservoir in Wilson and Nash counties the daily creel limit is 20 fish.

8 (c) In Lake Chatuge in Clay County the daily creel limit is 30 fish.

9 ~~(e)~~(d) In the following waters, the daily creel limit is 20 fish and the minimum size limit is 10 inches:

10 (1) B. Everett Jordan Reservoir,

11 (2) Roanoke River and its tributaries downstream of Roanoke Rapids dam,

12 (3) Cashie River and its tributaries,

13 (4) Middle River and its tributaries, and

14 (5) Eastmost River and its tributaries.

15 ~~(d)~~(e) In the following waters, the daily creel limit is 20 fish and the minimum size limit is eight inches:

16 (1) Pee Dee River from Blewett Falls Dam to the South Carolina state line;

17 (2) Badin Lake;

18 (3) Falls Lake (Stanly and Montgomery counties);

19 (4) Lake Tillery;

20 (5) Blewett Falls Lake;

21 (6) Lake Norman;

22 (7) Lake Hyco;

23 (8) Lake Ramseur;

24 (9) Cane Creek Lake;

25 (10) Lake Hampton (Yadkin County);

26 ~~(10)~~(11) Tar River downstream of Tar River Reservoir Dam;

27 ~~(11)~~(12) Neuse River downstream of Falls Lake Dam;

28 ~~(12)~~(13) Haw River downstream of Jordan Lake Dam;

29 ~~(13)~~(14) Deep River downstream of Lockville Dam;

30 ~~(14)~~(15) Cape Fear River;

31 ~~(15)~~(16) Waccamaw River downstream of Lake Waccamaw Dam;

32 ~~(16)~~(17) Lumber River including Drowning Creek;

33 ~~(17)~~(18) all other public fishing waters east of Interstate 95, except Tar River Reservoir in Nash County,  
34 Sutton Lake in New Hanover County, and waters listed in Paragraph ~~(e)~~(d) of this Rule; and

35 ~~(18)~~(19) all public waters west of Interstate 77, except Lake Chatuge.

36 For waters in Subparagraphs ~~(10)~~(11) through ~~(18)~~(19), the restrictions apply to all tributaries.

37

- 1 *History Note: Authority G.S. 113-134; 113-292;*
- 2 *Eff. November 1, 2013;*
- 3 *Amended Eff. August 1, 2016; August 1, 2015.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0314

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Lines 5, 6, and 25, add a comma after "(i)"*

*Line 7, add a comma after "(j)"*

*Line 21, after "limit" add "for Striped Bass and its hybrid"*

*Line 35, add a comma after "aggregate"*

*Page 2, lines 5 thru 7, who is the "Executive Director" issuing the proclamation? Please clarify the statutory authority and the justification for the next sentence about it being "unlawful" to violate.*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016



1 15A NCAC 10C .0314 Striped bass is amended with changes as published in 30:10 NCR 1134-1135 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), (e), (f), (g), (h), ~~and (i)~~ and (j) of this Rule. The minimum size limit for these fish is 20 inches, except  
6 in waters identified in Paragraphs (b), (c), (d), (e), (f), (g), (h), ~~and (i)~~ and (j) of this Rule. There is no closed season,  
7 except for waters identified in Paragraphs ~~(f)~~, (g), (h), (i), ~~and (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 24 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, Arrowhead Lake (Anson Co.), High Rock Pond (Caswell Co.), Moss Lake, Mountain Island  
16 Reservoir, Oak Hollow Lake, Lake Thom-A-Lex, Lake Townsend, and Salem Lake the minimum size limit for Striped  
17 Bass and its hybrids is 16 inches.

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

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

23 ~~(f)(g)~~ In the inland fishing waters of Neuse, Pungo, and Tar Pamlico rivers and their tributaries extending upstream  
24 to the first impoundment of the main course on the river or its tributaries, and in all other inland fishing waters east of  
25 Interstate 95 not specified in Paragraphs ~~(e)(f)~~, ~~(g)~~, (h), ~~and (i)~~ and (j) of this Rule, the daily creel limit for Striped  
26 Bass and its hybrids is two fish in the aggregate. The minimum size limit is 18 inches but no Striped Bass or hybrids  
27 between the lengths of 22 inches and 27 inches shall be possessed. In these waters, the season for taking and  
28 possessing Striped Bass is closed from May 1 through September 30.

29 ~~(g)(h)~~ In the inland fishing waters of the Cape Fear River and its tributaries downstream of Buckhorn Dam, the season  
30 for taking and possessing Striped Bass is closed year-round.

31 ~~(h)(i)~~ In the inland and joint fishing waters [as identified in 15A NCAC 10C .0107(1)(e)] of the Roanoke River Striped  
32 Bass Management Area, which includes the Roanoke, Cashie, Middle, and Eastmost rivers and their tributaries, the  
33 open season for taking and possessing Striped Bass and its hybrids is March 1 through April 30 from the joint-coastal  
34 fishing waters boundary at Albemarle Sound upstream to Roanoke Rapids Lake dam. During the open season, the  
35 daily creel limit for Striped Bass and its hybrids is two fish in the aggregate and the minimum size limit is 18 inches.  
36 No fish between 22 inches and 27 inches in length shall be possessed in the daily creel limit. Only one fish larger  
37 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,  
2 Currituck Sound, Alligator River, Scuppernong River, and their tributaries (excluding the Roanoke River and Cashie  
3 River and their tributaries), Striped Bass fishing season, size limits and creel limits are the same as those established  
4 by rules or proclamations of the Marine Fisheries Commission in adjacent joint or coastal fishing waters.

5 ~~(k)~~ The Executive Director may, by proclamation, suspend, or extend the hook-and-line season for Striped Bass in  
6 the inland and joint waters of coastal rivers and their tributaries. It is unlawful to violate the provisions of any  
7 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. August 1, 2016; August 1, 2015; August 1, 2014.*

1 15A NCAC 10C .0319 White perch is amended as published in 30:10 NCR 1135 as follows:

2

3 **15A NCAC 10C .0319 WHITE PERCH**

4 (a) There is no daily creel limit and no minimum limit size for White Perch. There is no closed season for White  
5 Perch.

6 (b) In and west of Haywood, Buncombe, and Rutherford counties, it is unlawful to transport, possess, or release live  
7 White Perch.

8

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

10 *Eff. November 1, 2013;*

11 *Amended Eff. August 1, 2016.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0401

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 6, add a comma after "line"*

*Line 11, add a comma after "length"*

*Line 27, add a comma after "limits"*

*Page 2, line 2, what is the county that contains "Lake Waccamaw"? Is it Orange County? Should this Rule specify the county?*

*Page 2, lines 7 and 8, the limit of six is only on forked tail catfish and not channel or white catfish, correct? So there is no limit on channel or white catfish. Please clarify if that statement is incorrect.*

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

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10C .0401 Manner of taking nongame fishes: purchase and sale is amended as published in 30:10 NCR  
2 1135-1136 as follows:

3  
4 **15A NCAC 10C .0401 MANNER OF TAKING NONGAME FISHES: PURCHASE AND SALE**

5 (a) Except as permitted by the rules in this Section, it is unlawful to take nongame fishes from the inland fishing  
6 waters of North Carolina in any manner other than with hook and line or grabbling. Nongame fishes may be taken by  
7 hook and line or grabbling at any time without restriction as to size limits or creel limits, with the following exceptions:

- 8 (1) Blue crabs shall have a minimum carapace width of five inches (point to point) and it is unlawful to  
9 possess more than 50 crabs per person per day or to exceed 100 crabs per vessel per day.
- 10 (2) While boating on or fishing in the following inland fishing waters, no person shall take river herring  
11 (alewife and blueback) that are greater than six inches in length or possess such herring regardless  
12 of origin in:
- 13 (A) Roanoke River downstream of Roanoke Rapids Dam;  
14 (B) Tar River downstream of Rocky Mount Mill Dam;  
15 (C) Neuse River downstream of Milburnie Dam;  
16 (D) Cape Fear River downstream of Buckhorn Dam;  
17 (E) Pee Dee River downstream of Blewett Falls Dam;  
18 (F) Lumber River including Drowning Creek;  
19 (G) all the tributaries to the rivers listed above; and  
20 (H) all other inland fishing waters east of I-95.
- 21 (3) Grass carp shall not be taken or possessed on Lake James, Lookout Shoals Lake, Lake Norman,  
22 Mountain Island Reservoir, Lake Wylie, and John H. Kerr Reservoir, except that one fish per day  
23 may be taken with archery equipment.
- 24 (4) No trotlines or set-hooks shall be used in the impounded waters located on the Sandhills Game Land  
25 or in designated public mountain trout waters.
- 26 (5) In Lake Waccamaw, trotlines or set-hooks may be used only from October 1 through April 30.
- 27 (6) In inland fishing waters, gray trout (weakfish) recreational seasons, size limits and creel limits are  
28 the same as those established by Marine Fisheries Commission rule or proclamations issued by the  
29 Fisheries Director in adjacent joint or coastal fishing waters.

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

32 (c) Nongame fishes taken by hook and line, grabbling, or by licensed special devices may be sold, with the following  
33 exceptions:

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

1 (d) Freshwater mussels, including the Asiatic clam (*Corbicula fluminea*), may be taken only from impounded waters,  
 2 except mussels shall not be taken in Lake Waccamaw and in University Lake in Orange County. The daily possession  
 3 limit for freshwater mussels is 200 in the aggregate, except there is no daily possession limit for the Asiatic clam  
 4 (*Corbicula fluminea*).

5 (e) In waters that are stocked and managed for catfish and located on game lands, on Commission-owned property,  
 6 or on the property of a cooperator, including waters within the Community Fishing Program, it is unlawful to take  
 7 channel, white, or blue catfish (forked tail catfish) by means other than hook and line; the daily creel limit for forked  
 8 tail catfish is six fish in aggregate. Waters where this creel limit applies shall be posted on-site with signs indicating  
 9 the creel limit.

10 (f) ~~In Lake Norman and Badin Lake, the~~ The daily creel limit for blue catfish greater than 32 inches is one ~~fish~~ fish ~~in~~  
 11 the following reservoirs:

12 (1) Lake Norman;

13 (2) Mountain Island Lake;

14 (3) Lake Wylie;

15 (4) Badin Lake; and

16 (5) Lake Tillery.

17 (g) The daily creel limit for American eels taken from or possessed, regardless of origin, while boating on or fishing  
 18 in inland fishing waters is 25, and the minimum size limit is 9 inches.

19  
 20 *History Note: Authority G.S. 113-134; 113-272; 113-292;*

21 *Eff. February 1, 1976;*

22 *Amended Eff. July 1, 1994; July 1, 1993; May 1, 1992;*

23 *Temporary Amendment Eff. December 1, 1994;*

24 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995;*

25 *Temporary Amendment Eff. July 1, 1999;*

26 *Amended Eff. July 1, 2000;*

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

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

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

30 *Amended Eff. May 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*  
 31 *2003);*

32 *Amended Eff. August 1, 2016; August 1, 2015; August 1, 2014; August 1, 2013; August 1, 2012;*  
 33 *August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2007; May 1, 2006; June 1,*  
 34 *2005.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0402

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 14, what is the "local law" referenced? Is it be city or county?*

*Page 2, line 4, add a comma after "taken"*

*Page 2, lines 31 thru 32, could "alewife or live blueback herring" be replaced with "river herring (alewife and blueback)" to be consistent with lines 3 and 4 of this page?*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10C .0402 Taking nongame fishes for bait or personal consumption is amended as published in 30:10  
2 NCR 1136-1137 as follows:

3  
4 **15A NCAC 10C .0402 TAKING NONGAME FISHES FOR BAIT OR PERSONAL CONSUMPTION**

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

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

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

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

36 (d) No person shall take or possess during one day more than 200 nongame fish in aggregate for bait or personal  
37 consumption subject to the following restrictions:



- 1 (1) No more than 25 eels, none of which may be less than 9 inches in length, shall be taken from or
- 2 possessed, regardless of origin, while boating on or fishing in inland fishing waters;
- 3 (2) While boating on or fishing in the following inland fishing waters, no river herring (alewife and
- 4 blueback) that are greater than six inches in total length shall be taken and no such river herring
- 5 shall be possessed regardless of origin:
- 6 (A) Roanoke River downstream of Roanoke Rapids Dam;
- 7 (B) Tar River downstream of Rocky Mount Mill Dam;
- 8 (C) Neuse River downstream of Milburnie Dam;
- 9 (D) Cape Fear River downstream of Buckhorn Dam;
- 10 (E) Pee Dee River downstream of Blewett Falls Dam;
- 11 (F) Lumber River including Drowning Creek;
- 12 (G) the tributaries to the rivers listed above; and
- 13 (H) all other inland fishing waters east of Interstate 95.
- 14 (3) No more than 50 crabs per person per day or 100 per vessel per day with a minimum carapace width
- 15 of five inches (point to point) shall be taken.

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

17 (f) It is unlawful to take nongame fish for bait or any other fish bait from designated public mountain trout waters and  
18 from the bodies of water specified for the following counties:

- 19 (1) Chatham County:
- 20 Deep River
- 21 Rocky River
- 22 Bear Creek
- 23 (2) Lee County:
- 24 Deep River
- 25 (3) Moore County:
- 26 Deep River
- 27 (4) Randolph County:
- 28 Deep River below the Coleridge Dam
- 29 Fork Creek

30 (g) In the waters of the Little Tennessee River, including all the tributaries and impoundments thereof, and on adjacent  
31 shorelines, docks, access ramps, and bridge crossings, it is unlawful to transport, possess, or release live alewife or  
32 live blueback herring.

33

34 *History Note:* Authority G.S. 113-134; 113-135; 113-135.1; 113-272; 113-272.3; 113-292;

35 Eff. February 1, 1976;

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

37 Temporary Amendment Eff. July 1, 2001;

1                    *Amended Eff. July 18, 2002;*  
2                    *Temporary Amendment Eff. June 1, 2003;*  
3                    *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*  
4                    *2003);*  
5                    *Amended Eff. August 1, 2016; August 1, 2015; August 1, 2014; August 1, 2013; August 1, 2010;*  
6                    *May 1, 2008; May 1, 2007; May 1, 2006.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10D .0102

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 11, replace "are" with "means"*

*Line 27, replace "can" with "are able to"*

*Page 2, line 6, replace "are closed to all" with "the"*

*Page 2, line 7, add "shall be prohibited." after "sunrise."*

*Page 2, line 8, add "the following zones:" after "establishing"*

*Page 2, line 9, delete "an" before archery"*

*Page 2, line 9, delete the "a" before three uses of the term "restricted" and "day"*

*Page 2, line 9, delete "zone" after "hunting" and "only"*

*Page 2, line 18 uses the term "weapon" and line 20 uses the term "firearm" Is there a distinction? Is the use of the terms intentional?*

*Page 2, line 24, replace "must" with "shall"*

*Page 2, line 26, add a comma after "Scott"*

*Page 2, line 27, references outside material. Please incorporate in accordance with G.S. 150B-21.6.*

*Page 2, line 29, add a semicolon after "game lands" and delete the "and" before "Pee Dee"*

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

*Page 2, line 29, replace the comma after “74” with a semicolon*

*Page 3, line 2, add a comma after “dogs”*

*Page 3, lines 4 and 11, add periods after “privilege”*

*Page 3, line 19, add a comma after “facility”*

*Page 4, lines 2 and 4, add commas after “I-95”*

*Page 4, line 9, add a comma after “facilities”*

*Page 4, line 27, please verify the cross-reference citation*

*Page 4, line 34, add a comma after “license”*

*Page 5, line 4, replace “disease or injury or defect” with “disease, injury, or defect”*

*Page 5, line 6, please verify the cross-reference citation*

*Page 5, line 7, add a comma after “vehicles”*

*Page 5, line 23, please verify the cross-reference citation*

*Page 5, line 25, replace “must” with “shall”*

*Page 5, lines 30 thru 33 is redundant of lines 6 thru 10 of this page. Is this duplicative language necessary?*

*Page 5, line 35, is the term “to” correct between “planted to wildlife”? Please clarify.*

*Page 5, lines 36 thru page 6, line 1, is redundant of lines 11 thru 12 of this page. Is this duplicative language necessary?*

*Page 6, line 5, please verify the cross-reference citation*

*Page 6, line 14, add a comma after “skills”*

*Page 6, line 16, Is the term “that” correct between “except that activities”? The term “for” seems more appropriate. Please clarify.*

*Page 6, line 22, add a comma after “impede”*

*Page 6, line 30, replace “must” with “shall”*

*Page 6, line 30, insert “leave” between “to by”*

*Page 6, lines 34 and 35, replace “that” with “which”*

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

*Page 7, line 1, add a comma after "July"*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10D .0102 General Regulations Regarding Use is amended as published in 30:10 NCR 1137-1140 as  
2 follows:

3

4 **15A NCAC 10D .0102 GENERAL REGULATIONS REGARDING USE**

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

6 (1) "Permanent Hunting Blind" means any structure that is used for hunter concealment, constructed  
7 from manmade or natural materials, and that is not disassembled and removed at the end of each  
8 day's hunt.

9 (2) "Target shooting" means the discharge of a firearm for purposes other than hunting, trapping, or  
10 self-defense.

11 (3) "Youth" are individuals under 16 years of age.

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

15 (1) Archery Zone. On portions of game lands posted as "Archery Zones" hunting is limited to bow and  
16 arrow hunting and falconry only. On these areas, deer of either sex may be taken on all open days  
17 of any applicable deer season.

18 (2) Safety Zone. On portions of game lands posted as "Safety Zones" hunting is prohibited. No person  
19 shall hunt or discharge a firearm or bow and arrow within, into, or across a posted safety zone on  
20 any game land. Falconry is exempt from this provision.

21 (3) Restricted Firearms Zone. On portions of game lands posted as "Restricted Firearms Zones" the use  
22 of centerfire rifles is prohibited.

23 (4) Restricted Zone. Portions of game lands posted as "Restricted Zones" are closed to all use by the  
24 general public, and entry upon such an area for any purpose is prohibited without first having  
25 obtained written approval of such entry or use from an authorized agent of the Wildlife Resources  
26 Commission. Entry shall be authorized only when such entry will not compromise the primary  
27 purpose for establishing the Restricted Zone and the person or persons requesting entry can  
28 demonstrate a valid need or such person is a contractor or agent of the Commission conducting  
29 official business. "Valid need" includes issues of access to private property, scientific  
30 investigations, surveys, or other access to conduct activities in the public interest.

31 (5) Temporary Restricted Zone. Portions of game lands posted as "Temporary Restricted Zones" are  
32 closed to all use by the general public, and entry upon such an area for any purpose is prohibited  
33 without first having obtained written approval of such entry or use from an authorized agent of the  
34 Wildlife Resources Commission. An area of a game land shall be declared a Temporary Restricted  
35 Zone when there is a danger to the health or welfare of the public due to topographical features or  
36 activities occurring on the area.

- 1 (6) Scouting-only Zone. On portions of the game lands posted as "Scouting-only Zones" the discharge  
2 of firearms or bow and arrow is prohibited.
- 3 (7) Restricted Deer Hunting Zone. On portions of game lands posted as "Restricted Deer Hunting  
4 Zones" the use of dogs for taking deer is prohibited, except as allowed by permit as provided in G.S.  
5 113-264(d).
- 6 (8) Day Use Only Zone. Portions of game lands posted as "Day Use Only Zones" are closed to all use  
7 by the general public from sunset to sunrise.

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

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

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

- 16 (1) any weapon within 150 yards of any game land building or designated game land camping area,  
17 except where posted otherwise;
- 18 (2) any weapon within 150 yards of any residence located on or adjacent to game lands, except on  
19 Butner-Falls of Neuse and Jordan game lands; and
- 20 (3) any firearm within 150 yards of any residence located on or adjacent to Butner-Falls of Neuse and  
21 Jordan Game Lands.

22 No person shall hunt with or have in possession any shotgun shell containing lead or toxic shot while hunting on any  
23 posted waterfowl impoundment on any game land, except shotgun shells containing lead buckshot may be used while  
24 deer hunting. Every individual carrying a concealed handgun must adhere to the requirements set forth in G.S. 14-  
25 415.11, even if the state issuing the concealed handgun permit is not North Carolina. On Butner-Falls of Neuse,  
26 Jordan, Kerr Scott and Vance game lands, no person shall possess loaded firearms, ammunition, bows and arrows,  
27 crossbows, or other weapons except as provided in the Code of Federal Regulations, Title 36, Chapter III, Part 327.13.  
28 On Buckhorn, ~~Butner-Falls of Neuse,~~ Chatham, Harris, Hyco, ~~Jordan, Kerr Scott,~~ Lee, Mayo, and Sutton Lake,  
29 and Vance game lands and Pee Dee River Game Land north of U.S. 74, and that portion of R. Wayne Bailey- Caswell  
30 Game Land that is located north of U.S. 158 and east of N.C. 119, no person shall possess a firearm during closed  
31 hunting seasons or closed hunting days for game birds or game animals, except under the following conditions:

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

37 (e) Game Lands License: Hunting and Trapping

- 1           (1)     Requirement. Except as provided in Subparagraph (4) of this Paragraph, any person entering upon  
2                   any game land for the purpose of hunting, trapping, running dogs or training dogs using wildlife  
3                   shall have in his or her possession a game lands license in addition to the appropriate hunting or  
4                   trapping license, or a license that conveys the game land use privilege
- 5           (2)     For commission-sanctioned field trials, active participants (as defined in 15A NCAC 10B .0114) in  
6                   a field trial using wildlife shall possess a game lands license in addition to the appropriate North  
7                   Carolina hunting license, or a license that conveys the game land use privilege, except non-residents  
8                   may substitute hunting licenses from their state(s) of residence.
- 9           (3)     For any other field trial using wildlife occurring on game lands, judges and active participants shall  
10                  possess a game lands license in addition to the appropriate North Carolina hunting license, or a  
11                  license that conveys the game land use privilege
- 12          (4)     Exceptions:
- 13                  (A)     a person under 16 years of age may hunt on game lands on the license of his parent or legal  
14                          guardian;
- 15                  (B)     on the game lands described in Rule .0103(e)(1) of this Section, the game lands license is  
16                          required only for hunting doves; all other activities are subject to the control of the  
17                          landowners.
- 18 (f) Field Trials and Training Dogs. Any individual or organization sponsoring a field trial on the Sandhills Field Trial  
19 area or the Laurinburg Fox Trial facility shall file with the Commission an application to use the area and facility  
20 accompanied by the facility use fee computed at the rate of two hundred dollars (\$200.00) for each scheduled day of  
21 the trial. The total facility use fee shall cover the period from 12:00 noon of the day preceding the first scheduled day  
22 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  
23 all intermediate days on which for any reason trials are not run but the building or facilities are used or occupied. A  
24 fee of seventy-five dollars (\$75.00) per day shall be charged to sporting, educational, or scouting groups for scheduled  
25 events utilizing the club house only. No person or group of persons or any other entity shall enter or use in any manner  
26 any of the physical facilities located on the Sandhills Field Trial area or the Laurinburg Fox Trial facility without first  
27 having obtained written approval of such entry or use from an authorized agent of the Wildlife Resources Commission,  
28 and no such entry or use of any such facility shall exceed the scope of or continue beyond the approved use. The  
29 Sandhills Field Trial facilities shall be used only for field trials scheduled with the approval of the Wildlife Resources  
30 Commission. No more than 16 days of field trials may be scheduled for occurrence on the Sandhills facilities during  
31 any calendar month, and no more than four days may be scheduled during any calendar week; provided, that a field  
32 trial requiring more than four days may be scheduled during one week upon reduction of the maximum number of  
33 days allowable during some other week so that the monthly maximum of 16 days is not exceeded. Before October 1  
34 of each year, the North Carolina Field Trial Association or other organization desiring use of the Sandhills facilities  
35 between October 22 and November 18 and between December 3 and March 31 shall submit its proposed schedule of  
36 such use to the Wildlife Resources Commission for its consideration and approval. The use of the Sandhills Field  
37 Trial facilities at any time by individuals for training dogs is prohibited; elsewhere on the Sandhills Game Lands dogs



1 may be trained only on Mondays, Wednesdays, and Saturdays from October 1 through April 1. Dogs may not be  
2 trained or permitted to run unleashed from April 1 through August 15 on any game land located west of I-95 except  
3 when participating in field trials sanctioned by the Wildlife Resources Commission. Dogs may not be trained or  
4 permitted to run unleashed from March 15 through June 15 on any game land located east of I-95 except when  
5 participating in field trials sanctioned by the Wildlife Resources Commission. Additionally, on game lands located  
6 west of I-95 where special hunts are scheduled for sportsmen participating in the Disabled Sportsman Program, dogs  
7 may not be trained or allowed to run unleashed during legal big game hunting hours on the dates of the special hunts.  
8 A field trial shall be authorized when such field trial does not conflict with other planned activities on the Game Land  
9 or field trial facilities and the applying organization can demonstrate their experience and expertise in conducting  
10 genuine field trial activities. Entry to physical facilities, other than by field trial organizations under permit, shall be  
11 granted when they do not conflict with other planned activities previously approved by the Commission and they do  
12 not conflict with the mission of the agency.

13 (g) Trapping. Subject to the restrictions contained in 15A NCAC 10B .0110, .0302 and .0303, trapping of furbearing  
14 animals is permitted on game lands during the applicable open seasons, except that trapping is prohibited:

- 15 (1) on the field trial course of the Sandhills Game Land;
- 16 (2) in posted "safety zones" located on any game land;
- 17 (3) by the use of bait on the National Forest Lands bounded by the Blue Ridge Parkway on the south,  
18 US 276 on the north and east, and NC 215 on the west;
- 19 (4) on the John's River Waterfowl Refuge in Burke County; and
- 20 (5) on the ~~DuPont~~ DuPont State Forest Game Lands.

21 On those areas of state-owned land known collectively as the Roanoke River Wetlands controlled trapping is allowed  
22 under a permit system.

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

- 25 (1) is driving in the vehicle gallery of a scheduled bird dog field trial held on the Sandhills Game Land;  
26 or
- 27 (2) is a disabled sportsman as defined in Paragraph (j) of this Rule or holds a Disabled Access Program  
28 Permit as described in Paragraph (m) of this Rule and is abiding by the rules described in Paragraph  
29 (m).

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

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

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

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

- 1 (2) paralysis of one or more limbs;
- 2 (3) dysfunction of one or more limbs rendering the person unable to perform the task of grasping and
- 3 lifting with the hands and arms or unable to walk without mechanical assistance, other than a cane;
- 4 (4) disease or injury or defect confining the person to a wheelchair, walker, or crutches; or
- 5 (5) deafness.

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

- 8 (1) on ungated or open-gated roads normally closed to vehicular traffic; and
- 9 (2) on any Commission-maintained road open for vehicular travel and those trails posted for vehicular  
10 travel.

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

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

22 (m) Non-Highway Licensed Vehicles. It is unlawful to operate motorized land vehicles not licensed for highway use  
23 on Game Lands except for designated areas on National Forests. Disabled persons as defined in Paragraph (j) of this  
24 Rule and people who have obtained a Disabled Access Program permit are exempt from the previous sentence but  
25 must comply with the terms of their permit. Furthermore, disabled persons, as defined under the federal Americans  
26 with Disabilities Act, may use wheelchairs or other mobility devices designed for indoor pedestrian use on any area  
27 where foot travel is allowed.

28 (n) Disabled Access Program. Permits issued under this program shall be based upon medical evidence submitted by  
29 the person verifying that a handicap exists that limits physical mobility to the extent that normal utilization of the  
30 game lands is not possible without vehicular assistance. Persons meeting this requirement may operate electric wheel  
31 chairs, all terrain vehicles, and other passenger vehicles on any Commission-maintained road open for vehicular travel  
32 and those trails posted for vehicular travel and ungated or open-gated roads otherwise closed to vehicular traffic on  
33 game lands owned by the Wildlife Resources Commission and on game lands whose owners have agreed to such use.  
34 Those game lands, or parts thereof, where this Paragraph applies are designated in the game land rules and map book.  
35 This Paragraph does not permit vehicular access on fields, openings, roads, paths, or trails planted to wildlife food or  
36 cover. One companion, who is identified by a companion card issued to each qualified disabled person, may  
37 accompany a disabled person to provide assistance, provided the companion is at all times in visual or verbal contact

1 with the disabled person. The companion may participate in all lawful activities while assisting a disabled person,  
2 provided license requirements are met. Any vehicle used by a qualified disabled person for access to game lands  
3 under this provision shall display the vehicular access permit issued by the Wildlife Resources Commission in the  
4 passenger area of the vehicle where it can easily be seen by Commission staff outside the vehicle. It is unlawful for  
5 anyone other than disabled persons as defined in Paragraph (j) of this Rule and those holding a Disabled Access Permit  
6 to hunt, during waterfowl season, within 100 yards of a waterfowl blind designated by the Wildlife Resources  
7 Commission as a Disabled Sportsman's hunting blind.

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

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

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

4

5 *History Note: Authority G.S. 113-129; 113-134; 113-264; 113-270.3; 113-291.2; 113-291.5; 113-305; 113-306;*  
6 *143-318.10;*  
7 *Eff. February 1, 1976;*  
8 *Amended Eff. July 1, 1993; April 1, 1992;*  
9 *Temporary Amendment Eff. October 11, 1993;*  
10 *Amended Eff. July 1, 1998; July 1, 1996; July 1, 1995; July 1, 1994;*  
11 *Temporary Amendment Eff. July 1, 1999;*  
12 *Amended Eff. July 1, 2000;*  
13 *Temporary Amendment Eff. August 31, 2001;*  
14 *Amended Eff. August 1, 2002;*  
15 *Amended Eff. June 1, 2004; (this amendment replaces the amendment approved by RRC on July 17,*  
16 *2003);*  
17 *Amended Eff. January 1, 2013; January 1, 2012; June 1, 2011; August 1, 2010; May 1, 2009; May*  
18 *1, 2008; May 1, 2007; May 1, 2006; November 1, 2005;*  
19 *Temporary Amendment Eff. July 1, 2014;*  
20 *Amended Eff. August 1, 2016; May 1, 2015; August 1, 2014.*

21

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10D .0103

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 22, place "1", "3", and "5" in parentheses*

*Lines 22 and 23, replace "this preceding numbered list still" with "this Paragraph shall"*

*Line 30, is this statement applicable to bears in light of G.S. 113-291.1(b)(2)? If this statement needs to be updated, consider adding the specific statutory citation that excludes bears.*

*Page 2, line 18, add a comma after "county"*

*Page 2, line 20, flip "Davie" and "Davidson" to place the counties in alphabetical order*

*Page 4, line 14, add a comma after "Granville"*

*Page 4, line 20, add a comma after "Year's"*

*Page 5, line 26, delete "specifically"*

*Page 5, line 27, replace "must" with "shall"*

*Page 5, line 29, add a comma after "hunting"*

*Page 6, line 35, replace "allowed anytime" with "prohibited except during" Please use consistent language through the rules. See page 7, line 3.*

*Page 6, line 37, delete "specifically"*

*Page 7, line 11, add a comma after Craven*

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

*Page 8, line 8, uncapitalize "Permit"*

*Page 8, lines 21 thru 25, correct the text alignment*

*Page 9, line 24, delete "both"*

*Page 9, line 32, add "the following days:" after "on"*

*Page 9, line 37, uncapitalize "Archery Zone"*

*Page 10, line 7, replace "may" with "shall"*

*Page 10, line 12, delete "both"*

*Page 10, line 20, add a comma after "Thursday"*

*Page 10, line 21, add a comma after "Christmas"*

*Page 10, line 31, is the statement that "geocaching" may occur only on days that bear or deer hunting is not allowed? If this is not an accurate statement, please clarify this clause.*

*Page 10, line 31, add a comma after "turkey"*

*Page 11, line 12, replace "may" with "shall"*

*Page 11, line 22, replace "must" with "shall"*

*Page 16, line 29, define "legal" or provide a cross-reference to a statute or rule.*

*Page 17, line 1, delete "and" at the end of the clause*

*Page 17, line 3, delete the period at the end of the clause and add a semicolon with an "and"*

*Page 17, line 7, add a comma after "Thanksgiving"*

*Page 17, line 21, clarify what is meant by "applicable" Could another rule be cross-referenced?*

*Page 17, line 23, add a comma after "hunting"*

*Page 17, line 25, add an "and" at the end of the clause*

*Page 18, line 33, add a comma after "quail"*

*Page 18, line 33, delete the "and" after "quail"*

*Page 18, line 33, add a comma after "hunting"*

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

*Page 19, line 3, replace “may” with “shall”*

*Page 19, line 8, is the statement that “geocaching” may occur only on days that bear or deer hunting is not allowed? If this is not an accurate statement, please clarify this clause.*

*Page 19, line 8, add a comma after “turkey”*

*Page 19, line 10, uncapitalize “permit”*

*Page 19, line 34, replace “must” with “shall”*

*Page 20, line 27, add a comma after “rifles”*

*Page 21, lines 11 thru 12, what is a valid “Hunting Opportunity Permit”? Could a statute or rule be cross-referenced? Or is this a known term to the regulated public?*

*Page 21, lines 21 and 23, replace “must” with “shall”*

*Page 21, line 35, replace “will” with “may”*

*Page 22, line 5, add a comma between “bear and”*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10D .0103 Hunting on Game Lands is amended with changes as published in 30:10 NCR 1140-1153 as  
 2 follows:

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  
 5 alcohol or any narcotic drug, or fail to comply with restrictions enacted by the National Park Service regarding the  
 6 use of the 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 On designated youth waterfowl days occurring after the end of the regular waterfowl seasons only, youths may hunt  
 22 on managed waterfowl impoundments from ½ hour before sunrise to sunset. Restrictions 1, 3 and 5 in the preceding  
 23 numbered list still apply. On waterfowl impoundments that have a posted "Scouting-only Zone," trapping during the  
 24 trapping season and waterfowl hunting on designated waterfowl hunting days are the only activities allowed on the  
 25 portion of the impoundment outside of the posted "Scouting-only Zone." No person shall attempt to obscure the sex  
 26 or age of any bird or animal taken by severing the head or any other part thereof, or possess any bird or animal that  
 27 has been so mutilated. No person shall place, or cause to be placed on any game land, salt, grain, fruit, or other foods  
 28 without prior written authorization of the Commission or its agent. A decision to grant or deny authorization shall be  
 29 made based on the best management practices for the wildlife species in question. No person shall take or attempt to  
 30 take any game birds or game animals attracted to such foods.

31 (e) Definitions:

- 32 (1) For purposes of this Section, "Dove Only Area" refers to a Game Land on which doves may be  
 33 taken and dove hunting is limited to Mondays, Wednesdays, Saturdays, Thanksgiving Day,  
 34 Christmas Day, and New Year's Days within the federally-announced season.
- 35 (2) For purposes of this Section, "Three Days per Week Area" refers to a Game Land on which any  
 36 game may be taken during the open seasons and hunting is limited to Mondays, Wednesdays,  
 37 Saturdays, Thanksgiving Day, Christmas Day, and New Year's Days, except for game lands in this



1 Rule that specifically allow hunting on Tuesdays, Thursday, and Fridays. Falconry may also be  
2 practiced on Sundays. These "open days" also apply to either-sex deer hunting seasons listed under  
3 each game land. Raccoon and opossum hunting may continue until 7:00 a.m. on Tuesdays, until  
4 7:00 a.m. on Thursdays, and until midnight on Saturdays.

- 5 (3) For purposes of this Section, "Six Days per Week Area" refers to a Game Land on which any game  
6 may be taken during the open seasons.

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

9 (g) Bear Sanctuaries. On Three Days per Week Areas and Six Days per Week Areas, bears shall not be taken on  
10 lands designated and posted as bear sanctuaries except when authorized by permit only elsewhere in this Chapter.  
11 Feral Swine shall not be taken with the use of dogs on bear sanctuaries. Dogs shall not be trained or allowed to run  
12 unleashed between March 1 and the Monday on or nearest October 15 on bear sanctuaries in and west of the counties  
13 and parts of counties described in 15A NCAC 10B .0109.

14 (h) The listed seasons and restrictions apply in the following game lands:

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

16 (A) Six Days per Week Area

17 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
18 applicable Deer With Visible Antlers Season in that portion in Montgomery county and  
19 deer of either sex may be taken all the open days of the applicable Deer With Visible  
20 Antlers Season in those portions in Davie, Davidson, Rowan and Stanly counties.

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

- 22 (2) Alligator River Game Land in Tyrrell County

23 (A) Six Day 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 may only be taken the first three hunting days during the November Bear Season and  
27 the first three hunting days during the second week of the December Bear Season.

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

29 (A) Six Days per Week Area

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

32 (C) Target shooting is prohibited.

- 33 (4) Bachelor Bay Game Land in Bertie, Martin, and Washington counties

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.

- 37 (5) Bertie County Game Land in Bertie 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 (6) Bladen Lakes State Forest Game Land in Bladen County  
 5 (A) Three Days per Week Area  
 6 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
 7 Antlers Season.  
 8 (C) Except for muzzle-loaders, rifles larger than .22 caliber rimfire shall not be used.  
 9 (D) On the Singletary Lake Tract the use of dogs for hunting deer and bear is prohibited.  
 10 (E) Wild turkey hunting on the Singletary Lake Tract is by permit only.  
 11 (F) Camping is restricted to September 1 through the last day of February and March  
 12 31 through May 14 in areas both designated and posted as camping areas.  
 13 (G) The use of dogs for pursuing or taking foxes is prohibited March 15 through July 15.  
 14 (7) Brinkleyville Game Land in Halifax County  
 15 (A) Six Days per Week Area  
 16 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
 17 applicable Deer With Visible Antlers Season.  
 18 (C) Horseback riding is prohibited.  
 19 (8) Brunswick County Game Land in Brunswick County  
 20 (A) Hunting is by permit only.  
 21 (B) The use of dogs for hunting deer is prohibited.  
 22 (9) Buckhorn Game Land in Orange County  
 23 (A) Hunting is by permit only.  
 24 (B) Horseback riding is prohibited.  
 25 (10) Buckridge Game Land in Tyrrell County.  
 26 (A) Three 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) Bear may only be taken the first three hunting days during the November Bear Season and  
 30 the first three hunting days of the second week of the December Bear Season. If any of  
 31 these days falls on a Tuesday, Friday or Saturday, bear hunting is allowed on those days.  
 32 (D) Target shooting is prohibited.  
 33 (11) Buffalo Cove Game Land in Caldwell and Wilkes Counties  
 34 (A) Six Days per Week Area  
 35 (B) The Deer With Visible Antlers season for deer consists of the open hunting days from the  
 36 Monday before Thanksgiving through the third Saturday after Thanksgiving. Deer may be  
 37 taken with bow and arrow on open days beginning the Saturday on or nearest September

- 1 10 to the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday  
 2 before Thanksgiving and during the Deer With Visible Antlers Season. Deer may be taken  
 3 with muzzle-loading firearms on open days beginning the Monday on or nearest October  
 4 1 through the Saturday of the second week thereafter, and during the Deer With Visible  
 5 Antlers season.
- 6 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
 7 Antlers Season.
- 8 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and  
 9 all horseback riding is prohibited from September 1 through May 15.
- 10 (12) Bullard and Branch Hunting Preserve Game Lands in Robeson County
- 11 (A) Three Days per Week Area
- 12 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
 13 applicable Deer With Visible Antlers Season.
- 14 (13) 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 six open days and the last six open days of the  
 17 applicable Deer With Visible Antlers Season.
- 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  
 23 waterfowl 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.
- 32 (I) Camping and the presence of campers and tents in designated Hunter Camping Areas are  
 33 limited to September 1 through the last day of February and March 31 through May 14.
- 34 (J) Camping is allowed at any time in the designated Mountains-to-Sea Trail Camping Area  
 35 and shall not exceed a maximum stay of two consecutive nights. Campfires are prohibited  
 36 in this camping area.
- 37 (14) Buxton Woods Game Land in Dare 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) Target shooting is prohibited.
- 5 (15) Cape Fear River Wetlands Game Land in Pender County
- 6 (A) Six Days per Week Area
- 7 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 8 Antlers Season.
- 9 (C) Turkey Hunting is by permit only on that portion known as the Roan Island Tract.
- 10 (D) The use of dogs for hunting deer is prohibited on the portion of the game land that is west
- 11 of the Black River, north of Roan Island, east of Lyon Swamp Canal to Canetuck Road,
- 12 and south of NC 210 to the Black River.
- 13 (E) Target shooting is prohibited.
- 14 (16) Carteret County Game Land in Carteret County
- 15 (A) Six Days per Week Area
- 16 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 17 applicable Deer With Visible Antlers Season.
- 18 (C) The use of dogs for hunting deer is prohibited.
- 19 (17) R. Wayne Bailey-Caswell Game Land in Caswell County
- 20 (A) Three Days per Week Area
- 21 (B) Deer of either sex may be taken the last six open days of the applicable Deer With Visible
- 22 Antlers Season.
- 23 (C) Horseback riding is allowed only during June, July, and August, and on Sundays during
- 24 the remainder of the year except during open turkey and deer seasons. Horseback riding
- 25 is allowed only on roads opened to vehicular ~~traffic~~ traffic and on those gated roads and
- 26 trails that are posted specifically for equestrian use. People age 16 or older horseback
- 27 riding on this game land must possess a Game Lands license.
- 28 (D) The area encompassed by the following roads is permit-only for all quail and woodcock
- 29 hunting and all bird dog training: From Yanceyville south on NC 62 to the intersection of
- 30 SR 1746, west on SR 1746 to the intersection of SR 1156, south on SR 1156 to the
- 31 intersection of SR 1783, east on SR 1783 to the intersection of NC 62, north on NC 62 to
- 32 the intersection of SR 1736, east on SR 1736 to the intersection of SR 1730, east on SR
- 33 1730 to NC 86, north on NC 86 to NC 62.
- 34 (E) On the posted waterfowl impoundment, waterfowl hunting is by permit only after
- 35 November 1.
- 36 (F) Camping and the presence of campers and tents in designated Hunter Camping Areas are
- 37 limited to September 1 through the last day of February and March 31 through May 14.

- 1 (G) Target shooting is prohibited, except at the R. Wayne Bailey-Caswell Shooting Range.
- 2 ~~(18)~~ Catawba Game Land in Catawba County
- 3 (A) ~~Three Days per Week Area~~
- 4 (B) ~~Deer of either sex may be taken the last open day of the applicable Deer With Visible~~
- 5 ~~Antlers Season.~~
- 6 (C) ~~Deer may be taken with bow and arrow only from the tract known as Molly's Backbone.~~
- 7 ~~(19)~~(18) Chatham Game Land in Chatham County
- 8 (A) Six Days per Week Area
- 9 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 10 applicable Deer With Visible Antlers Season.
- 11 (C) Wild turkey hunting is by permit only.
- 12 (D) Horseback riding is allowed only during June, July, and August; and on Sundays during
- 13 the remainder of the year except during open turkey and deer seasons.
- 14 (E) Target shooting is prohibited.
- 15 ~~(20)~~(19) Cherokee Game Land in Ashe County
- 16 (A) Six Days per Week Area
- 17 (B) Deer of either sex may be taken the last six open days of the applicable Deer With Visible
- 18 Antlers Season.
- 19 ~~(21)~~(20) Chowan Game Land in Chowan County
- 20 (A) Six Days per Week Area
- 21 (B) Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers
- 22 Season.
- 23 ~~(22)~~(21) Chowan Swamp Game Land in Bertie, Gates and Hertford counties.
- 24 (A) Six Days per Week Area
- 25 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible
- 26 Antlers Season.
- 27 (C) Bear hunting is restricted to the first three hunting days during the November bear season
- 28 and the first three hunting days during the second week of the December bear season except
- 29 that portion of Chowan Swamp Game Land in Gates County that is east of Highway
- 30 158/13, south of Highway 158, west of Highway 32, and north of Catherine Creek and the
- 31 Chowan River where the bear season is the same as the season dates for the Gates County
- 32 bear season.
- 33 (D) 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 (E) Horseback riding is allowed anytime May 16 through August 31 and on Sundays only
- 36 September 1 through May 15 on those roads that are open to vehicular traffic and on those
- 37 gated roads and trails posted specifically for equestrian use.

- 1       ~~(23)~~(22) Cold Mountain Game Land in Haywood County
- 2           (A)     Six Days per Week Area
- 3           (B)     Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 4                     all horseback riding is prohibited from September 1 through May 15.
- 5           (C)     Deer of either sex may be taken the last open day of the applicable Deer With Visible
- 6                     Antlers Season.
- 7       ~~(24)~~(23) Columbus County Game Land in Columbus County.
- 8           (A)     Three 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       ~~(25)~~(24) Croatan Game Land in Carteret, Craven and Jones counties
- 12           (A)     Six 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)     Waterfowl shall be taken only on the following days:
- 16                    (i)     the opening and closing days of the applicable waterfowl seasons;
- 17                    (ii)    Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 18                    (iii)   Tuesdays and Saturdays of the applicable waterfowl seasons.
- 19           (D)     Beginning on the first open waterfowl day in October through the end of the waterfowl
- 20                    season, waterfowl hunting from designated Disabled Sportsmen blinds on the Catfish Lake
- 21                    Waterfowl Impoundment is by permit only.
- 22           (E)     Dove hunting is by permit only for the first two open days of dove season on posted areas.
- 23                    During the rest of dove season, no permit is required to hunt doves.
- 24       ~~(26)~~(25) Currituck Banks Game Land in Currituck County
- 25           (A)     Six Days per Week Area
- 26           (B)     Permanent waterfowl blinds in Currituck Sound on these game lands shall be hunted by
- 27                    permit only from November 1 through the end of the waterfowl season.
- 28           (C)     Licensed hunting guides may accompany the permitted individual or party provided the
- 29                    guides do not use a firearm.
- 30           (D)     The boundary of the game land shall extend 5 yards from the edge of the marsh or shoreline.
- 31           (E)     Dogs are allowed only for waterfowl hunting by permitted waterfowl hunters on the day of
- 32                    their hunt.
- 33           (F)     No screws, nails, or other objects penetrating the bark shall be used to attach a tree stand
- 34                    or blind to a tree.
- 35           (G)     Deer of either sex may be taken all the days of the applicable Deer With Visible Antlers
- 36                    season.
- 37       ~~(27)~~(26) Dare Game Land in Dare County

- 1 (A) Six Days per Week Area
- 2 (B) Deer of either sex may be taken the last six open days of the applicable Deer With Visible
- 3 Antlers Season.
- 4 (C) No hunting is allowed on posted parts of bombing range.
- 5 (D) The use and training of dogs is prohibited from March 1 through June 30.
- 6 ~~(28)~~(27) Dover Bay Game Land in Craven County
- 7 ~~(29)~~(28) Dupont-DuPont State Forest Game Lands in Henderson and Transylvania counties
- 8 (A) Hunting is by Permit only.
- 9 (B) The training and use of dogs for hunting is prohibited except by special hunt permit holders
- 10 during scheduled permit hunts.
- 11 ~~(30)~~(29) Elk Knob Game Land in Watauga County
- 12 (A) Six Days per Week Area
- 13 (B) Deer of either sex may be taken the last six open days of the applicable Deer With Visible
- 14 Antlers Season.
- 15 ~~(31)~~(30) Embro Game Land in Halifax and Warren counties
- 16 (A) Six Days per Week Area
- 17 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 18 applicable Deer With Visible Antlers Season.
- 19 (C) Horseback riding is prohibited.
- 20 ~~(32)~~(31) Goose Creek Game Land in Beaufort and Pamlico counties
- 21 (A) Six Days per Week Area
- 22 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible Antlers
- 23 Season.
- 24 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl impoundments
- 25 shall be taken only on the following days:
- 26 (i) the opening and closing days of the applicable waterfowl seasons;
- 27 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 28 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 29 (D) Beginning on the first open waterfowl season day in October and through the end of the
- 30 waterfowl season, waterfowl hunting is by permit only on the following waterfowl
- 31 impoundments: Pamlico Point, Campbell Creek, Hunting Creek, Spring Creek, Smith
- 32 Creek, and Hobucken.
- 33 (E) On Pamlico Point and Campbell Creek Waterfowl Impoundments all activities, except
- 34 waterfowl hunting on designated waterfowl hunting days and trapping during the trapping
- 35 season, are restricted to the posted Scouting-only Zone during the period November 1
- 36 through March 15.

- 1 (F) Camping is restricted to September 1 through the last day of February and March 31  
2 through May 14 in areas both designated and posted as camping areas.
- 3 (G) Hunting and vehicular access on the Parker Farm Tract is restricted from September 1  
4 through January 1 and April 1 through May 15 to individuals that possess a valid hunting  
5 opportunity permit.
- 6 ~~(33)~~(32) Green River Game Land in Henderson, and Polk counties
- 7 (A) Six Days per Week Area
- 8 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
9 Antlers Season.
- 10 (C) Horseback riding is prohibited.
- 11 ~~(34)~~(33) Green Swamp Game Land in Brunswick County
- 12 (A) Six 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 ~~(35)~~(34) Gull Rock Game Land in Hyde County
- 16 (A) Six Days per Week Area
- 17 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
18 Antlers Season.
- 19 (C) Waterfowl on posted waterfowl impoundments shall be taken only on the following days:  
20 (i) the opening and closing days of the applicable waterfowl seasons; and  
21 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and  
22 (iii) Tuesdays and Saturdays of the applicable waterfowl season.
- 23 (D) Camping is restricted to September 1 through the last day of February and March 31  
24 through May 14 in areas both designated and posted as camping areas.
- 25 (E) Bear may only be taken the first three hunting days during the November Bear Season and  
26 the first three hunting days during the second week of the December Bear Season, except  
27 for that portion designated as bear sanctuary.
- 28 ~~(36)~~(35) Harris Game Land in Chatham, Harnett, and Wake counties
- 29 (A) Six Days per Week Area
- 30 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
31 applicable Deer With Visible Antlers Season.
- 32 (C) Waterfowl shall be taken only on:  
33 (i) Tuesdays, Fridays, and Saturdays of the applicable waterfowl seasons;  
34 (ii) Thanksgiving, Christmas, and New Year's Days; and  
35 (iii) the opening and closing days of the applicable waterfowl seasons.
- 36 (D) The use or construction of permanent hunting blinds shall be prohibited.
- 37 (E) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.



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

1 ~~(40)~~(39) Johns River Game Land in Burke County

- 2 (A) Hunting is by permit only.
- 3 (B) During permitted deer hunts, deer of either sex may be taken by permit holders.
- 4 (C) Entry on posted waterfowl impoundments is prohibited October 1 through March 31,  
5 except by lawful waterfowl hunting permit holders and only on those days written on the  
6 permits.
- 7 (D) The use or construction of permanent hunting blinds is prohibited.

8 ~~(41)~~(40) Jordan Game Land in Chatham, Durham, Orange, and Wake counties

- 9 (A) Six Days per Week Area
- 10 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
11 Antlers Season.
- 12 (C) Waterfowl may be taken only on:
- 13 (i) Mondays, Wednesdays, and Saturdays of the applicable waterfowl seasons;
- 14 (ii) Thanksgiving, Christmas, and New Year's Days; and
- 15 (iii) the opening and closing days of the applicable waterfowl seasons.
- 16 (D) Horseback riding is prohibited except on those areas posted as American Tobacco Trail  
17 and other areas posted for equestrian use. Unless otherwise posted, horseback riding is  
18 permitted on posted portions of the American Tobacco Trail anytime the trail is open for  
19 use. On all other trails posted for equestrian use, horseback riding is allowed only during  
20 June, July, and August, and on Sundays the remainder of the year except during open turkey  
21 and deer seasons. People age 16 or older who ride horseback on trails occurring entirely  
22 within the game land boundaries must possess a Game Lands license.
- 23 (E) Target shooting is prohibited.
- 24 (F) Wild turkey hunting is by permit only, except on those areas posted as an Archery Zone.
- 25 (G) The use of bicycles is restricted to designated areas, except that this restriction does not  
26 apply to hunters engaged in the act of hunting during the open days of the applicable  
27 seasons for game birds and game animals.

28 ~~(42)~~(41) Juniper Creek Game Land in Brunswick and Columbus counties

- 29 (A) Six Days per Week Area
- 30 (B) Deer of either sex may be taken all the open days of the Deer With Visible Antlers Season.
- 31 (C) Camping is restricted to September 1 through the last day of February and March 31  
32 through May 14 in areas both designated and posted as camping areas.

33 ~~(43)~~(42) Kerr Scott Game Land in Wilkes County

- 34 (A) Six Days per Week Area
- 35 (B) Use of centerfire rifles is prohibited.
- 36 (C) Use of muzzleloaders, shotguns, or rifles for hunting deer during the applicable Deer With  
37 Visible Antlers Season is prohibited.

- 1 (D) Tree stands shall not be left overnight; and no screws, nails, or other objects penetrating  
2 the bark shall be used to attach a tree stand or blind to a tree.
- 3 (E) Deer of either sex may be taken on all open days of the applicable Deer With Visible  
4 Antlers season.
- 5 (F) Hunting on posted waterfowl impoundments is by permit only.
- 6 (G) The use of firearms for hunting wild turkey is prohibited.
- 7 ~~(44)~~(43) Lantern Acres Game Land in Tyrrell and Washington 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) Wild turkey hunting is by permit only.
- 12 (D) The use of dogs for hunting deer on the Godley Tract is prohibited.
- 13 (E) Waterfowl hunting on posted waterfowl impoundments is by permit only.
- 14 ~~(45)~~(44) Lee Game Land in Lee County
- 15 (A) Six Days per Week Area
- 16 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
17 applicable Deer With Visible Antlers Season.
- 18 (C) Target shooting is prohibited.
- 19 ~~(46)~~(45) Light Ground Pocosin Game Land in Pamlico County
- 20 (A) Six 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 ~~(47)~~(46) Linwood Game Land in Davidson County
- 24 (A) Six Days per Week Area
- 25 (B) Deer of either sex may be taken on all of the open days of the applicable Deer With Visible  
26 Antlers Season.
- 27 ~~(48)~~(47) Lower Fishing Creek Game Land in Edgecombe and Halifax counties
- 28 (A) Six Days per Week Area
- 29 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
30 applicable Deer With Visible Antlers Season.
- 31 (C) Horseback riding is prohibited.
- 32 (D) The use of dogs for hunting deer is prohibited.
- 33 ~~(49)~~(48) Mayo Game Land in Person County
- 34 (A) Six Days per Week Area
- 35 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
36 applicable Deer With Visible Antlers Season.
- 37 (C) Waterfowl shall be taken only on:

- 1 (i) Tuesdays, Thursdays, and Saturdays applicable waterfowl seasons;  
2 (ii) Christmas and New Year's Days; and  
3 (iii) the opening and closing days of the applicable waterfowl seasons.  
4 (D) Target shooting is prohibited.
- 5 ~~(50)~~(49) Mitchell River Game Land in Surry County  
6 (A) Three Days per Week Area  
7 (B) Deer of either sex may be taken the last six days of the applicable Deer with Visible Antlers  
8 Season.  
9 (C) Horseback riding is prohibited except on designated trails May 16 through August 31, and  
10 all horseback riding is prohibited from September 1 through May 15.
- 11 ~~(51)~~(50) Nantahala Game Land in Cherokee, Clay, Graham, Jackson, Macon, Swain, and Transylvania  
12 counties  
13 (A) Six Days per Week Area  
14 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
15 Antlers Season in that portion located in Transylvania County.
- 16 ~~(52)~~(51) Needmore Game Land in Macon and Swain counties.  
17 (A) Six Days per Week Area  
18 (B) Horseback riding is prohibited except on designated trails May 16 through August 31, and  
19 all horseback riding is prohibited from September 1 through May 15.  
20 (C) On posted dove fields, dove hunting on the opening day of dove season is by permit only.
- 21 ~~(53)~~(52) Neuse River Game Land in Craven County  
22 (A) Six Days per Week Area  
23 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
24 Antlers Season.
- 25 ~~(54)~~(53) New Lake Game Land in Hyde and Tyrrell counties  
26 (A) Six 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 ~~(55)~~(54) Nicholson Creek Game Land in Hoke County  
30 (A) Three Days per Week Area  
31 (B) Deer of either sex may be taken with bow and arrow on open hunting days from the  
32 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving.  
33 (C) Deer of either sex may be taken with muzzle-loading firearms on open hunting days  
34 beginning the fourth Saturday before Thanksgiving through the Wednesday of the second  
35 week thereafter.  
36 (D) The Deer With Visible Antlers season consists of the open hunting days from the second  
37 Saturday before Thanksgiving through the third Saturday after Thanksgiving.

- 1 (E) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
2 Antlers Season.
- 3 (F) The use of dogs for hunting deer is prohibited.
- 4 (G) Wild turkey hunting is by permit only.
- 5 (H) On Lake Upchurch, the following activities are prohibited:
- 6 (i) Operating any vessel or vehicle powered by an internal combustion engine; and  
7 (ii) Swimming.
- 8 (I) Target shooting is prohibited.
- 9 ~~(56)~~(55) North River Game Land in Camden and Currituck counties
- 10 (A) Six 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) The boundary of the Game Land shall extend five yards from the edge of the marsh or  
14 shoreline.
- 15 (D) Hunting on the posted waterfowl impoundment is by permit only.
- 16 ~~(57)~~(56) Northwest River Marsh Game Land in Currituck County
- 17 (A) Six 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) The boundary of the Game Land shall extend five yards from the edge of the marsh or  
21 shoreline.
- 22 ~~(58)~~(57) Pee Dee River Game Land in Anson, Montgomery, Richmond, and Stanly counties
- 23 (A) Six Days per Week Area
- 24 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
25 applicable Deer With Visible Antlers Season.
- 26 (C) Use of centerfire rifles is prohibited in that portion in Anson and Richmond counties North  
27 of US-74.
- 28 (D) Target shooting is prohibited.
- 29 (E) Horseback riding is allowed only on roads opened to vehicular traffic and only during the  
30 following times:
- 31 (i) during June, July, and August; and  
32 (ii) on Sundays during the other months or parts of months when deer and turkey  
33 seasons are closed.
- 34 ~~(59)~~(58) Perkins Game Land in Davie County
- 35 (A) Three Days per Week Area
- 36 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
37 Antlers Season.

- 1 (C) Horseback riding is prohibited from November 1 through January 1.
- 2 ~~(60)~~(59) Pisgah Game Land in Avery, Buncombe, Burke, Caldwell, Haywood, Henderson, Madison,  
3 McDowell, Mitchell, Transylvania, Watauga, and Yancey counties
- 4 (A) Six Days per Week Area
- 5 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
6 Antlers Season.
- 7 (C) Horseback riding is prohibited on the Black Bear (McDowell County), Linville River  
8 (Burke County), and Little Tablerock Tracts (Avery, McDowell, and Mitchell counties).
- 9 ~~(61)~~(60) Pond Mountain Game Land in Ashe County
- 10 (A) Six Days per Week Area
- 11 (B) Deer of either sex may be taken the last six open days of the applicable Deer with Visible  
12 Antlers Season.
- 13 (C) Horseback riding is prohibited except on designated trails from May 16 through August 31  
14 and Sundays from September 1 through October 31. All horseback riding is prohibited  
15 from November 1 through May 15.
- 16 (D) Deer and bear hunting is by permit only.
- 17 ~~(62)~~(61) Pungo River Game Land in Hyde County
- 18 (A) Six 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 ~~(63)~~(62) Rhodes Pond Game Land in Cumberland and Harnett counties
- 22 (A) Hunting is by permit only.
- 23 (B) Swimming is prohibited on the area.
- 24 ~~(64)~~(63) Roanoke River Wetlands in Bertie, Halifax, Martin, and Northampton counties
- 25 (A) Hunting is by Permit only.
- 26 (B) Vehicles are prohibited on roads or trails except those operated on Commission business  
27 or by permit holders.
- 28 (C) Camping is restricted to September 1 through the last day of February and March 31  
29 through May 14 in areas both designated and posted as camping areas, provided, however,  
30 that camping is allowed at any time within 100 yards of the Roanoke River on the state-  
31 owned portion of the game land.
- 32 ~~(65)~~(64) Roanoke Island Marshes Game Land in Dare County-Hunting is by permit only.
- 33 ~~(66)~~(65) Robeson Game Land in Robeson County
- 34 (A) Three Days per Week Area
- 35 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
36 applicable Deer With Visible Antlers Season.
- 37 ~~(67)~~(66) Rockfish Creek Game Land in Hoke County

- 1 (A) Three Days per Week Area
- 2 (B) Deer of either sex may be taken with bow and arrow on open hunting days from the
- 3 Saturday on or nearest September 10 to the fourth Friday before Thanksgiving.
- 4 (C) Deer of either sex may be taken with muzzle-loading firearms on open hunting days
- 5 beginning the fourth Saturday before Thanksgiving through the Wednesday of the second
- 6 week thereafter.
- 7 (D) The Deer With Visible Antlers season consists of the open hunting days from the second
- 8 Saturday before Thanksgiving through the third Saturday after Thanksgiving.
- 9 (E) Deer of either sex may be taken the last 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) Taking fox squirrels is prohibited.
- 14 (I) Target shooting is prohibited.
- 15 ~~(68)~~(67) Rocky Run Game Land in Onslow County: Hunting is by permit only.
- 16 ~~(69)~~(68) Sampson Game Land in Sampson County
- 17 (A) Three 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) Target shooting is prohibited.
- 21 ~~(70)~~(69) Sandhills Game Land in Hoke, Moore, Richmond and Scotland counties
- 22 (A) Three Days per Week Area
- 23 (B) Hunting is prohibited on the J. Robert Gordon Field Trial Grounds from October 22
- 24 through March 31 except as follows:
- 25 (i) deer may be taken with archery equipment on all the open days of the bow-and-
- 26 arrow season through the fourth Friday before Thanksgiving; with legal
- 27 muzzleloading firearms and archery equipment all the open days of the
- 28 muzzleloader season through the second Saturday before Thanksgiving; and with
- 29 all legal weapons from the second Monday before Thanksgiving through the
- 30 Saturday following Thanksgiving;
- 31 (ii) dove may be taken all open days from the opening day of the dove season through
- 32 the third Saturday thereafter;
- 33 (iii) ~~opossum, raccoon, and~~ squirrel (gray and fox) may be taken all the open days
- 34 from second Monday before Thanksgiving through the Saturday following
- 35 Thanksgiving;
- 36 (iv) rabbit may be taken all open days from the second Saturday preceding
- 37 Thanksgiving through the Saturday following Thanksgiving;

- 1 (v) waterfowl may be taken on open days during any waterfowl season; and  
 2 (vi) wild animals and wild birds may be taken as part of a Disabled Sportsmen  
 3 Program Permit Hunt.  
 4 (vii) raccoon and opossum may be taken on open days from sunrise Monday on or  
 5 nearest October 15 through the last day of February.
- 6 (C) The Deer With Visible Antlers season is the open hunting days from the second Saturday  
 7 before Thanksgiving through the third Saturday after Thanksgiving except on the J. Robert  
 8 Gordon Field Trial Grounds.
- 9 (D) The bow-and-arrow season is all open days from the Saturday on or nearest to Sept. 10 to  
 10 the fourth Friday before Thanksgiving and, except on the J. Robert Gordon Field Trial  
 11 Grounds, the third Monday after Thanksgiving through January 1. Deer may be taken with  
 12 archery equipment on all open hunting days during the bow and arrow season, the Deer  
 13 with Visible antlers season, and the muzzleloader season as stated in this Subparagraph.
- 14 (E) Muzzleloader season is all the open days from the fourth Saturday ~~preceding~~~~preceding~~  
 15 Thanksgiving through the Wednesday of the second week thereafter and, except on the J.  
 16 Robert Gordon Field Trial Grounds, the third Monday after Thanksgiving through January  
 17 1. Deer may be taken with muzzle-loading firearms on all open hunting days during the  
 18 muzzleloader season and the Deer With Visible Antlers season.
- 19 (F) Either-sex deer hunting during the Deer With Visible Antlers Season is by permit only.
- 20 (G) In addition to the regular hunting days, waterfowl may be taken on the opening and closing  
 21 days of the applicable waterfowl seasons.
- 22 (H) Wild turkey hunting is by permit only.
- 23 (I) The following areas are permit-only for all quail and woodcock hunting and dog training  
 24 on birds:
- 25 (i) In Richmond County: that part east of US 1;  
 26 (ii) In Scotland County: that part west of SR 1328 and north of Gardner Farm Lane  
 27 and that part east of SR 1328 and north of Scotland Lake Lane.
- 28 (J) Horseback riding on field trial grounds from October 22 through March 31 is prohibited  
 29 unless riding in authorized field trials.
- 30 (K) Camping and the presence of campers and tents in designated Hunter Camping Areas are  
 31 limited to September 1 through the last day of February and March 31 through May 14.
- 32 (L) Target shooting is prohibited, except at the John F. Lentz Hunter Education Complex.
- 33 ~~(71)~~(70) Sandy Creek Game Land in Nash and Franklin Counties
- 34 (A) Six Days per Week Area  
 35 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
 36 applicable Deer With Visible Antlers Season.  
 37 (C) Horseback riding is prohibited.



- 1 (D) The use of dogs for hunting deer is prohibited.
- 2 ~~(72)~~(71) Sandy Mush Game Land in Buncombe and Madison counties.
- 3 (A) Three Days per Week Area
- 4 (B) Deer of either sex may be taken the last open day of the applicable Deer with Visible
- 5 Antlers season.
- 6 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 7 all horseback riding is prohibited from September 1 through May 15.
- 8 (D) Dogs shall only be trained on Mondays, Wednesdays, and Saturdays and only as allowed
- 9 in 15A NCAC 10D .0102(e).
- 10 (E) Dove hunting is by permit only from the opening day through the second Saturday of dove
- 11 season.
- 12 ~~(73)~~(72) Second Creek Game Land in Rowan County- hunting is by permit only.
- 13 ~~(74)~~(73) Shocco Creek Game Land in Franklin, Halifax, Nash and Warren counties
- 14 (A) Six Days per Week Area
- 15 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 16 applicable Deer With Visible Antlers Season.
- 17 (C) Horseback riding is prohibited.
- 18 ~~(75)~~(74) South Mountains Game Land in Burke, Cleveland, McDowell and Rutherford counties
- 19 (A) Six Days per Week Area
- 20 (B) The Deer With Visible Antlers season consists of the open hunting days from the Monday
- 21 before Thanksgiving through the third Saturday after Thanksgiving. Deer may be taken
- 22 with bow and arrow on open days beginning the Saturday on or nearest September 10 to
- 23 the third Saturday thereafter, and Monday on or nearest October 15 to the Saturday before
- 24 Thanksgiving and during the Deer With Visible Antlers season. Deer may be taken with
- 25 muzzle-loading firearms on open days beginning the Monday on or nearest October 1
- 26 through the Saturday of the second week thereafter, and during the Deer With Visible
- 27 Antlers season.
- 28 (C) Deer of either sex may be taken the last open day of the applicable Deer With Visible
- 29 Antlers Season.
- 30 (D) Horseback riding is prohibited except on designated trails May 16 through August 31 and
- 31 all horseback riding is prohibited from September 1 through May 15.
- 32 (E) That part of South Mountains Game Land in Cleveland, McDowell, and Rutherford
- 33 counties is closed to all grouse, quail and woodcock hunting and all bird dog training.
- 34 ~~(76)~~(75) Stones Creek Game Land in Onslow County
- 35 (A) Six-Day 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 (C) The use of dogs for hunting deer is prohibited on Mondays, Wednesdays, and Fridays.
- 2 (D) Swimming in all lakes is prohibited.
- 3 (E) Waterfowl on posted waterfowl impoundments may be taken only on the following days:
- 4 (i) the opening and closing days of the applicable waterfowl seasons;
- 5 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and
- 6 (iii) Tuesdays and Saturdays of the applicable waterfowl seasons.
- 7 (F) Target shooting is prohibited.
- 8 (G) Geocaching is restricted to closed days for taking bear, deer, turkey and waterfowl.
- 9 ~~(77)~~(76) Suggs Mill Pond Game Land in Bladen and Cumberland counties
- 10 (A) Hunting and trapping is by Permit only.
- 11 (B) Camping is restricted to September 1 through the last day of February and March 31
- 12 through May 14 in areas both designated and posted as camping areas.
- 13 (C) Entry is prohibited on scheduled hunt or trapping days except for:
- 14 (i) hunters or trappers holding special hunt or trapping permits; and
- 15 (ii) persons using Campground Road to access Suggs Mill Pond Lake at the dam.
- 16 ~~(78)~~(77) Sutton Lake Game Land in New Hanover and Brunswick counties
- 17 (A) Six Days per Week Area
- 18 (B) Deer of either sex may be taken the last six open days of the applicable Deer With Visible
- 19 Antlers Season.
- 20 (C) Target shooting is prohibited.
- 21 ~~(79)~~(78) Tar River Game Land in Edgecombe County – hunting is by permit only.
- 22 (79) Texas Plantation Game Land in Tyrrell County - hunting is by permit only.
- 23 (80) Three Top Mountain Game Land in Ashe County
- 24 (A) Six Days per Week Area
- 25 (B) Deer of either sex may be taken the last six open days of the applicable Deer With Visible
- 26 Antlers Season.
- 27 (C) Horseback riding is prohibited.
- 28 (81) Thurmond Chatham Game Land in Alleghany and Wilkes counties
- 29 (A) Six Days per Week Area
- 30 (B) Deer of either sex may be taken the first six open days and the last six open days of the
- 31 applicable Deer With Visible Antlers Season.
- 32 (C) Horseback riding is prohibited except on designated trails May 16 through August 31, and
- 33 all horseback riding is prohibited from September 1 through May 15. People age 16 or
- 34 older horseback riding on this game land must possess a Game Lands license.
- 35 (D) The maximum period of consecutive overnight camping at any designated campground is
- 36 14 days within any 30 day period from May 1 through August 31. After 14 consecutive
- 37 days of camping all personal belongings must be removed from the game land.

- 1 (82) Tillery game Land in Halifax County  
2 (A) Six Days per Week Area  
3 (B) Deer of either sex may be taken the first six open days and the last six open days of the  
4 applicable Deer With Visible Antlers Season.  
5 (C) Horseback riding is prohibited.  
6 (D) The use of dogs for hunting deer is prohibited.  
7 (E) Wild turkey hunting is by permit only.
- 8 (83) Toxaway Game Land in Jackson and Transylvania counties  
9 (A) Six Days per Week Area  
10 (B) Deer of either sex may be taken the last open day of the applicable Deer With Visible  
11 Antlers Season.  
12 (C) Horseback riding is prohibited except on designated trails May 16 through August 31 and  
13 all horseback riding is prohibited from September 1 through May 15.
- 14 (84) Uwharrie Game Land in Davidson, Montgomery, and Randolph counties  
15 (A) Six Days per Week Area  
16 (B) Deer of either sex may be taken the first six open days and the last open six days of the  
17 applicable Deer With Visible Antlers Season.  
18 (C) On the posted waterfowl impoundment, waterfowl may be taken only on the following  
19 days:  
20 (i) the opening and closing days of the applicable waterfowl seasons;  
21 (ii) Thanksgiving, Christmas, New Year's, and Martin Luther King, Jr. Days; and  
22 (iii) Mondays, Wednesdays and Saturdays of the applicable waterfowl seasons.
- 23 (85) Vance Game Land in Vance County  
24 (A) Six Days per Week Area  
25 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
26 Antlers Season.  
27 (C) The use of dogs, centerfire rifles and handguns for hunting deer is prohibited on the  
28 Nutbush Peninsula tract.
- 29 (86) Van Swamp Game Land in Beaufort and Washington counties  
30 (A) Six Days per Week Area  
31 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
32 Antlers Season.  
33 (C) Bear may only be taken the first three hunting days during the November Bear Season and  
34 the first three hunting days during the second week of the December Bear Season.
- 35 (87) White Oak River Game Land in Onslow County  
36 (A) Three Days per Week Area

- 1 (B) Deer of either sex may be taken all the open days of the applicable Deer With Visible  
2 Antlers Season.
- 3 (C) Except as provided in Part (D) of this Subparagraph, waterfowl in posted waterfowl  
4 impoundments shall 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) Beginning on the first open waterfowl season day in October and through the end of the  
9 waterfowl season, a permit is required for hunting posted waterfowl impoundments.
- 10 (E) The Huggins Tract and Morton Tracts have the following restrictions:
- 11 (i) access on Hargett Avenue and Sloan Farm Road requires a valid Hunting  
12 Opportunity Permit;
- 13 (ii) hunting is by permit only; and
- 14 (iii) the use of dogs for hunting deer is prohibited.
- 15 (F) Wild turkey hunting is by permit only.
- 16 (88) Whitehall Plantation Game Land in Bladen County
- 17 (A) Hunting and trapping is by permit only.
- 18 (B) Camping is restricted to September 1 through the last day of February and March 31  
19 through May 14 in areas both designated and posted as camping areas.
- 20 (i) On permitted type hunts, deer of either sex may be taken on the hunt dates indicated on the permit. Completed  
21 applications must be received by the Commission not later than the first day of September next preceding the dates of  
22 hunt. Permits shall be issued by random computer selection, shall be mailed to the permittees prior to the hunt, and  
23 are nontransferable. A hunter making a kill must validate the kill and report the kill to a wildlife cooperator agent or  
24 by phone.
- 25 (j) The following game lands and refuges are closed to all hunting except to those individuals who have obtained a  
26 valid and current permit from the Wildlife Resources Commission:
- 27 (1) Bertie, Halifax and Martin counties—Roanoke River Wetlands;
- 28 (2) Bertie County—Roanoke River National Wildlife Refuge;
- 29 (3) Bladen County—Suggs Mill Pond Game Lands;
- 30 (4) Burke County—John's River Waterfowl Refuge;
- 31 (5) Dare County—Dare Game Lands (Those parts of bombing range posted against hunting);
- 32 (6) Dare County—Roanoke Sound Marshes Game Lands; and
- 33 (7) Henderson and Transylvania counties—~~DuPont~~ DuPont State Forest Game Lands.
- 34 (k) Access to Hunting Creek Swamp Waterfowl Refuge in Davie County requires written permission from the  
35 Commission. Written permission will be granted only when entry onto the Waterfowl Refuge will not compromise  
36 the primary purpose for establishing the Waterfowl Refuge and the person requesting entry can demonstrate a valid  
37 need or the person is a contractor or agent of the Commission conducting official business. "Valid need" includes

1 issues of access to private property, scientific investigations, surveys, or other access to conduct activities in the public  
2 interest.

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

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

9 (n) Permit Hunt Opportunities for Disabled Sportsmen. The Commission may designate special hunts for participants  
10 of the disabled sportsman program by permit. The Commission may schedule these permit hunts during the closed  
11 season. Hunt dates and species to be taken shall be identified on each permit. If the hunt has a limited weapon choice,  
12 the allowed weapons shall be stated on each permit.

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

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

16

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

18 *Eff. February 1, 1976;*

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

20 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; September 1, 1995; July 1, 1995; September*  
21 *1, 1994; July 1, 1994;*

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

23 *Amended Eff. July 1, 2000;*

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

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

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

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

28 *Amended Eff. August 1, 2016; May 1, 2015; August 1, 2014; January 1, 2013; August 1, 2012;*  
29 *August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May 1, 2007; October 1, 2006; August*  
30 *1, 2006; May 1, 2006; February 1, 2006; June 1, 2005; October 1, 2004.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0330

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 12, add commas after "Shepard" and "Streets"*

*Line 13, add a comma after "Authority"*

*Line 19, is this description accurate?*

*Line 26, add a comma after "Sound"*

*Line 31, delete "and"*

*Line 35, replace the period after "W" with a semicolon*

*Line 35, add an "and" at the end of the clause*

*Page 2, line 2, are the last two directional points missing information...N, S, E, W?*

*Page 2, lines 7, 9, and 13 replace the comma after "Rule" with a semicolon*

*Page 2, line 8, and 11, delete the "and" before "the"*

*Page 2, line 13, replace "are" with "shall be"*

*Move the text added after publication from lines 10 thru 11 to line 13 between "Rule, are" [which will become Rule, Rule; are shall be] By moving that text, the responsibility for the markers will be numerical order*

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

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10F .0330 Carteret County is amended with changes as published in 30:10 NCR 1157-1158 as follows:

2  
3 **15A NCAC 10F .0330 CARTERET COUNTY**

4 (a) Regulated Areas. This Rule applies to the following waters in Carteret County:

- 5 (1) the waters of Money Island Slough beginning at the east end of Money Island near the Anchorage  
6 Marina Basin and ending at the west end of Money Island where Brooks Avenue deadends at the  
7 slough;
- 8 (2) the waters of Taylor Creek located within the territorial limits of the Town of Beaufort;
- 9 (3) the waters of Pelletier Creek beginning at the entrance to Pelletier Creek at the Intracoastal  
10 Waterway and ending at U.S. Highway 70;
- 11 (4) the waters of Bogue Sound Harbor Channel in Morehead City between Sugar Loaf Island and the  
12 seawall on the south side of Evans, Shepard and Shackelford Streets and bounded on the east by the  
13 State Ports Authority and on the west by the eastern right-of-way margin of South 13th Street  
14 extended;
- 15 (5) the waters of Gallant's Channel from the US 70 crossing over the Grayden Paul bridge to Taylor's  
16 Creek;
- 17 (6) the waters of Cedar Island Bay and Harbor from N.C. Highway 12 to Cedar Island Bay Channel  
18 Light 8;
- 19 (7) the waters of the small cove on the west side of Radio Island south of Old Causeway Road;
- 20 (8) the waters of the Newport River beginning at the north side of the Beaufort Drawbridge and ending  
21 at marker #6;
- 22 (9) the waters of Spooners Creek within the territorial limits of the Town of Morehead City as delineated  
23 by appropriate markers;
- 24 (10) the waters of Taylor's Creek from the eastern end of the current no wake zone eastward to Channel  
25 Marker #1A;
- 26 (11) the waters of the Newport River at Bogue Sound including all waters surrounding the Port of  
27 Morehead City to Brandt Island as delineated by appropriate markers;
- 28 (12) the waters of Morgans Creek as delineated by appropriate markers;
- 29 (13) the waters of Cannonsgate Marina and the Cannonsgate Marina Channel, beginning at its  
30 intersection with Bogue Sound at 34.70163 N, 76.98157 W as delineated by appropriate markers;  
31 and
- 32 (14) the waters of the Newport River within 200 yards of the Newport River Beach Access Boat Ramp,  
33 beginning at the shore north of the U.S. 70 bridge at a point at 34.72141 N, 76.68707 W, west to a  
34 point at 34.72128 N, 76.68893 W, north to a point at 34.72376 N, 76.68911 N, then east to the shore  
35 at 34.72371 N, 76.68631 W.

1           (15) the waters of Palmetto Drive canal, a tributary to the White Oak River, beginning at a point on the  
2           western shore at 34.67903N, 77.10142W to a point on the eastern shore at 34.67899, 77.10098 and  
3           extending the entire length of the canal.

4 (b) Speed Limit. It is unlawful to operate a motorboat or vessel at a speed greater than no-wake speed while on the  
5 waters of the regulated areas designated in Paragraph (a) of this Rule.

6 (c) Placement and Maintenance of Markers. The Board of Commissioners of Carteret County, with respect to the  
7 regulated areas designated in Subparagraphs (1), (3), (5), (6), (7), (8), (10), (12) and (13) of Paragraph (a) of this Rule,  
8 and the Board of Commissioners of the Town of Beaufort, with respect to the regulated area designated in  
9 Subparagraph (2) of Paragraph (a) of this Rule, and the Board of Commissioners of Morehead City, with respect to  
10 Subparagraph (4), (9), and (14) of Paragraph (a) of this Rule, and the Board of Commissioners of the Town of Cedar  
11 Point with respect to the regulated area designated in Subparagraph (15) of Paragraph (a) of this Rule, and the North  
12 Carolina State Ports Authority, with respect to the regulated area designated in Subparagraph (11) of Paragraph (a) of  
13 this Rule are designated as suitable agencies for placement and maintenance of the markers implementing this Rule,  
14 subject to the approval of the United States Coast Guard and the United States Army Corps of Engineers.

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

17 *Eff. March 4, 1979;*

18 *Amended Eff. October 1, 1997; May 1, 1995; June 1, 1994; February 1, 1994; July 1, 1993;*

19 *Temporary Amendment Eff. February 1, 1998;*

20 *Amended Eff. July 1, 1998;*

21 *Temporary Amendment Eff. March 1, 1999; November 1, 1998;*

22 *Amended Eff. May 1, 2016, July 1, 2012; September 1, 2010; July 1, 2000.*



REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10F .0377

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 10, replace "are" with "shall be"*

*Line 11, should there be text within this Rule similar to page 2, line 14 of Rule 10F .0330 about being subject to the Coast Guard and the Army Corps of Engineers? Please clarify.*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10F .0377 Jackson County is adopted as published in 30:10 NCR 1159 as follows:

2

3 **15A NCAC 10F .0377 JACKSON COUNTY**

4 (a) This Rule applies to the public swimming area known as the Pines Recreation Swim Area on Lake Glenville.

5 The public swimming area shall be marked with four no-boats buoys set at the following locations: 35.197889N,  
6 83.160944W; 35.197583N, 83.160639W; 35.197417N, 83.160306W; and 35.197417N, 83.159833W.

7 (b) No person operating or responsible for the operation of a vessel shall permit it to enter the marked public  
8 swimming area described in Paragraph (a) of this Rule.

9 (c) Placement and Maintenance of Markers. The Board of Commissioners of Jackson County or Duke Energy  
10 Carolinas, LLC are designated as suitable entities for placement and maintenance of the markers implementing this  
11 Rule.

12

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

14 *Eff. May 1, 2016*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10I .0103

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 5, replace "are" with "shall be"*

*Lines 14, 20, 27, 35; page 2, lines 2, 7, 17, 37; and page 3, line 3, add "and" at the end of the clause*

*Line 20, 21, and 27, where is the phrase "inland fishing water" defined? Could a cross-reference to a statute or rule be added?*

*Page 2, line 4, replace "are" with "shall be"*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10I .0103 Endangered species listed is amended with changes as published in 30:10 NCR 1153-1154 as  
 2 follows:

3

4 **15A NCAC 10I .0103 ENDANGERED SPECIES LISTED**

5 (a) The following species of resident wildlife are designated as federally-listed endangered species:

6 (1) Amphibians:

7 None Listed At This Time.

8 (2) Birds:

9 (A) Bachman's warbler (*Vermivora bachmanii*);

10 (B) Ivory-billed woodpecker (*Campephilus principalis*);

11 (C) Kirtland's warbler (*Dendroica kirtlandii*);

12 (D) Piping plover (*Charadrius melodus circumcinctus*);

13 (E) Red-cockaded woodpecker (*Picoides borealis*);

14 (F) Roseate tern (*Sterna dougallii dougallii*);

15 (G) Wood stork (*Mycteria americana*).

16 (3) Crustacea: None Listed At This Time.

17 (4) Fish:

18 (A) Cape Fear shiner (*Notropis mekistocholas*);

19 (B) Roanoke logperch (*Percina rex*);

20 (C) Shortnose sturgeon (*Acipenser brevirostrum*), when found in inland fishing waters; ~~waters~~;

21 (D) Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*), when found in inland fishing waters.

22 (5) Mammals:

23 (A) Carolina northern flying squirrel (*Glaucomys sabrinus coloratus*);

24 **(B) Eastern cougar (*Puma concolor*);**

25 **(C) ~~(B)~~ Gray bat (*Myotis grisescens*);**

26 **(D) ~~(C)~~ Indiana bat (*Myotis sodalis*);**

27 **(E) ~~(D)~~ Manatee (*Trichechus manatus*), when found in inland fishing waters;**

28 **(F) ~~(E)~~ Virginia big-eared bat (*Corynorhinus townsendii virginianus*).**

29 (6) Mollusks:

30 (A) Appalachian elktoe (*Alasmidonta raveneliana*);

31 (B) Carolina heelsplitter (*Lasmigona decorata*);

32 (C) Dwarf wedge mussel (*Alasmidonta heterodon*);

33 (D) James spiny mussel (*Pleurobema collina*);

34 (E) Little-wing pearl mussel (*Pegias fabula*);

35 (F) Tan riffleshell (*Epioblasma florentina walkeri*);

36 (G) Tar River spiny mussel (*Elliptio steinstansana*).

37 (7) Reptiles:

- 1 (A) Kemp's ridley seaturtle (*Lepidochelys kempii*);  
 2 (B) Atlantic hawksbill seaturtle (*Eretmochelys imbricata imbricata*);  
 3 (C) Leatherback seaturtle (*Dermochelys coriacea*).
- 4 (b) The following species of resident wildlife are designated as state-listed endangered species:
- 5 (1) Amphibians: Green salamander (*Aneides aeneus*).
- 6 (2) Birds:
- 7 (A) American peregrine falcon (*Falco peregrinus anatum*);  
 8 (B) Bewick's wren (*Thryomanes bewickii*).
- 9 (3) Crustacea: Bennett's Mill cave water slater (*Caecidotea carolinensis*).
- 10 (4) Fish:
- 11 (A) Blotchside logperch (*Percina burtoni*);  
 12 (B) Bridle shiner (*Notropis bifrenatus*);  
 13 (C) Dusky darter (*Percina sciera*);  
 14 (D) Orangefin madtom (*Noturus gilberti*);  
 15 (E) Paddlefish (*Polyodon spathula*);  
 16 (F) Robust redhorse (*Moxostoma robustum*);  
 17 (G) Rustyside sucker (*Thoburnia hamiltoni*);  
 18 (H) Stonecat (*Noturus flavus*).
- 19 (5) Mammals: None Listed At This Time.
- 20 (6) Mollusks:
- 21 (A) Atlantic pigtoe (*Fusconaia masoni*);  
 22 (B) Barrel floater (*Anodonta couperiana*);  
 23 (C) Brook floater (*Alasmidonta varicosa*);  
 24 (D) Carolina creekshell (*Villosa vaughaniana*);  
 25 (E) Fragile glyph (*Glyphyalinia clingmani*);  
 26 (F) Green floater (*Lasmigona subviridis*);  
 27 (G) Greenfield rams-horn (*Helisoma eucosmium*);  
 28 (H) Knotty elimia (*Elimia christyi*);  
 29 (I) Magnificent rams-horn (*Planorbella magnifica*);  
 30 (J) Neuse spike (*Elliptio judithae*);  
 31 (K) Purple wartyback (*Cyclonaias tuberculata*);  
 32 (L) Savannah lilliput (*Toxolasma pullus*);  
 33 (M) Slippershell mussel (*Alasmidonta viridis*);  
 34 (N) Tennessee clubshell (*Pleurobema oviforme*);  
 35 (O) Tennessee heelsplitter (*Lasmigona holstonia*);  
 36 (P) Tennessee pigtoe (*Fusconaia barnesiana*);  
 37 (Q) Yellow lampmussel (*Lampsilis cariosa*);

- 1 (R) Yellow lance (*Elliptio lanceolata*).
- 2 (7) Reptiles:
- 3 (A) Eastern coral snake (*Micrurus fulvius fulvius*);
- 4 (B) Eastern diamondback rattlesnake (*Crotalus adamanteus*).

5

6 *History Note: Authority G.S. 113-134; 113-291.2; 113-292; 113-333;*

7 *Eff. June 11, 1977;*

8 *Amended Eff. August 1, 2016; May 1, 2008; April 1, 2001; February 1, 1994; November 1, 1991;*

9 *April 1, 1991; June 1, 1990.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10I .0104

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 1, please add text to reflect that italicized language was approved by the Rules Review Commission on April 1, 2015, but is pending legislative review.*

*Line 5, replace "are" with "shall"*

*Page 2, line 35, add "and" after the semicolon at the end of the line*

*This Rule is pending legislative review and the changes made during the April 2015 Rules Review Commission that are subject to the legislative review must be properly reflected. Please reflect the changes by italicizing the following changes approved by the Rules Review Commission (may be reviewed on the [March 19, 2105 version](#) of this Rule):*

*Line 12, and*

*Line 19, and*

*Line 25, and*

*Line 28, leucocephalus; ~~leucocephalus~~)*

*Line 29, and*

*Page 2, line 10, and*

*Page 2, line 14, ~~rafinesquii~~; rafinesquii); and*

*Page 2, line 15, (C) Red wolf (Canis rufus).*

*Page 2, line 35, and*

Abigail M. Hammond  
Commission Counsel

Date submitted to agency: Friday, February 26, 2016

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016



1 15A NCAC 10I .0104 Threatened species listed is amended with changes as published in 30:10 NCR 1154- 1155 as  
 2 follows:

3

4 **15A NCAC 10I .0104 THREATENED SPECIES LISTED**

5 (a) The following species of resident wildlife are designated as federally-listed threatened species:

6 (1) Amphibians: None Listed At This Time.

7 (2) Birds: ~~Piping plover (Charadrius melodus melodus).~~

8 (A) Piping Plover (Charadrius melodus [melodus] melodus); and

9 (B) Red Knot (Calidris canutus [rufa] rufa.

10 (3) Crustacea: None Listed At This Time.

11 (4) Fish:

12 (A) Spotfin chub (Cyprinella monacha); and

13 (B) Waccamaw silverside (Menidia extensa).

14 (5) Mammals: Northern Long-eared Bat (Myotis septentrionalis)

15 (6) Mollusks: Noonday globe (Patera clarki nantahala).

16 (7) Reptiles:

17 (A) Bog turtle (Glyptemys muhlenbergii);

18 (B) American alligator (Alligator mississippiensis);

19 (C) Green sea turtle (Chelonia mydas); and

20 (D) Loggerhead sea turtle (Caretta caretta).

21 (b) The following species of resident wildlife are designated as state-listed threatened species:

22 (1) Amphibians:

23 (A) Carolina gopher frog (Rana capito capito);

24 (B) Eastern tiger salamander (Ambystoma tigrinum tigrinum);

25 (C) Junaluska salamander (Eurycea junaluska); and

26 (D) Wehrle's salamander (Plethodon wehrlei).

27 (2) Birds:

28 (A) Bald eagle (Haliaeetus leucocephalus);

29 (B) Gull-billed tern (Sterna nilotica aranea); and

30 (C) Northern saw-whet owl (Aegolius acadicus).

31 (3) Crustacea: None Listed At This Time.

32 (4) Fish:

33 (A) American brook lamprey (Lampetra appendix);

34 (B) Banded sculpin (Cottus carolinae);

35 (C) Bigeye jumprock (Scartomyzon ariommus);

36 (D) Blackbanded darter (Percina nigrofasciata);

37 (E) Carolina madtom (Noturus furiosus);

- 1 (F) Carolina pygmy sunfish (*Elassoma boehlkei*);  
 2 (G) Carolina redhorse (*Moxostoma* sp.) (Pee Dee River and its tributaries and Cape Fear River  
 3 and its tributaries);  
 4 (H) Least brook lamprey (*Lampetra aepyptera*);  
 5 (I) Logperch (*Percina caprodes*);  
 6 (J) Rosyface chub (*Hybopsis rubrifrons*);  
 7 (K) Sharphead darter (*Etheostoma acuticeps*);  
 8 (L) Sicklefin redhorse (*Moxostoma* sp.) (Hiwassee River and its tributaries and Little  
 9 Tennessee River and its tributaries);  
 10 (M) Turquoise darter (*Etheostoma inscriptum*); and  
 11 (N) Waccamaw darter (*Etheostoma perlongum*).
- 12 (5) Mammals:  
 13 (A) Eastern woodrat (*Neotoma floridana floridana*);  
 14 (B) Rafinesque's big-eared bat (*Corynorhinus rafinesquii rafinesquii*); and  
 15 (C) Red wolf (*Canis rufus*).
- 16 (6) Mollusks:  
 17 (A) Alewife floater (*Anodonta implicata*);  
 18 (B) Big-tooth covert (*Fumonelix jonesiana*);  
 19 (C) Cape Fear threetooth (*Triodopsis soelneri*);  
 20 (D) Carolina fatmucket (*Lampsilis radiata conspicua*);  
 21 (E) Clingman covert (*Fumonelix wheatleyi clingmanicus*);  
 22 (F) Eastern lampmussel (*Lampsilis radiata radiata*);  
 23 (G) Eastern pondmussel (*Ligumia nasuta*);  
 24 (H) Engraved covert (*Fumonelix orestes*);  
 25 (I) Mountain creekshell (*Villosa vanuxemensis*);  
 26 (J) Roan supercoil (*Paravitrea varidens*);  
 27 (K) Roanoke slabshell (*Elliptio roanokensis*);  
 28 (L) Sculpted supercoil (*Paravitrea ternaria*);  
 29 (M) Seep mudalia (*Leptoxis dilatata*);  
 30 (N) Smoky Mountain covert (*Inflectarius ferrissi*);  
 31 (O) Squawfoot (*Strophitus undulatus*);  
 32 (P) Tidewater mucket (*Leptodea ochracea*);  
 33 (Q) Triangle floater (*Alasmidonta undulata*);  
 34 (R) Waccamaw ambersnail (*Catinella waccamawensis*);  
 35 (S) Waccamaw fatmucket (*Lampsilis fullerhati*);  
 36 (T) Waccamaw spike (*Elliptio waccamawensis*).
- 37 (7) Reptiles: None Listed At This Time.

1 *History Note: Authority G.S. 113-134; 113-291.2; 113-292; 113-333;*  
2 *Eff. March 17, 1978;*  
3 *Amended Eff. August 1, 2016; June 1, 2008; April 1, 2001; November 1, 1991; April 1, 1991; June*  
4 *1, 1990; September 1, 1989;*  
5 *Temporary Amendment Eff. February 27, 2015.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10I .0105

**DEADLINE FOR RECEIPT: Friday, March 11, 2016**

***NOTE WELL: This request when viewed on computer extends 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 this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Line 4, replace "are" with "shall"*

*Lines 16; page 2, lines 3 and 15; page 3, lines 9 and 23; and page 4, lines 18 and 30, add "and" after the semicolon at the end of the line*

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

Abigail M. Hammond  
Commission Counsel  
Date submitted to agency: Friday, February 26, 2016

1 15A NCAC 10I .0105 Special Concern Species listed is amended as published in 30:10 NCR 1155- 1157 as follows:

2

3 **15A NCAC 10I .0105 SPECIAL CONCERN SPECIES LISTED**

4 The following species of resident wildlife are designated as state-listed special concern species:

5 (1) Amphibians:

6 (a) Crevice salamander (*Plethodon longicus*);

7 (b) Dwarf salamander (*Eurycea quadridigitata*);

8 (c) Eastern hellbender (*Cryptobranchus alleganiensis alleganiensis*);

9 (d) Four-toed salamander (*Hemidactylium scutatum*);

10 (e) Longtail salamander (*Eurycea longicauda longicauda*);

11 (f) Mole salamander (*Ambystoma talpoideum*);

12 (g) Mountain chorus frog (*Pseudacris brachyphona*);

13 (h) Mudpuppy (*Necturus maculosus*);

14 (i) Neuse River waterdog (*Necturus lewisi*);

15 (j) River frog (*Rana heckscheri*);

16 (k) Southern zigzag salamander (*Plethodon ventralis*);

17 (l) Weller's salamander (*Plethodon welleri*).

18 (2) Birds:

19 (a) American oystercatcher (*Haematopus palliatus*);

20 (b) Bachman's sparrow (*Aimophila aestivalis*);

21 (c) Black-capped chickadee (*Poecile atricapillus*);

22 (d) Black rail (*Laterallus jamaicensis*);

23 (e) Black skimmer (*Rynchops niger*);

24 (f) Brown creeper (*Certhia americana nigrescens*);

25 (g) Cerulean warbler (*Dendroica cerulea*);

26 (h) Common tern (*Sterna hirundo*);

27 (i) Glossy ibis (*Plegadis falcinellus*);

28 (j) Golden-winged warbler (*Vermivora chrysoptera*);

29 (k) Henslow's sparrow (*Ammodramus henslowii*);

30 (l) Least bittern (*Ixobrychus exilis*);

31 (m) Least tern (*Sterna antillarum*);

32 (n) Little blue heron (*Egretta caerulea*);

33 (o) Loggerhead shrike (*Lanius ludovicianus*);

34 (p) Olive-sided flycatcher (*Contopus cooperi*);

35 (q) Painted bunting (*Passerina ciris*);

36 (r) Red crossbill (*Loxia curvirostra*);

37 (s) Snowy egret (*Egretta thula*);

- 1 (t) Tricolored heron (*Egretta tricolor*);
- 2 (u) Vesper sparrow (*Pooecetes gramineus*);
- 3 (v) Wilson's plover (*Charadrius wilsonia*);
- 4 (w) Yellow-bellied sapsucker (*Sphyrapicus varius appalachiensis*).
- 5 (3) Crustacea:
- 6 (a) Broad River spiny crayfish (*Cambarus spicatus*);
- 7 (b) Carolina skistodiaptomus (*Skistodiaptomus carolinensis*);
- 8 (c) Carolina well diacyclops (*Diacyclops jeannelli putei*);
- 9 (d) Chowanoke crayfish (*Orconectes virginienensis*);
- 10 (e) Graceful clam shrimp (*Lynceus gracilicornis*);
- 11 (f) Greensboro burrowing crayfish (*Cambarus catagius*);
- 12 (g) Hiwassee headwaters crayfish (*Cambarus parrishi*);
- 13 (h) Little Tennessee River crayfish (*Cambarus georgiae*);
- 14 (i) North Carolina spiny crayfish (*Orconectes carolinensis*);
- 15 (j) Oconee stream crayfish (*Cambarus chaugaensis*);
- 16 (k) Waccamaw crayfish (*Procambarus braswelli*).
- 17 (4) Fish:
- 18 ~~(a)~~ Atlantic sturgeon (~~*Acipenser oxyrinchus*~~);
- 19 ~~(b)~~(a) Bluefin killifish (*Lucania goodei*);
- 20 ~~(c)~~(b) Blue Ridge sculpin (*Cottus caeruleomentum*);
- 21 ~~(d)~~(c) Blueside darter (*Etheostoma jessiae*);
- 22 ~~(e)~~(d) Broadtail madtom (*Noturus* sp.) (Lumber River and its tributaries and Cape Fear River  
23 and its tributaries);
- 24 ~~(f)~~(e) Carolina darter (*Etheostoma collis*);
- 25 ~~(g)~~(f) Cutlip minnow (*Exoglossum maxillingua*);
- 26 ~~(h)~~(g) Freshwater drum (*Aplodinotus grunniens*) (French Broad River);
- 27 ~~(i)~~(h) Highfin carpsucker (*Carpiodes velifer*) (Cape Fear River and its tributaries);
- 28 ~~(j)~~(i) Kanawha minnow (*Phenacobius teretulus*);
- 29 ~~(k)~~(j) Lake sturgeon (*Acipenser fulvescens*);
- 30 ~~(l)~~(k) Least killifish (*Heterandria formosa*);
- 31 ~~(m)~~(l) Longhead darter (*Percina macrocephala*);
- 32 ~~(n)~~(m) Mooneye (*Hiodon tergisus*);
- 33 ~~(o)~~(n) Mountain madtom (*Noturus eleutherus*);
- 34 ~~(p)~~(o) Olive darter (*Percina squamata*);
- 35 ~~(q)~~(p) Pinewoods darter (*Etheostoma mariae*);
- 36 ~~(r)~~(q) River carpsucker (*Carpiodes carpio*);
- 37 ~~(s)~~(r) Riverweed darter (*Etheostoma podostemone*);



- 1 (m) High mountain supercoil (*Paravitrea andrewsae*);  
 2 (n) Honey glyph (*Glyphyalinia vanattai*);  
 3 (o) Lamellate supercoil (*Paravitrea lamellidens*);  
 4 (p) Mirey Ridge supercoil (*Paravitrea clappi*);  
 5 (q) Notched rainbow (*Villosa constricta*);  
 6 (r) Open supercoil (*Paravitrea umbilicaris*);  
 7 (s) Pink glyph (*Glyphyalinia pentadelphia*);  
 8 (t) Pod lance (*Elliptio folliculata*);  
 9 (u) Queen crater (*Appalachina chilhoweensis*);  
 10 (v) Rainbow (*Villosa iris*);  
 11 (w) Ramp Cove supercoil (*Paravitrea lacteodens*);  
 12 (x) Saw-tooth disc (*Discus bryanti*);  
 13 (y) Spike (*Elliptio dilatata*);  
 14 (z) Spiral coil (*Helicodiscus bonamicus*);  
 15 (aa) Velvet covert (*Inflectarius subpalliatu*);  
 16 (bb) Waccamaw amnicola (*Amnicola* sp.);  
 17 (cc) Waccamaw lampmussel (*Lampsilis crocata*);  
 18 (dd) Waccamaw siltsnail (*Cincinnati* sp.);  
 19 (ee) Wavy-rayed lampmussel (*Lampsilis fasciola*).  
 20 (7) Reptiles:  
 21 (a) Carolina pigmy rattlesnake (*Sistrurus miliarius miliarius*);  
 22 (b) Carolina watersnake (*Nerodia sipedon williamengelsi*);  
 23 (c) Diamondback terrapin (*Malaclemys terrapin*);  
 24 (d) Eastern smooth green snake (*Opheodrys vernalis vernalis*);  
 25 (e) Eastern spiny softshell (*Apalone spinifera spinifera*);  
 26 (f) Mimic glass lizard (*Ophisaurus mimicus*);  
 27 (g) Northern pine snake (*Pituophis melanoleucus melanoleucus*);  
 28 (h) Outer Banks kingsnake (*Lampropeltis getula sticticeps*);  
 29 (i) Southern hognose snake (*Heterodon simus*);  
 30 (j) Stripeneck musk turtle (*Sternotherus minor peltifer*);  
 31 (k) Timber rattlesnake (*Crotalus horridus*).

32  
 33 *History Note: Authority G.S. 113-134; 113-291.2; 113-292; 113-333;*  
 34 *Eff. September 1, 1989;*  
 35 *Amended Eff. August 1, 2016; May 1, 2008; July 18, 2002; April 1, 2001; November 1, 1991; April*  
 36 *1, 1991; June 1, 1990.*