

Burgos, Alexander N

Subject: FW: RRC Meeting Nov 2025-Request for Technical Changes

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Wednesday, November 12, 2025 10:46 AM
To: Casola, William <william.casola@ncwildlife.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

Good morning,

I'm satisfied with the changes to these rules. Please email all submitted rules, with revisions, to oah.rules@oah.nc.gov by November 14, 2025 at 5pm. Please copy me and alexander.burgos@oah.nc.gov to the email.

Thanks,

Travis C. Wiggs
Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

Burgos, Alexander N

Subject: FW: RRC Meeting Nov 2025-Request for Technical Changes
Attachments: 15A NCAC 10B .0503 Tech.docx; 15A NCAC 10C .0211 Tech.docx; 15A NCAC 10C .0205 Tech.docx

From: Casola, William <william.casola@ncwildlife.gov>
Sent: Monday, November 10, 2025 8:36 AM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

Travis,

Please see responses below in red. Modified rule text is attached.

Please let me know if you have further questions.

Best,

Will

ed state official.

1 15A NCAC 10B .0503 is amended with changes as published in 40:02 NCR 229 as follows:

2
3 **15A NCAC 10B .0503 SURVEILLANCE AREA**

4 (a) Inside a Surveillance Area, ~~surveillance area~~, placement of minerals or salt licks to purposefully congregate wildlife
5 shall be prohibited. Placement of bait, food, or food product to purposefully congregate wildlife shall be prohibited
6 from January 2 through August 31 inside a Surveillance Area, except that:

- 7 (1) bird feeders specifically designed for nongame birds shall be allowed;
8 (2) placement of bait, food, or food products to hunt during the urban archery season shall be allowed
9 within the established season in participating municipalities; and
10 (3) the placement of food specifically permitted by the Commission for scientific research, population
11 management, and wildlife control is ~~may be~~ allowed.

12 (b) White-tailed deer fawn rehabilitation is prohibited in a Surveillance Area.

13 (c) White-tailed deer fawns originating from within a Surveillance Area shall not be transported alive outside the
14 Surveillance Area.

15 ~~(d) No cervid carcass or carcass parts originating from inside a Primary Surveillance Area (PSA) or Secondary~~
16 ~~Surveillance Area (SSA) shall be transported outside of the county of origin, except:~~

- 17 ~~(1) — meat that has been boned out so that no pieces or fragments of bone remain;~~
18 ~~(2) — caped hides with no part of the skull or spinal column attached;~~
19 ~~(3) — antlers, antlers attached to cleaned skull plates, or skulls free from meat or brain tissue;~~
20 ~~(4) — cleaned lower jawbones with teeth or cleaned teeth;~~
21 ~~(5) — finished taxidermy products and tanned hides;~~
22 ~~(6) — carcass or carcass parts permitted by the Commission for disposal outside of the Surveillance Area;~~
23 ~~(7) — carcass or carcass parts originating inside a PSA county may be transported into contiguous PSA~~
24 ~~counties; and~~
25 ~~(8) — carcass or carcass parts originating inside a SSA county may be transported into contiguous SSA or~~
26 ~~PSA counties.~~

27 ~~(e)(d)~~ No person shall possess or use a substance or material that contains or is labeled as containing any excretion
28 collected from a cervid, including feces, urine, blood, gland oil, or other bodily fluids ~~fluid~~ for the purpose ~~purposes~~
29 of taking or attempting to take, attracting, or scouting wildlife inside a surveillance area. This prohibition shall not
30 apply to the following substances:

- 31 (1) products labeled as containing synthetic analogs of cervid excretions;
32 (2) natural substances labeled as being collected from facilities within North Carolina that have a valid
33 Farmed Cervid License from the North Carolina Department of Agriculture and Services;
34 (3) natural deer urine products labeled as containing excretions from facilities within North Carolina
35 that have a valid Farmed Cervid License from the North Carolina Department of Agriculture and
36 Consumer Services; and

(4) natural deer urine products labeled as containing excretions from facilities that meet all the following requirements:

(A) determined to be free of Chronic Wasting Disease (CWD) based on testing by an independent laboratory using a method that is designed to ~~may help~~ detect the presence of CWD prions;

(B) complies with a federally approved CWD herd certification program and any federal CWD ~~protocols;~~ protocols. The USDA Animal and Plant Health Inspection Service CWD Herd Certification Program Standards are incorporated by reference, including subsequent amendments and editions, and can be found at no cost at <https://www.aphis.usda.gov>; and

(C) participates in additional herd management requirements as specified by the Wildlife Resources Commission.

History Note: Authority G.S. 113-134; 113-306;
Temporary Adoption Eff. July 1, 2022;
Emergency Adoption Eff. September 1, 2022;
Temporary Adoption Eff. November 29, 2022;
Temporary Adoption Eff. July 1, 2023;
Eff. January 1, ~~2024.~~ 2024;
Amended Eff. August 1, 2026.

1 15A NCAC 10C .0205 is amended with changes as published in 40:02 NCR 230 as follows:

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

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

- 5 (1) "Natural bait" means a living or dead plant or animal, or parts thereof, or prepared substances
6 designed to attract fish by the sense of taste or smell.
7 (2) "Single hook" means a fish hook with only one point.
8 (3) "Artificial lure" means a fishing lure that neither contains nor has been treated by a substance that
9 attracts fish by the sense of taste or smell.
10 (4) "Artificial fly" means one single hook dressed with feathers, hair, thread, tinsel, rubber, or a similar
11 material to which no additional hook, spinner, spoon, or similar device is added.
12 ~~(5) "Youth anglers" are individuals under 16 years of age.~~

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

- 15 (1) "Public Mountain Trout Waters" are the waters included in Paragraph (d) of this Rule and those
16 designated in 15A NCAC 10D .0104.
17 (2) "Catch and Release Artificial Flies and Lures Only Trout Waters" are Public Mountain Trout Waters
18 where only artificial flies and lures having one single hook may be used. ~~No trout may be possessed~~
19 ~~or harvested while fishing these streams.~~ Waters with this designation include tributaries unless
20 otherwise noted.
21 (3) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and
22 one-half hour after sunset on the Friday before the first Saturday of the following June, it is unlawful
23 to possess natural ~~bait, bait or~~ use more than one single hook on an artificial lure. ~~lure, or harvest or~~
24 ~~possess trout while fishing. From 6:00 a.m. until noon on the first Saturday in June, only youth~~
25 ~~anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday~~
26 ~~in June until September 30, October 1,~~ anglers may fish these waters with no bait or lure restrictions.
27 Waters with this designation do not include tributaries unless otherwise noted.
28 (4) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure
29 restrictions. Waters with this designation do not include tributaries unless otherwise noted. Fishing
30 is prohibited from March 1 until 7 a.m. on the first Saturday in April, except in the impounded
31 waters of the following reservoirs:

- 32 (A) Bear Creek Lake;
33 (B) Buckeye Creek Reservoir;
34 (C) Calderwood Reservoir;
35 (D) Cedar Cliff Lake;
36 (E) Cheoah Reservoir;
37 (F) Cliffside Lake;

- (G) Cullowhee Dam Impoundment, from the S.R. 1731 bridge downstream to the Cullowhee Dam;
- (H) Tanassee Creek Lake;
- (I) Queens Creek Lake; and
- (J) Wolf Lake.
- (5) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific regulations apply. Waters with this designation do not include tributaries unless otherwise noted.
- (6) "Wild Trout Waters" are Public Mountain Trout Waters identified in this Rule or 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person shall possess natural bait while fishing these waters. Waters with this designation do not include tributaries unless otherwise noted.
- (7) "Undesignated Waters" are the other waters in the State. These waters have no bait or lure restrictions.
- ~~(c) Seasons, creel, and size limits.~~ Seasons, creel, and size limits for trout are listed in Rule .0316 of this Subchapter.
- ~~(d) Classifications.~~ This Paragraph designates waters in each county that have a specific classification. Waters on game lands are designated in 15A NCAC 10D .0104, unless otherwise indicated in this Paragraph. The other waters are classified as Undesignated Waters.
- (1) Alleghany
- (A) Hatchery Supported Trout Waters are as follows:
- Big Pine Creek
- Bledsoe Creek
- Brush Creek from the N.C. 21 bridge to the confluence with the Little River, except where posted against trespassing
- Cranberry Creek
- Glade Creek
- Little River from 400 yards upstream of the S.R. 1128 bridge, marked by a sign on each bank, to McCann Dam
- Meadow Fork
- Pine Swamp Creek
- Piney Fork
- Prathers Creek
- (B) Wild Trout Waters are as follows:
- The waters located on Stone Mountain State Park
- (2) Ashe County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- Big Horse Creek from the Virginia state line to Mud Creek at S.R. 1363, excluding tributaries

- (B) Delayed Harvest Trout Waters are as follows:
- Big Horse Creek from the S.R. 1324 bridge to the North Fork New River
 - Helton Creek from 900 yards upstream of the S.R. 1372 bridge, marked by a sign on both banks to a point adjacent to intersection of N.C. 16 and S.R. 1536
 - South Fork New River from the upstream end of Todd Island to the S.R. 1351 bridge
 - Trout Lake
- (C) Hatchery Supported Trout Waters are as follows:
- Beaver Creek from N.C. 221 to the confluence of Beaver Creek and South Beaver Creek
 - Big Horse Creek from Mud Creek at S.R. 1363 to the S.R. 1324 bridge
 - Big Laurel Creek from the S.R. 1315 bridge to the confluence with the North Fork New River
 - Buffalo Creek from the S.R. 1133 bridge to the N.C. 194-88 bridge
 - Cranberry Creek from the Alleghany Co. line to the South Fork New River
 - Nathans Creek
 - North Fork New River from the Watauga Co. line to Sharp Dam
 - Old Fields Creek from N.C. 221 to the South Fork New River
 - Peak Creek from the upper boundary of the NCDA-NCSU Upper Mountain Research Station to Trout Lake
 - Roan Creek
 - Three Top Creek
- (3) Avery County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- Elk River, the portion on Lees-McRae College property, excluding the millpond
 - Lost Cove Creek, the game land portion, excluding Gragg Prong and Rockhouse Creek
 - Wilson Creek, the game land portion
- (B) Hatchery Supported Trout Waters are as follows:
- Boyde Coffey Lake
 - Elk River from the S.R. 1305 crossing immediately upstream of Big Falls to the Tennessee state line
 - Linville River from S.R. 1504 to the Blue Ridge Parkway boundary line, except where posted against trespassing
 - Milltimber Creek
 - North Toe River from Watauga St. to Roby Shoemaker Wetlands and Family Recreational Park, except where posted against trespassing
 - North Toe River from S.R. 1164 to Mitchell Co. line, except where posted against trespassing
 - Squirrel Creek

- 1 Wildcat Lake
- 2 (C) Wild Trout Waters are as follows:
- 3 Birchfield Creek
- 4 Cow Camp Creek
- 5 Cranberry Creek from the headwaters to the U.S. 19E, N.C. 194, bridge
- 6 Gragg Prong
- 7 Horse Creek
- 8 Kentucky Creek
- 9 North Harper Creek
- 10 Plumtree Creek
- 11 Roaring Creek
- 12 Rockhouse Creek
- 13 Shawneehaw Creek, the portion adjacent to Banner Elk Greenway
- 14 South Harper Creek
- 15 Webb Prong
- 16 (4) Buncombe County
- 17 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- 18 Carter Creek, the game land portion
- 19 (B) Hatchery Supported Trout Waters are as follows:
- 20 Bent Creek from ~~the headwaters~~ Rich Branch to the N.C. Arboretum boundary line
- 21 Cane Creek from ~~the headwaters~~ S.R. 2785 bridge to the S.R. 3138 bridge
- 22 ~~Corner Rock Creek from Little Andy Creek to the confluence with Walker Branch~~
- 23 Dillingham Creek from Corner Rock Creek to Ivy Creek
- 24 Ivy Creek from Dillingham Creek to the U.S. 19-23 bridge
- 25 Lake Powhatan
- 26 Reems Creek from Sugar Camp Fork to the U.S. 19-23 bridge, except where posted against
- 27 trespassing
- 28 ~~Rich Branch from downstream of the confluence with Rocky Branch~~
- 29 Stony Creek from the confluence of Carter Creek and Mineral Creek downstream to
- 30 Dillingham Creek
- 31 Swannanoa from ~~the S.R. 2702 bridge near Ridgecrest~~ River Walk Park in Black Mountain
- 32 to the Wood Avenue bridge, at the intersection of N.C. 81 and U.S. 74A in Asheville,
- 33 except where posted against trespassing
- 34 (5) Burke County
- 35 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- 36 Henry Fork, the portion on South Mountains State Park
- 37 (B) Delayed Harvest Trout Waters are as follows:

- 1 Jacob Fork from Shinny Creek to the lower South Mountains State Park boundary
- 2 (C) Hatchery Supported Trout Waters are as follows:
- 3 Carroll Creek, the game land portion above S.R. 1405
- 4 ~~Henry Fork from the lower South Mountain State Park line to S.R. 1919 at Ivy Creek~~
- 5 Linville River, ~~the portion within Linville Gorge Wilderness area and~~ the portion below
- 6 Lake James powerhouse from the upstream bridge on S.R. 1223 to Muddy Creek
- 7 (D) Special Regulation Trout Waters are as follows:
- 8 Catawba River from Muddy Creek to the City of Morganton water intake dam
- 9 (E) Wild Trout Waters are as follows:
- 10 The waters located on South Mountains State Park, except those waters identified in Parts
- 11 (A) and (B) of this Subparagraph
- 12 (6) Caldwell County
- 13 (A) Delayed Harvest Trout Waters are as follows:
- 14 Wilson Creek, the game land portion below Lost Cove Creek to Philips Branch
- 15 (B) Hatchery Supported Trout Waters are as follows:
- 16 Boone Fork Pond
- 17 Buffalo Creek from the mouth of Joes Creek to McCloud Branch
- 18 Joes Creek from the first falls upstream of S.R. 1574 to the confluence with Buffalo Creek
- 19 Wilson Creek from Phillips Branch to Brown Mountain Beach Dam, except where posted
- 20 against trespassing
- 21 Yadkin River from the Happy Valley Ruritan Community Park to S.R. 1515
- 22 (C) Wild Trout Waters are as follows:
- 23 Buffalo Creek from the Watauga Co. line to Long Ridge Branch including game land
- 24 tributaries
- 25 Joes Creek from the Watauga Co. line to the first falls upstream of the end of S.R. 1574
- 26 Rockhouse Creek
- 27 (7) Cherokee County
- 28 (A) Hatchery Supported Trout Waters are as follows:
- 29 Davis Creek from the confluence of Bald Creek and Dockery Creek to Hanging Dog Creek
- 30 Hyatt Creek from Big Dam Branch to the Valley River
- 31 Junaluska Creek from Ashturn Creek to the Valley River
- 32 Shuler Creek from the Joe Brown Hwy, S.R. 1325 bridge, to the Tennessee state line
- 33 Valley River from S.R. 1359 to the U.S. 19 Business bridge in Murphy
- 34 (B) Special Regulation Trout Waters are as follows:
- 35 Apalachia Reservoir
- 36 (8) Clay County
- 37 (A) Delayed Harvest Trout Waters are as follows:

- 1 Fires Creek from Rockhouse Creek to the foot bridge in the USFS Fires Creek Picnic Area
- 2 (B) Hatchery Supported Trout Waters are as follows:
- 3 Buck Creek, the game land portion downstream of the U.S. 64 bridge
- 4 Fires Creek from the foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300
- 5 Tusquitee Creek from Compass Creek to the lower S.R. 1300 bridge
- 6 (9) Graham County
- 7 (A) Delayed Harvest Trout Waters are as follows:
- 8 Snowbird Creek from the USFS footbridge at the old railroad junction to USFS Rd. 2579
- 9 (B) Hatchery Supported Trout Waters are as follows:
- 10 Calderwood Reservoir from Cheoah Dam to the Tennessee state line
- 11 Cheoah Reservoir
- 12 Panther Creek from the confluence of Stand Creek and Rock Creek to Lake Fontana
- 13 Santeetlah Creek from Johns Branch to Lake Santeetlah
- 14 Snowbird Creek from USFS Rd. 2579 to the S.R. 1127 bridge
- 15 Stecoah Creek from the upper game land boundary to Lake Fontana
- 16 Tulula Creek from S.R. 1201 to the lower bridge on S.R. 1275
- 17 West Buffalo Creek from the confluence of Squally Creek and Little Buffalo Creek
- 18 downstream to Lake Santeetlah
- 19 Yellow Creek from Lake Santeetlah hydropower pipeline to the Cheoah River
- 20 (C) Wild Trout Waters are as follows:
- 21 Little Buffalo Creek
- 22 South Fork Squally Creek
- 23 Squally Creek
- 24 (10) Haywood County
- 25 (A) Delayed Harvest Trout Waters are as follows:
- 26 West Fork Pigeon River from Queen Creek to the first game land boundary upstream of
- 27 Lake Logan
- 28 (B) Hatchery Supported Trout Waters are as follows:
- 29 Cold Springs Creek from Fall Branch to the Pigeon River
- 30 Jonathan Creek from upstream of the S.R. 1302 bridge to the Pigeon River, except where
- 31 posted against trespassing
- 32 Pigeon River from Stamey Cove Branch to the upstream U.S. 19-23 bridge
- 33 Richland Creek from the Russ Avenue, U.S. 276, bridge to the U.S. 19 bridge
- 34 West Fork Pigeon River from Tom Creek to Queen Creek
- 35 (11) Henderson County
- 36 (A) Delayed Harvest Trout Waters are as follows:
- 37 North Fork Mills River, the game land portion below the Hendersonville watershed dam

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

- 1 (A) Delayed Harvest Trout Waters are as follows:
2 Nantahala River from Whiteoak Creek to the Nantahala hydropower discharge canal
- 3 (B) Hatchery Supported Trout Waters are as follows:
4 Burningtown Creek from Left Prong to the Little Tennessee River
5 Cartoogechaye Creek from downstream of the U.S. 64 bridge to the Little Tennessee River
6 Cliffside Lake
7 Cullasaja River from Sequoyah Dam to the U.S. 64 bridge near the junction of S.R. 1672
8 Nantahala River from Dicks Creek to Whiteoak Creek
9 Nantahala River from the Nantahala hydropower discharge canal to the Swain Co. line
10 Queens Creek Lake
- 11 (14) Madison County
- 12 (A) Delayed Harvest Trout Waters are as follows:
13 Big Laurel Creek from the N.C. 208 bridge to the U.S. 25-70 bridge
14 Shelton Laurel Creek from the N.C. 208 bridge at Belva to the confluence with Big Laurel
15 Creek
16 Spring Creek from the N.C. 209 bridge at the Hot Springs city limits to the iron bridge at
17 end of Andrews Ave.
- 18 (B) Hatchery Supported Trout Waters are as follows:
19 Big Laurel Creek from Puncheon Fork to the S.R. 1318, Big Laurel Rd., bridge downstream
20 of Bearpen Branch
21 Big Pine Creek from the S.R. 1151 bridge to the French Broad River
22 Little Ivy Creek from the confluence of Middle Fork and Paint Fork at Beech Glen to the
23 confluence with Ivy Creek at Forks of Ivy
24 Max Patch Pond
25 Meadow Fork Creek from Meadow Fork Campground to Spring Creek
26 Puncheon Fork from Wolf Laurel Branch to Big Laurel Creek
27 Roaring Fork from Fall Branch to Meadow Fork
28 Shelton Laurel Creek from the confluence of Big Creek and Mill Creek to the N.C. 208
29 bridge at Belva
30 Shut-in Creek from the confluence of East Fork Shut-in Creek and West Fork Shut-in
31 Creek to the French Broad River
32 Spillcorn Creek from Baker Creek to the S.R. 1330 bridge
33 Spring Creek from the junction of N.C. 209 and N.C. 63 to the confluence with Meadow
34 Fork
35 West Fork Shut-in Creek from the lower game land boundary to the confluence with East
36 Fork Shut-in Creek
- 37 (15) McDowell County

- 1 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
2 Newberry Creek, the game land portion
- 3 (B) Delayed Harvest Trout Waters are as follows:
4 Catawba River, the portion adjacent to the Marion Greenway
5 Curtis Creek, the game land portion downstream of the USFS boundary at Deep Branch
6 Mill Creek from the U.S. 70 bridge to the I-40 bridge
- 7 (C) Hatchery Supported Trout Waters are as follows:
8 Armstrong Creek from the Cato Holler line downstream to the upper Greenlee line
9 Catawba River from the Catawba Falls Campground to the Old Fort Recreation Park
10 Little Buck Creek, the game land portion
11 North Fork Catawba River from the headwaters to North Cove School at the S.R. 1569
12 bridge
- 13 (16) Mitchell County
- 14 (A) Delayed Harvest Trout Waters are as follows:
15 Cane Creek from the N.C. 226 bridge to the S.R. 1189 bridge
16 North Toe River from the U.S. 19E bridge to the N.C. 226 bridge
- 17 (B) Hatchery Supported Trout Waters are as follows:
18 Big Rock Creek from the headwaters to ~~the N.C. 226 bridge at the S.R. 1307 intersection~~
19 the S.R. 1325 bridge
20 Cane Creek from S.R. 1219 to the N.C. 226 bridge
21 East Fork Grassy Creek
22 Grassy Creek from East Fork Grassy Creek to the mouth
23 ~~Little Rock Creek from the Green Creek bridge to Big Rock Creek, except where posted~~
24 ~~against trespassing~~
25 North Toe River from the Avery Co. line to the S.R. 1121 bridge
- 26 (C) Wild Trout Waters are as follows:
27 Green Creek from the headwaters to the Green Creek bridge, except where posted against
28 trespassing
29 Little Rock Creek the portion upstream of the Green Creek bridge, including the tributaries,
30 except where posted against trespassing
31 Wiles Creek from the game land boundary to the mouth
- 32 (17) Polk County
- 33 (A) Delayed Harvest Trout Waters are as follows:
34 Green River from the Fishtop Falls Access Area to the confluence with Cove Creek
- 35 (B) Hatchery Supported Trout Waters are as follows:
36 Green River from the mouth of Cove Creek to the natural gas pipeline crossing
37 North Pacolet River from Joels Creek to the N.C. 108 bridge

- 1 (18) Rutherford County
- 2 (A) Hatchery Supported Trout Waters are as follows:
- 3 Broad River from the Henderson Co. line to the U.S. 64/74 bridge, except where posted
- 4 against trespassing
- 5 (19) Stokes County
- 6 (A) Hatchery Supported Trout Waters are as follows:
- 7 Dan River from the Virginia state line downstream to a point 200 yards below the end of
- 8 S.R. 1421
- 9 (20) Surry County
- 10 (A) Delayed Harvest Trout Waters are as follows:
- 11 Ararat River, the portion adjacent to the Ararat River Greenway downstream of the N.C.
- 12 103 bridge
- 13 Mitchell River from 0.6 miles upstream of the end of S.R. 1333 to the lowermost bridge
- 14 on S.R. 1330
- 15 (B) Hatchery Supported Trout Waters are as follows:
- 16 Ararat ~~River from the S.R. 1727 bridge to~~ River, the portion adjacent to the Ararat River
- 17 Greenway upstream of the N.C. 103 bridge
- 18 Big Elkin Creek from the dam 440 yards upstream of the N.C. 268 bridge to a point 265
- 19 yards downstream of N.C. 268, marked by a sign on both banks
- 20 Fisher River from the Virginia state line to the I-77 bridge
- 21 Little Fisher River from the Virginia state line to the N.C. 89 bridge
- 22 Lovills Creek from the U.S. 52 Business bridge to the Ararat River
- 23 Pauls Creek from the Virginia state line to 0.3 miles below the S.R. 1625 bridge
- 24 (21) Swain County
- 25 (A) Delayed Harvest Waters Trout Waters are as follows:
- 26 Tuckasegee River from the U.S. 19 bridge to the Slope Street bridge
- 27 (B) Hatchery Supported Trout Waters are as follows:
- 28 Alarka Creek from the game land boundary to Fontana Reservoir
- 29 Calderwood Reservoir from Cheoah Dam to the Tennessee state line
- 30 Cheoah Reservoir
- 31 Connelly Creek from Camp Branch to the Tuckasegee River
- 32 Deep Creek from the Great Smoky Mountains National Park Boundary line to the
- 33 Tuckasegee River
- 34 Nantahala River from the Macon Co. line to the existing Fontana Lake water level
- 35 (22) Transylvania County
- 36 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:

- Davidson River from the headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek, Grogan Creek, Cedar Rock Creek and John Rock Branch
- (B) Delayed Harvest Trout Waters are as follows:
- East Fork French Broad River from East Fork Baptist Church to ~~the~~ 350 yards downstream ~~S.R. 1107 of Whitmire Falls, marked by a sign on both banks~~ bridge
- Little River from the confluence of Lake Dense to 100 yards downstream of Hooker Falls
- (C) Hatchery Supported Trout Waters are as follows:
- Davidson River from Avery Creek to the lower USFS boundary
- French Broad River from the confluence of the North Fork French Broad River and West Fork
- French Broad River to the Island Ford Rd., S.R. 1110, Access Area
- Middle Fork French Broad River from upstream of the U.S. 178 bridge to the French Broad River
- West Fork French Broad River from S.R. 1312 to confluence with North Fork French Broad River
- (D) Wild Trout Waters are as follows:
- The waters located on Gorges State Park
- Whitewater River from Silver Run Creek to the South Carolina state line
- (23) Watauga County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- Laurel Creek from the confluence of North Fork Laurel Creek and South Fork Laurel Creek to Elk Creek, excluding tributaries
- Pond Creek from the headwaters to the Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee Lake
- (B) Delayed Harvest Trout Waters are as follows:
- Lake Coffey
- Watauga River from the S.R. 1114 bridge to the Valle Crucis Community Park lower boundary
- Watauga River from the S.R. 1103 bridge to the confluence with Laurel Creek
- (C) Hatchery Supported Trout Waters are as follows:
- Beaverdam Creek from the confluence of Beaverdam Creek and Little Beaverdam Creek to an unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203
- Beech Creek
- Buckeye Creek from Buckeye Creek Reservoir dam to Grassy Gap Creek
- Buckeye Creek Reservoir
- Cove Creek from the S.R. 1233 bridge at Zionville to the S.R. 1214 bridge at Sherwood
- Dutch Creek from the second S.R. 1136 bridge to the mouth

1 Elk Creek from the S.R. 1510 bridge at Triplett to the Wilkes Co. line, except where posted
2 against trespassing

3 Laurel Creek from the S.R. 1123 bridge at the S.R. 1157 intersection to the Watauga River

4 Meat Camp Creek from the S.R. 1340 bridge at the S.R. 1384 intersection to N.C. 194

5 Middle Fork New River from adjacent to the intersection of S.R. 1539 and U.S. 321 to the
6 South Fork New River

7 Norris Fork Creek

8 South Fork New River from the canoe launch 70 yards upstream of U.S. 421 bridge to the
9 lower boundary of Brookshire Park

10 Stony Fork from the S.R. 1500 bridge at the S.R. 1505 intersection to the Wilkes Co. line

11 (D) Wild Trout Waters are as follows:

12 Dutch Creek from the headwaters to the second S.R. 1136 bridge

13 Howard Creek

14 Maine Branch from the headwaters to the North Fork New River

15 North Fork New River from the confluence with Maine Branch and Mine Branch to the
16 Ashe Co. line

17 Winkler Creek from the lower bridge on S.R. 1549 to the confluence with the South Fork
18 New River

19 (24) Wilkes County

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

21 East Prong Roaring River from Bullhead Creek to the Stone Mountain State Park lower
22 boundary

23 Elk Creek from the Watauga Co. line to the lower boundary of the Blue Ridge Mountain
24 Club

25 Elk Creek, the portion on Leatherwood Mountains development

26 Reddies River from the Town of North Wilkesboro water intake dam to the confluence
27 with the Yadkin River

28 Stone Mountain Creek from the falls at the Alleghany Co. line to the confluence with the
29 East Prong Roaring River and Bullhead Creek

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

31 Basin Creek from the S.R. 1730 bridge to the confluence with Lovelace Creek

32 Bell Branch Pond

33 Boundary Line Pond

34 Cub Creek from 0.5 miles upstream of the S.R. 2460 bridge to the S.R. 1001 bridge

35 Darnell Creek from the downstream ford on S.R. 1569 to the confluence with the North
36 Fork Reddies River

1 East Prong Roaring River from the Stone Mountain State Park lower boundary to the Low
2 Meadows Lane bridge
3 Fall Creek from the S.R. 1300 bridge to the confluence with South Prong Lewis Fork,
4 except where posted against trespassing
5 Middle Fork Reddies River from the headwaters to the bridge on S.R. 1580
6 Middle Prong Roaring River from the headwaters to the second bridge on S.R. 1736
7 North Fork Reddies River from the headwaters to the Union School bridge on S.R. 1559
8 Pike Creek
9 Pike Creek Pond
10 South Fork Reddies River from the S.R. 1355 bridge to the confluence with the Middle
11 Fork Reddies River
12 South Prong Lewis Fork from Fall Creek to the U.S. 421 bridge adjacent to the S.R. 1155
13 intersection

14 (C) Wild Trout Waters are as follows:

15 The waters located on Stone Mountain State Park, except East Prong Roaring River from
16 Bullhead Creek to the Stone Mountain State Park lower boundary where Delayed Harvest
17 Trout Waters regulations apply, and Stone Mountain Creek from the falls at the Alleghany
18 Co. line to the confluence with the East Prong Roaring River and Bullhead Creek in Stone
19 Mountain State Park where Delayed Harvest Trout Waters regulations apply

20 (25) Yancey County

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

22 South Toe River from the headwaters to Upper Creek
23 Upper Creek

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

25 Cane River from Blackberry Ridge Rd. to the downstream boundary of Cane River County
26 Park

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

28 Bald Mountain Creek, except where posted against trespassing
29 Cane River from Bee Branch, S.R. 1110, to Bowlens Creek
30 Price Creek from the junction of S.R. 1120 and S.R. 1121 to Indian Creek
31 South Toe River from Clear Creek to the lower boundary line of Yancey Co. Recreation
32 Park, except where posted against trespassing

33 (D) Wild Trout Waters are as follows:

34 Cattail Creek from the bridge at Mountain Farm Community Rd. to the N.C. 197 bridge
35 Lickskillet Creek
36 Middle Creek from the game land boundary to the mouth
37

1 *History Note:* *Authority G.S. 113-272; 113-292;*
2 *Eff. February 1, 1976;*
3 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;*
4 *October 1, 1992;*
5 *Temporary Amendment Eff. July 1, 1999;*
6 *Amended Eff. July 1, 2000;*
7 *Temporary Amendment Eff. July 1, 2001;*
8 *Temporary Amendment Eff. July 1, 2002;*
9 *Amended Eff. August 1, 2002 (approved by RRC on 6/21/01 and 04/18/02);*
10 *Temporary Amendment Eff. June 1, 2003;*
11 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*
12 *2003);*
13 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; August 1, 2015; August 1, 2014;*
14 *August 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May*
15 *1, 2007; May 1, 2006; June 1, 2005;*
16 *Readopted Eff. August 1, 2019;*
17 *Amended Eff. August 1, 2026; August 1, 2025; August 1, 2024; August 1, 2023; August 1, 2022;*
18 *August 1, 2021; August 1, 2020.*

1 15A NCAC 10C .0211 is amended with changes as published in 40:02 NCR 438 as follows:

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

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

- 6 (1) African longfin eel (*Anguilla mossambica*);
- 7 (2) amur sleeper (*Perccottus glenii*);
- 8 (3) applesnail (any species of the genus *Pomacea*);
- 9 (4) Asian pond mussel (any species of the genus *Sinanodonta*)
- 10 ~~(4)(5)~~ Asian swamp eel, swamp or rice eel (*Monopterus albus*);
- 11 ~~(5)(6)~~ Australian red claw crayfish or red claw (*Cherax quadricarinatus*, or other species in the genus
12 *Cherax*);
- 13 ~~(6)(7)~~ bigclaw crayfish (*Faxonius placidus*);
- 14 ~~(7)(8)~~ bighead carp (*Hypophthalmichthys nobilis*);
- 15 ~~(8)(9)~~ black carp (*Mylopharyngodon piceus*);
- 16 ~~(9)(10)~~ brown hoplo (*Hoplosternum littorale*);
- 17 ~~(10)(11)~~ Chinese mysterysnail (*Cipangopaludina chinensis*);
- 18 ~~(11)(12)~~ Creole painted crayfish (*Faxonius palmeri creolanus*);
- 19 ~~(12)(13)~~ Crucian Carp (*Carassius carassius*);
- 20 ~~(13)(14)~~ European eel (*Anguilla anguilla*);
- 21 ~~(14)(15)~~ European minnow (*Phoxinus phoxinus*);
- 22 ~~(15)(16)~~ European perch (*Perca fluviatilis*);
- 23 (17) golden mussel (any species of the genus *Limnoperna*);
- 24 ~~(16)(18)~~ Japanese mysterysnail (*Cipangopaludina japonica*);
- 25 ~~(17)(19)~~ marbled Crayfish or Marmorkrebs (*Procambarus virginalis* or *Procambarus fallax f. virginalis*);
- 26 ~~(18)(20)~~ olive mysterysnail (*Viviparus subpurpureus*);
- 27 ~~(19)(21)~~ Oriental weatherfish (*Misgurnus anguillicaudatus*);
- 28 ~~(20)(22)~~ piranha (any species of the genera *Pristobrycon*, *Pygocentrus*, *Pygopristis*, or *Serrasalmus*);
- 29 ~~(21)(23)~~ Prussian Carp (*Carassius gibelio*);
- 30 ~~(22)(24)~~ quagga mussel (*Dreissena rostriformis bugensis*) or any mussel in the family *Dreissenidae*;
- 31 ~~(23)(25)~~ red shiner (*Cyprinella lutrensis*);
- 32 ~~(24)(26)~~ red-rim melania (*Melanoides tuberculatus* or *Melanoides tuberculata*);
- 33 ~~(25)(27)~~ redbelly catfish (*Phractocephalus hemiliopterus*);
- 34 ~~(26)(28)~~ round goby (*Neogobius melanostomus*);
- 35 ~~(27)(29)~~ rudd (*Scardinius erythrophthalmus* or *Scardinius erythrophthalmus*);
- 36 ~~(28)(30)~~ ruffe (*Gymnocephalus cernuus* or *Gymnocephalus cernua*);
- 37 ~~(29)(31)~~ rusty crayfish (*Faxonius rusticus*);

1 ~~(30)~~(32) shortfin eel (*Anguilla australis*);
2 ~~(31)~~(33) silver carp (*Hypophthalmichthys molitrix*);
3 ~~(32)~~(34) snakehead fish (from the Family Channidae, formerly Ophiocephalidae);
4 ~~(33)~~(35) tubenose goby (*Proterorhinus marmoratus*, *Proterorhinus semilunaris*, and *Proterorhinus*
5 *semipellucidus*);
6 ~~(34)~~(36) virile crayfish (*Faxonius virilis*);
7 ~~(35)~~(37) walking catfish (any member of the genus *Batrachus*);
8 ~~(36)~~(38) white amur or grass carp (*Ctenopharyngodon idella*), except for triploid individuals as permitted in
9 Paragraph (b) of this Rule;
10 ~~(37)~~(39) yellow bass (*Morone mississippiensis*); or
11 ~~(38)~~(40) zebra mussel (*Dreissena polymorpha*).

12 (b) A person may buy, possess, or stock grass carp that have been certified to be triploid or sterile, only for the purpose
13 of controlling aquatic vegetation under a permit issued by the Executive Director or his or her designee based on an
14 evaluation of the potential for escapement and threat to sensitive aquatic habitats. **Permit applications are available at**
15 **www.ncwildlife.gov.**

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

19
20 *History Note: Authority G.S. 113-134; 113-274(c)(1c); 113-292;*
21 *Eff. February 1, 1976;*
22 *Amended Eff. September 1, 1984;*
23 *Temporary Amendment Eff. July 1, 2001;*
24 *Amended Eff. July 18, 2002;*
25 *Temporary Amendment Eff. September 1, 2002;*
26 *Amended Eff. August 1, 2013; August 1, 2011; June 1, 2009, June 1, 2005; August 1, 2004;*
27 *Readopted Eff. August 1, 2019;*
28 *Amended Eff. August 1, 2026; August 1, 2021; August 1, 2020.*
29
30

Burgos, Alexander N

Subject: FW: RRC Meeting Nov 2025-Request for Technical Changes

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Friday, November 7, 2025 2:48 PM
To: Casola, William <william.casola@ncwildlife.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

Thank you for the responses and changes. Please see below.

10B .0503

Page 2, line 5: can “a federally approved CWD herd certification program and any federal CWD protocols” be found at <https://www.aphis.usda.gov/livestock-poultry-disease/cervid/chronic-wasting/herd-certification> ? If so, please reference the website in the Rule.

10C .0205

Line 4, please reference 15A NCAC 10C .0302 in the Rule.

10C .0211

Page 2, (b), line 14, add a sentence to the end that provides a link to the permit application on your webpage.

Please reply with the requested changes to the rules at your earliest convenience.

Thanks,

Travis C. Wiggs
Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

horized state official.

Burgos, Alexander N

Subject: FW: RRC Meeting Nov 2025-Request for Technical Changes
Attachments: 15A NCAC 10B .0504.docx; 15A NCAC 10C .0205.docx; 15A NCAC 10C .0211.docx; 15A NCAC 10H .1401.docx

From: Casola, William <william.casola@ncwildlife.gov>
Sent: Friday, November 7, 2025 12:31 PM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

Travis,

Attached is the requested rule text.

Please note these do not have modifications, they are the same as our original submission. We provided detailed explanations on the technical change request form for each of these four rules. Based on our explanations, we believe rule text modifications were not necessary; however, please let me know if you believe modification are necessary and we can work to address these.

Please let me know if you have any questions.

Best,

Will

1 15A NCAC 10B .0504 is adopted as published in 40:02 NCR 230 as follows:

2
3 **15A NCAC 10B .0504 ~~PRIMARY SURVEILLANCE AREA~~ DISPOSAL OF CERVID CARCASSES**

4 (a) The final disposition of non-edible portions of cervid carcasses and carcass parts originating from North Carolina
5 shall be:

6 (1) in a lined landfill;

7 (2) buried 3 feet below ground and 300 feet from a waterbody; or

8 (3) lawfully left on the ground within the county of origin.

9 (b) This section shall not apply to cervid carcass parts that are lawful to possess pursuant to Rule .0124 of this

10 Subchapter.

11
12 *History Note: Authority G.S. 113-134; 113-306;*

13 *Temporary Adoption Eff. July 2, 2022;*

14 *Temporary Adoption Eff. July 1, 2023;*

15 *Temporary Adoption Expired Eff. April 12, ~~2024~~, 2024;*

16 *Eff. August 1, 2026.*

1 15A NCAC 10C .0205 is amended as published in 40:02 NCR 230 as follows:

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

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

- 5 (1) "Natural bait" means a living or dead plant or animal, or parts thereof, or prepared substances
6 designed to attract fish by the sense of taste or smell.
7 (2) "Single hook" means a fish hook with only one point.
8 (3) "Artificial lure" means a fishing lure that neither contains nor has been treated by a substance that
9 attracts fish by the sense of taste or smell.
10 (4) "Artificial fly" means one single hook dressed with feathers, hair, thread, tinsel, rubber, or a similar
11 material to which no additional hook, spinner, spoon, or similar device is added.
12 ~~(5) "Youth anglers" are individuals under 16 years of age.~~

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

- 15 (1) "Public Mountain Trout Waters" are the waters included in Paragraph (d) of this Rule and those
16 designated in 15A NCAC 10D .0104.
17 (2) "Catch and Release Artificial Flies and Lures Only Trout Waters" are Public Mountain Trout Waters
18 where only artificial flies and lures having one single hook may be used. ~~No trout may be possessed~~
19 ~~or harvested while fishing these streams.~~ Waters with this designation include tributaries unless
20 otherwise noted.
21 (3) "Delayed Harvest Trout Waters" are Public Mountain Trout Waters where between October 1 and
22 one-half hour after sunset on the Friday before the first Saturday of the following June, it is unlawful
23 to possess natural ~~bait, bait or~~ use more than one single hook on an artificial lure. ~~lure, or harvest or~~
24 ~~possess trout while fishing. From 6:00 a.m. until noon on the first Saturday in June, only youth~~
25 ~~anglers may fish and these waters have no bait or lure restrictions. From noon on the first Saturday~~
26 ~~in June until September 30, October 1,~~ anglers may fish these waters with no bait or lure restrictions.
27 Waters with this designation do not include tributaries unless otherwise noted.
28 (4) "Hatchery Supported Trout Waters" are Public Mountain Trout Waters that have no bait or lure
29 restrictions. Waters with this designation do not include tributaries unless otherwise noted. Fishing
30 is prohibited from March 1 until 7 a.m. on the first Saturday in April, except in the impounded
31 waters of the following reservoirs:

- 32 (A) Bear Creek Lake;
33 (B) Buckeye Creek Reservoir;
34 (C) Calderwood Reservoir;
35 (D) Cedar Cliff Lake;
36 (E) Cheoah Reservoir;
37 (F) Cliffside Lake;

- (G) Cullowhee Dam Impoundment, from the S.R. 1731 bridge downstream to the Cullowhee Dam;
- (H) Tanassee Creek Lake;
- (I) Queens Creek Lake; and
- (J) Wolf Lake.
- (5) "Special Regulation Trout Waters" are Public Mountain Trout Waters where watercourse-specific regulations apply. Waters with this designation do not include tributaries unless otherwise noted.
- (6) "Wild Trout Waters" are Public Mountain Trout Waters identified in this Rule or 15A NCAC 10D .0104. Only artificial lures having only one single hook may be used. No person shall possess natural bait while fishing these waters. Waters with this designation do not include tributaries unless otherwise noted.
- (7) "Undesignated Waters" are the other waters in the State. These waters have no bait or lure restrictions.
- ~~(c) Seasons, creel, and size limits.~~ Seasons, creel, and size limits for trout are listed in Rule .0316 of this Subchapter.
- ~~(d) Classifications.~~ This Paragraph designates waters in each county that have a specific classification. Waters on game lands are designated in 15A NCAC 10D .0104, unless otherwise indicated in this Paragraph. The other waters are classified as Undesignated Waters.
- (1) Alleghany
- (A) Hatchery Supported Trout Waters are as follows:
- Big Pine Creek
- Bledsoe Creek
- Brush Creek from the N.C. 21 bridge to the confluence with the Little River, except where posted against trespassing
- Cranberry Creek
- Glade Creek
- Little River from 400 yards upstream of the S.R. 1128 bridge, marked by a sign on each bank, to McCann Dam
- Meadow Fork
- Pine Swamp Creek
- Piney Fork
- Prathers Creek
- (B) Wild Trout Waters are as follows:
- The waters located on Stone Mountain State Park
- (2) Ashe County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- Big Horse Creek from the Virginia state line to Mud Creek at S.R. 1363, excluding tributaries

(B) Delayed Harvest Trout Waters are as follows:
Big Horse Creek from the S.R. 1324 bridge to the North Fork New River
Helton Creek from 900 yards upstream of the S.R. 1372 bridge, marked by a sign on both
banks to a point adjacent to intersection of N.C. 16 and S.R. 1536
South Fork New River from the upstream end of Todd Island to the S.R. 1351 bridge
Trout Lake

(C) Hatchery Supported Trout Waters are as follows:
Beaver Creek from N.C. 221 to the confluence of Beaver Creek and South Beaver Creek
Big Horse Creek from Mud Creek at S.R. 1363 to the S.R. 1324 bridge
Big Laurel Creek from the S.R. 1315 bridge to the confluence with the North Fork New
River
Buffalo Creek from the S.R. 1133 bridge to the N.C. 194-88 bridge
Cranberry Creek from the Alleghany Co. line to the South Fork New River
Nathans Creek
North Fork New River from the Watauga Co. line to Sharp Dam
Old Fields Creek from N.C. 221 to the South Fork New River
Peak Creek from the upper boundary of the NCDA-NCSU Upper Mountain Research
Station to Trout Lake
Roan Creek
Three Top Creek

(3) Avery County

(A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
Elk River, the portion on Lees-McRae College property, excluding the millpond
Lost Cove Creek, the game land portion, excluding Gragg Prong and Rockhouse Creek
Wilson Creek, the game land portion

(B) Hatchery Supported Trout Waters are as follows:
Boyde Coffey Lake
Elk River from the S.R. 1305 crossing immediately upstream of Big Falls to the Tennessee
state line
Linville River from S.R. 1504 to the Blue Ridge Parkway boundary line, except where
posted against trespassing
Milltimber Creek
North Toe River from Watauga St. to Roby Shoemaker Wetlands and Family Recreational
Park, except where posted against trespassing
North Toe River from S.R. 1164 to Mitchell Co. line, except where posted against
trespassing
Squirrel Creek

- 1 Wildcat Lake
- 2 (C) Wild Trout Waters are as follows:
- 3 Birchfield Creek
- 4 Cow Camp Creek
- 5 Cranberry Creek from the headwaters to the U.S. 19E, N.C. 194, bridge
- 6 Gragg Prong
- 7 Horse Creek
- 8 Kentucky Creek
- 9 North Harper Creek
- 10 Plumtree Creek
- 11 Roaring Creek
- 12 Rockhouse Creek
- 13 Shawneehaw Creek, the portion adjacent to Banner Elk Greenway
- 14 South Harper Creek
- 15 Webb Prong

16 (4) Buncombe County

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

18 Carter Creek, the game land portion

- 19 (B) Hatchery Supported Trout Waters are as follows:

20 Bent Creek from ~~the headwaters~~ Rich Branch to the N.C. Arboretum boundary line

21 Cane Creek from ~~the headwaters~~ S.R. 2785 bridge to the S.R. 3138 bridge

22 ~~Corner Rock Creek from Little Andy Creek to the confluence with Walker Branch~~

23 Dillingham Creek from Corner Rock Creek to Ivy Creek

24 Ivy Creek from Dillingham Creek to the U.S. 19-23 bridge

25 Lake Powhatan

26 Reems Creek from Sugar Camp Fork to the U.S. 19-23 bridge, except where posted against
27 trespassing

28 ~~Rich Branch from downstream of the confluence with Rocky Branch~~

29 Stony Creek from the confluence of Carter Creek and Mineral Creek downstream to
30 Dillingham Creek

31 Swannanoa from ~~the S.R. 2702 bridge near Ridgecrest~~ River Walk Park in Black Mountain
32 to the Wood Avenue bridge, at the intersection of N.C. 81 and U.S. 74A in Asheville,
33 except where posted against trespassing

34 (5) Burke County

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

36 Henry Fork, the portion on South Mountains State Park

- 37 (B) Delayed Harvest Trout Waters are as follows:

- 1 Jacob Fork from Shinny Creek to the lower South Mountains State Park boundary
- 2 (C) Hatchery Supported Trout Waters are as follows:
- 3 Carroll Creek, the game land portion above S.R. 1405
- 4 ~~Henry Fork from the lower South Mountain State Park line to S.R. 1919 at Ivy Creek~~
- 5 Linville River, ~~the portion within Linville Gorge Wilderness area and~~ the portion below
- 6 Lake James powerhouse from the upstream bridge on S.R. 1223 to Muddy Creek
- 7 (D) Special Regulation Trout Waters are as follows:
- 8 Catawba River from Muddy Creek to the City of Morganton water intake dam
- 9 (E) Wild Trout Waters are as follows:
- 10 The waters located on South Mountains State Park, except those waters identified in Parts
- 11 (A) and (B) of this Subparagraph
- 12 (6) Caldwell County
- 13 (A) Delayed Harvest Trout Waters are as follows:
- 14 Wilson Creek, the game land portion below Lost Cove Creek to Philips Branch
- 15 (B) Hatchery Supported Trout Waters are as follows:
- 16 Boone Fork Pond
- 17 Buffalo Creek from the mouth of Joes Creek to McCloud Branch
- 18 Joes Creek from the first falls upstream of S.R. 1574 to the confluence with Buffalo Creek
- 19 Wilson Creek from Phillips Branch to Brown Mountain Beach Dam, except where posted
- 20 against trespassing
- 21 Yadkin River from the Happy Valley Ruritan Community Park to S.R. 1515
- 22 (C) Wild Trout Waters are as follows:
- 23 Buffalo Creek from the Watauga Co. line to Long Ridge Branch including game land
- 24 tributaries
- 25 Joes Creek from the Watauga Co. line to the first falls upstream of the end of S.R. 1574
- 26 Rockhouse Creek
- 27 (7) Cherokee County
- 28 (A) Hatchery Supported Trout Waters are as follows:
- 29 Davis Creek from the confluence of Bald Creek and Dockery Creek to Hanging Dog Creek
- 30 Hyatt Creek from Big Dam Branch to the Valley River
- 31 Junaluska Creek from Ashturn Creek to the Valley River
- 32 Shuler Creek from the Joe Brown Hwy, S.R. 1325 bridge, to the Tennessee state line
- 33 Valley River from S.R. 1359 to the U.S. 19 Business bridge in Murphy
- 34 (B) Special Regulation Trout Waters are as follows:
- 35 Apalachia Reservoir
- 36 (8) Clay County
- 37 (A) Delayed Harvest Trout Waters are as follows:

- 1 Fires Creek from Rockhouse Creek to the foot bridge in the USFS Fires Creek Picnic Area
- 2 (B) Hatchery Supported Trout Waters are as follows:
- 3 Buck Creek, the game land portion downstream of the U.S. 64 bridge
- 4 Fires Creek from the foot bridge in the USFS Fires Creek Picnic Area to S.R. 1300
- 5 Tusquitee Creek from Compass Creek to the lower S.R. 1300 bridge
- 6 (9) Graham County
- 7 (A) Delayed Harvest Trout Waters are as follows:
- 8 Snowbird Creek from the USFS footbridge at the old railroad junction to USFS Rd. 2579
- 9 (B) Hatchery Supported Trout Waters are as follows:
- 10 Calderwood Reservoir from Cheoah Dam to the Tennessee state line
- 11 Cheoah Reservoir
- 12 Panther Creek from the confluence of Stand Creek and Rock Creek to Lake Fontana
- 13 Santeetlah Creek from Johns Branch to Lake Santeetlah
- 14 Snowbird Creek from USFS Rd. 2579 to the S.R. 1127 bridge
- 15 Stecoah Creek from the upper game land boundary to Lake Fontana
- 16 Tulula Creek from S.R. 1201 to the lower bridge on S.R. 1275
- 17 West Buffalo Creek from the confluence of Squally Creek and Little Buffalo Creek
- 18 downstream to Lake Santeetlah
- 19 Yellow Creek from Lake Santeetlah hydropower pipeline to the Cheoah River
- 20 (C) Wild Trout Waters are as follows:
- 21 Little Buffalo Creek
- 22 South Fork Squally Creek
- 23 Squally Creek
- 24 (10) Haywood County
- 25 (A) Delayed Harvest Trout Waters are as follows:
- 26 West Fork Pigeon River from Queen Creek to the first game land boundary upstream of
- 27 Lake Logan
- 28 (B) Hatchery Supported Trout Waters are as follows:
- 29 Cold Springs Creek from Fall Branch to the Pigeon River
- 30 Jonathan Creek from upstream of the S.R. 1302 bridge to the Pigeon River, except where
- 31 posted against trespassing
- 32 Pigeon River from Stamey Cove Branch to the upstream U.S. 19-23 bridge
- 33 Richland Creek from the Russ Avenue, U.S. 276, bridge to the U.S. 19 bridge
- 34 West Fork Pigeon River from Tom Creek to Queen Creek
- 35 (11) Henderson County
- 36 (A) Delayed Harvest Trout Waters are as follows:
- 37 North Fork Mills River, the game land portion below the Hendersonville watershed dam

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

- 1 (A) Delayed Harvest Trout Waters are as follows:
2 Nantahala River from Whiteoak Creek to the Nantahala hydropower discharge canal
- 3 (B) Hatchery Supported Trout Waters are as follows:
4 Burningtown Creek from Left Prong to the Little Tennessee River
5 Cartoogechaye Creek from downstream of the U.S. 64 bridge to the Little Tennessee River
6 Cliffside Lake
7 Cullasaja River from Sequoyah Dam to the U.S. 64 bridge near the junction of S.R. 1672
8 Nantahala River from Dicks Creek to Whiteoak Creek
9 Nantahala River from the Nantahala hydropower discharge canal to the Swain Co. line
10 Queens Creek Lake
- 11 (14) Madison County
- 12 (A) Delayed Harvest Trout Waters are as follows:
13 Big Laurel Creek from the N.C. 208 bridge to the U.S. 25-70 bridge
14 Shelton Laurel Creek from the N.C. 208 bridge at Belva to the confluence with Big Laurel
15 Creek
16 Spring Creek from the N.C. 209 bridge at the Hot Springs city limits to the iron bridge at
17 end of Andrews Ave.
- 18 (B) Hatchery Supported Trout Waters are as follows:
19 Big Laurel Creek from Puncheon Fork to the S.R. 1318, Big Laurel Rd., bridge downstream
20 of Bearpen Branch
21 Big Pine Creek from the S.R. 1151 bridge to the French Broad River
22 Little Ivy Creek from the confluence of Middle Fork and Paint Fork at Beech Glen to the
23 confluence with Ivy Creek at Forks of Ivy
24 Max Patch Pond
25 Meadow Fork Creek from Meadow Fork Campground to Spring Creek
26 Puncheon Fork from Wolf Laurel Branch to Big Laurel Creek
27 Roaring Fork from Fall Branch to Meadow Fork
28 Shelton Laurel Creek from the confluence of Big Creek and Mill Creek to the N.C. 208
29 bridge at Belva
30 Shut-in Creek from the confluence of East Fork Shut-in Creek and West Fork Shut-in
31 Creek to the French Broad River
32 Spillcorn Creek from Baker Creek to the S.R. 1330 bridge
33 Spring Creek from the junction of N.C. 209 and N.C. 63 to the confluence with Meadow
34 Fork
35 West Fork Shut-in Creek from the lower game land boundary to the confluence with East
36 Fork Shut-in Creek
- 37 (15) McDowell County

- 1 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
2 Newberry Creek, the game land portion
- 3 (B) Delayed Harvest Trout Waters are as follows:
4 Catawba River, the portion adjacent to the Marion Greenway
5 Curtis Creek, the game land portion downstream of the USFS boundary at Deep Branch
6 Mill Creek from the U.S. 70 bridge to the I-40 bridge
- 7 (C) Hatchery Supported Trout Waters are as follows:
8 Armstrong Creek from the Cato Holler line downstream to the upper Greenlee line
9 Catawba River from the Catawba Falls Campground to the Old Fort Recreation Park
10 Little Buck Creek, the game land portion
11 North Fork Catawba River from the headwaters to North Cove School at the S.R. 1569
12 bridge
- 13 (16) Mitchell County
- 14 (A) Delayed Harvest Trout Waters are as follows:
15 Cane Creek from the N.C. 226 bridge to the S.R. 1189 bridge
16 North Toe River from the U.S. 19E bridge to the N.C. 226 bridge
- 17 (B) Hatchery Supported Trout Waters are as follows:
18 Big Rock Creek from the headwaters to ~~the N.C. 226 bridge at the S.R. 1307 intersection~~
19 the S.R. 1325 bridge
20 Cane Creek from S.R. 1219 to the N.C. 226 bridge
21 East Fork Grassy Creek
22 Grassy Creek from East Fork Grassy Creek to the mouth
23 ~~Little Rock Creek from the Green Creek bridge to Big Rock Creek, except where posted~~
24 ~~against trespassing~~
25 North Toe River from the Avery Co. line to the S.R. 1121 bridge
- 26 (C) Wild Trout Waters are as follows:
27 Green Creek from the headwaters to the Green Creek bridge, except where posted against
28 trespassing
29 Little Rock Creek the portion upstream of the Green Creek bridge, including the tributaries,
30 except where posted against trespassing
31 Wiles Creek from the game land boundary to the mouth
- 32 (17) Polk County
- 33 (A) Delayed Harvest Trout Waters are as follows:
34 Green River from the Fishtop Falls Access Area to the confluence with Cove Creek
- 35 (B) Hatchery Supported Trout Waters are as follows:
36 Green River from the mouth of Cove Creek to the natural gas pipeline crossing
37 North Pacolet River from Joels Creek to the N.C. 108 bridge

- 1 (18) Rutherford County
- 2 (A) Hatchery Supported Trout Waters are as follows:
- 3 Broad River from the Henderson Co. line to the U.S. 64/74 bridge, except where posted
- 4 against trespassing
- 5 (19) Stokes County
- 6 (A) Hatchery Supported Trout Waters are as follows:
- 7 Dan River from the Virginia state line downstream to a point 200 yards below the end of
- 8 S.R. 1421
- 9 (20) Surry County
- 10 (A) Delayed Harvest Trout Waters are as follows:
- 11 Ararat River, the portion adjacent to the Ararat River Greenway downstream of the N.C.
- 12 103 bridge
- 13 Mitchell River from 0.6 miles upstream of the end of S.R. 1333 to the lowermost bridge
- 14 on S.R. 1330
- 15 (B) Hatchery Supported Trout Waters are as follows:
- 16 Ararat ~~River from the S.R. 1727 bridge to~~ River, the portion adjacent to the Ararat River
- 17 Greenway upstream of the N.C. 103 bridge
- 18 Big Elkin Creek from the dam 440 yards upstream of the N.C. 268 bridge to a point 265
- 19 yards downstream of N.C. 268, marked by a sign on both banks
- 20 Fisher River from the Virginia state line to the I-77 bridge
- 21 Little Fisher River from the Virginia state line to the N.C. 89 bridge
- 22 Lovills Creek from the U.S. 52 Business bridge to the Ararat River
- 23 Pauls Creek from the Virginia state line to 0.3 miles below the S.R. 1625 bridge
- 24 (21) Swain County
- 25 (A) Delayed Harvest Waters Trout Waters are as follows:
- 26 Tuckasegee River from the U.S. 19 bridge to the Slope Street bridge
- 27 (B) Hatchery Supported Trout Waters are as follows:
- 28 Alarka Creek from the game land boundary to Fontana Reservoir
- 29 Calderwood Reservoir from Cheoah Dam to the Tennessee state line
- 30 Cheoah Reservoir
- 31 Connelly Creek from Camp Branch to the Tuckasegee River
- 32 Deep Creek from the Great Smoky Mountains National Park Boundary line to the
- 33 Tuckasegee River
- 34 Nantahala River from the Macon Co. line to the existing Fontana Lake water level
- 35 (22) Transylvania County
- 36 (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:

- Davidson River from the headwaters to Avery Creek, excluding Avery Creek, Looking Glass Creek, Grogan Creek, Cedar Rock Creek and John Rock Branch
- (B) Delayed Harvest Trout Waters are as follows:
- East Fork French Broad River from East Fork Baptist Church to ~~the~~ 350 yards downstream ~~S.R. 1107 of Whitmire Falls, marked by a sign on both banks~~ bridge
- Little River from the confluence of Lake Dense to 100 yards downstream of Hooker Falls
- (C) Hatchery Supported Trout Waters are as follows:
- Davidson River from Avery Creek to the lower USFS boundary
- French Broad River from the confluence of the North Fork French Broad River and West Fork
- French Broad River to the Island Ford Rd., S.R. 1110, Access Area
- Middle Fork French Broad River from upstream of the U.S. 178 bridge to the French Broad River
- West Fork French Broad River from S.R. 1312 to confluence with North Fork French Broad River
- (D) Wild Trout Waters are as follows:
- The waters located on Gorges State Park
- Whitewater River from Silver Run Creek to the South Carolina state line
- (23) Watauga County
- (A) Catch and Release Artificial Flies and Lures Only Trout Waters are as follows:
- Laurel Creek from the confluence of North Fork Laurel Creek and South Fork Laurel Creek to Elk Creek, excluding tributaries
- Pond Creek from the headwaters to the Locust Ridge Rd. bridge, excluding the pond adjacent to Coffee Lake
- (B) Delayed Harvest Trout Waters are as follows:
- Lake Coffey
- Watauga River from the S.R. 1114 bridge to the Valle Crucis Community Park lower boundary
- Watauga River from the S.R. 1103 bridge to the confluence with Laurel Creek
- (C) Hatchery Supported Trout Waters are as follows:
- Beaverdam Creek from the confluence of Beaverdam Creek and Little Beaverdam Creek to an unnamed tributary adjacent to the intersection of S.R. 1201 and S.R. 1203
- Beech Creek
- Buckeye Creek from Buckeye Creek Reservoir dam to Grassy Gap Creek
- Buckeye Creek Reservoir
- Cove Creek from the S.R. 1233 bridge at Zionville to the S.R. 1214 bridge at Sherwood
- Dutch Creek from the second S.R. 1136 bridge to the mouth

1 Elk Creek from the S.R. 1510 bridge at Triplett to the Wilkes Co. line, except where posted
2 against trespassing

3 Laurel Creek from the S.R. 1123 bridge at the S.R. 1157 intersection to the Watauga River

4 Meat Camp Creek from the S.R. 1340 bridge at the S.R. 1384 intersection to N.C. 194

5 Middle Fork New River from adjacent to the intersection of S.R. 1539 and U.S. 321 to the
6 South Fork New River

7 Norris Fork Creek

8 South Fork New River from the canoe launch 70 yards upstream of U.S. 421 bridge to the
9 lower boundary of Brookshire Park

10 Stony Fork from the S.R. 1500 bridge at the S.R. 1505 intersection to the Wilkes Co. line

11 (D) Wild Trout Waters are as follows:

12 Dutch Creek from the headwaters to the second S.R. 1136 bridge

13 Howard Creek

14 Maine Branch from the headwaters to the North Fork New River

15 North Fork New River from the confluence with Maine Branch and Mine Branch to the
16 Ashe Co. line

17 Winkler Creek from the lower bridge on S.R. 1549 to the confluence with the South Fork
18 New River

19 (24) Wilkes County

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

21 East Prong Roaring River from Bullhead Creek to the Stone Mountain State Park lower
22 boundary

23 Elk Creek from the Watauga Co. line to the lower boundary of the Blue Ridge Mountain
24 Club

25 Elk Creek, the portion on Leatherwood Mountains development

26 Reddies River from the Town of North Wilkesboro water intake dam to the confluence
27 with the Yadkin River

28 Stone Mountain Creek from the falls at the Alleghany Co. line to the confluence with the
29 East Prong Roaring River and Bullhead Creek

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

31 Basin Creek from the S.R. 1730 bridge to the confluence with Lovelace Creek

32 Bell Branch Pond

33 Boundary Line Pond

34 Cub Creek from 0.5 miles upstream of the S.R. 2460 bridge to the S.R. 1001 bridge

35 Darnell Creek from the downstream ford on S.R. 1569 to the confluence with the North
36 Fork Reddies River

1 East Prong Roaring River from the Stone Mountain State Park lower boundary to the Low
2 Meadows Lane bridge
3 Fall Creek from the S.R. 1300 bridge to the confluence with South Prong Lewis Fork,
4 except where posted against trespassing
5 Middle Fork Reddies River from the headwaters to the bridge on S.R. 1580
6 Middle Prong Roaring River from the headwaters to the second bridge on S.R. 1736
7 North Fork Reddies River from the headwaters to the Union School bridge on S.R. 1559
8 Pike Creek
9 Pike Creek Pond
10 South Fork Reddies River from the S.R. 1355 bridge to the confluence with the Middle
11 Fork Reddies River
12 South Prong Lewis Fork from Fall Creek to the U.S. 421 bridge adjacent to the S.R. 1155
13 intersection

14 (C) Wild Trout Waters are as follows:

15 The waters located on Stone Mountain State Park, except East Prong Roaring River from
16 Bullhead Creek to the Stone Mountain State Park lower boundary where Delayed Harvest
17 Trout Waters regulations apply, and Stone Mountain Creek from the falls at the Alleghany
18 Co. line to the confluence with the East Prong Roaring River and Bullhead Creek in Stone
19 Mountain State Park where Delayed Harvest Trout Waters regulations apply

20 (25) Yancey County

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

22 South Toe River from the headwaters to Upper Creek
23 Upper Creek

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

25 Cane River from Blackberry Ridge Rd. to the downstream boundary of Cane River County
26 Park

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

28 Bald Mountain Creek, except where posted against trespassing
29 Cane River from Bee Branch, S.R. 1110, to Bowlens Creek
30 Price Creek from the junction of S.R. 1120 and S.R. 1121 to Indian Creek
31 South Toe River from Clear Creek to the lower boundary line of Yancey Co. Recreation
32 Park, except where posted against trespassing

33 (D) Wild Trout Waters are as follows:

34 Cattail Creek from the bridge at Mountain Farm Community Rd. to the N.C. 197 bridge
35 Lickskillet Creek
36 Middle Creek from the game land boundary to the mouth
37

1 *History Note:* *Authority G.S. 113-272; 113-292;*
2 *Eff. February 1, 1976;*
3 *Amended Eff. July 1, 1998; July 1, 1997; July 1, 1996; July 1, 1995; July 1, 1994; July 1, 1993;*
4 *October 1, 1992;*
5 *Temporary Amendment Eff. July 1, 1999;*
6 *Amended Eff. July 1, 2000;*
7 *Temporary Amendment Eff. July 1, 2001;*
8 *Temporary Amendment Eff. July 1, 2002;*
9 *Amended Eff. August 1, 2002 (approved by RRC on 6/21/01 and 04/18/02);*
10 *Temporary Amendment Eff. June 1, 2003;*
11 *Amended Eff. June 1, 2004 (this amendment replaces the amendment approved by RRC on July 17,*
12 *2003);*
13 *Amended Eff. August 1, 2018; August 1, 2017; August 1, 2016; August 1, 2015; August 1, 2014;*
14 *August 1, 2013; August 1, 2012; August 1, 2011; August 1, 2010; May 1, 2009; May 1, 2008; May*
15 *1, 2007; May 1, 2006; June 1, 2005;*
16 *Readopted Eff. August 1, 2019;*
17 *Amended Eff. August 1, 2026; August 1, 2025; August 1, 2024; August 1, 2023; August 1, 2022;*
18 *August 1, 2021; August 1, 2020.*

1 15A NCAC 10C .0211 is amended as published in 40:02 NCR 438 as follows:

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

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

- 6 (1) African longfin eel (*Anguilla mossambica*);
- 7 (2) amur sleeper (*Percottus glenii*);
- 8 (3) applesnail (any species of the genus *Pomacea*);
- 9 (4) Asian pond mussel (any species of the genus *Sinanodonta*)
- 10 ~~(4)(5)~~ Asian swamp eel, swamp or rice eel (*Monopterus albus*);
- 11 ~~(5)(6)~~ Australian red claw crayfish or red claw (*Cherax quadricarinatus*, or other species in the genus
12 *Cherax*);
- 13 ~~(6)(7)~~ bigclaw crayfish (*Faxonius placidus*);
- 14 ~~(7)(8)~~ bighead carp (*Hypophthalmichthys nobilis*);
- 15 ~~(8)(9)~~ black carp (*Mylopharyngodon piceus*);
- 16 ~~(9)(10)~~ brown hoplo (*Hoplosternum littorale*);
- 17 ~~(10)(11)~~ Chinese mysterysnail (*Cipangopaludina chinensis*);
- 18 ~~(11)(12)~~ Creole painted crayfish (*Faxonius palmeri creolanus*);
- 19 ~~(12)(13)~~ Crucian Carp (*Carassius carassius*);
- 20 ~~(13)(14)~~ European eel (*Anguilla anguilla*);
- 21 ~~(14)(15)~~ European minnow (*Phoxinus phoxinus*);
- 22 ~~(15)(16)~~ European perch (*Perca fluviatilis*);
- 23 (17) golden mussel (any species of the genus *Limnoperna*);
- 24 ~~(16)(18)~~ Japanese mysterysnail (*Cipangopaludina japonica*);
- 25 ~~(17)(19)~~ marbled Crayfish or Marmorkrebs (*Procambarus virginalis* or *Procambarus fallax f. virginalis*);
- 26 ~~(18)(20)~~ olive mysterysnail (*Viviparus subpurpureus*);
- 27 ~~(19)(21)~~ Oriental weatherfish (*Misgurnus anguillicaudatus*);
- 28 ~~(20)(22)~~ piranha (any species of the genera *Pristobrycon*, *Pygocentrus*, *Pygopristis*, or *Serrasalmus*);
- 29 ~~(21)(23)~~ Prussian Carp (*Carassius gibelio*);
- 30 ~~(22)(24)~~ quagga mussel (*Dreissena rostriformis bugensis*) or any mussel in the family *Dreissenidae*;
- 31 ~~(23)(25)~~ red shiner (*Cyprinella lutrensis*);
- 32 ~~(24)(26)~~ red-rim melania (*Melanoides tuberculatus* or *Melanoides tuberculata*);
- 33 ~~(25)(27)~~ redbelly catfish (*Phractocephalus hemiliopterus*);
- 34 ~~(26)(28)~~ round goby (*Neogobius melanostomus*);
- 35 ~~(27)(29)~~ rudd (*Scardinius erythrophthalmus* or *Scardinius erythrophthalmus*);
- 36 ~~(28)(30)~~ ruffe (*Gymnocephalus cernuus* or *Gymnocephalus cernua*);
- 37 ~~(29)(31)~~ rusty crayfish (*Faxonius rusticus*);

1 ~~(30)~~(32) shortfin eel (*Anguilla australis*);
2 ~~(31)~~(33) silver carp (*Hypophthalmichthys molitrix*);
3 ~~(32)~~(34) snakehead fish (from the Family Channidae, formerly Ophiocephalidae);
4 ~~(33)~~(35) tubenose goby (*Proterorhinus marmoratus*, *Proterorhinus semilunaris*, and *Proterorhinus*
5 *semipellucidus*);
6 ~~(34)~~(36) virile crayfish (*Faxonius virilis*);
7 ~~(35)~~(37) walking catfish (any member of the genus *Batrachus*);
8 ~~(36)~~(38) white amur or grass carp (*Ctenopharyngodon idella*), except for triploid individuals as permitted in
9 Paragraph (b) of this Rule;
10 ~~(37)~~(39) yellow bass (*Morone mississippiensis*); or
11 ~~(38)~~(40) zebra mussel (*Dreissena polymorpha*).

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

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

18
19 *History Note: Authority G.S. 113-134; 113-274(c)(1c); 113-292;*
20 *Eff. February 1, 1976;*
21 *Amended Eff. September 1, 1984;*
22 *Temporary Amendment Eff. July 1, 2001;*
23 *Amended Eff. July 18, 2002;*
24 *Temporary Amendment Eff. September 1, 2002;*
25 *Amended Eff. August 1, 2013; August 1, 2011; June 1, 2009, June 1, 2005; August 1, 2004;*
26 *Readopted Eff. August 1, 2019;*
27 *Amended Eff. August 1, 2026; August 1, 2021; August 1, 2020.*
28
29

1 15A NCAC 10H .1401 is amended with changes as published in 40:01 NCR 13 as follows:

2
3 **15A NCAC 10H .1401 DEFINITIONS AND GENERAL REQUIREMENTS FOR CAPTIVITY LICENSES**

4 (a) The rules in this Section apply to all captivity licenses issued by the Wildlife Resources ~~Commission, Commission.~~
5 ~~including those applicable to non-farmed cervids in accordance with G.S. 106-549.97.~~

6 (b) The possession of ~~any species of~~ native wild animal ~~animals~~ or wild birds ~~bird and any member of the family~~
7 ~~Cervidae~~ is unlawful, unless the individual ~~in possession~~ obtains a captivity license from the Commission as provided
8 by this Rule. This Rule shall not apply to ~~any endangered, threatened, or special concern species as defined by 15A~~
9 ~~NCAC 10I.0100~~ or farmed cervids as defined by G.S. 106-549.97.

10 (c) Captivity licenses may be issued by the Commission to ~~qualified~~ individuals meeting the requirements ~~for~~
11 ~~rehabilitation and captivity licenses~~ detailed in this Section for holding ~~of~~ wild animals or wild birds alive in captivity
12 for ~~scientific, educational, exhibition, or other purposes, as~~ purposes specified in G.S. 113-272.5.

13 (d) The following definitions shall apply to ~~all rules~~ the Rules in this Section:

14 (1) "Apprentice" means an individual applying for a captivity license for rehabilitation that has not held
15 this license in North Carolina or a similar license in another state.

16 ~~(1)(2)~~ "Animal" means a wild animal and wild bird, as defined in this Rule.

17 ~~(2)(3)~~ "Category" means a designation on a captivity license for rehabilitation that defines a species or
18 subset of species.

19 ~~(3)(4)~~ "Educational institution" or "scientific research institution" means any public or private school,
20 facility, organization, or institution of vocational, professional, or higher education that uses live
21 animals as part of a course of training, or for research, or other experiments, and is at least 50 percent
22 funded by grants, awards, loans, or contracts from a department, agency, or instrumentality of
23 federal, State, or local government. These terms do not include elementary or secondary schools.

24 ~~(4)(5)~~ "Education" or "educational purposes" means providing instruction or information to the public
25 about wild animals or wild birds.

26 ~~(5)(6)~~ "Enclosure" means a structure housing captive wild animals or wild birds that prevents escape,
27 protects the animal from injury, and is equipped with structural barriers to prevent any physical
28 contact between the animal and the public.

29 ~~(6)(7)~~ "Exhibition" means any display of wild animals or wild birds for the public, whether for-profit or
30 not-for-profit.

31 ~~(7)(8)~~ "Facility" means a designated location in North Carolina where wild animals or wild birds are held
32 for rehabilitation or holding purposes. This includes enclosures, rooms, and buildings.

33 ~~(8)(9)~~ "Farmed cervid" means the term as defined in G.S. 106-549.97.

34 ~~(9)(10)~~ "Foster" or "surrogate" means a wild animal, or a wild bird held under a U.S. Fish and Wildlife
35 Service federal migratory bird rehabilitation ~~permit~~ permit, used to rear wild animals or wild birds
36 being held under a captivity license for rehabilitation.

(10)(11) "Habituation" means causing a wild animal or wild bird to temporarily lose fear of humans, pets, or objects that impacts its ability to survive in the wild unassisted.

(11)(12) "Imprinting" means causing a wild animal or wild bird to permanently lose fear of humans, pets, or objects that impacts its ability to survive in the wild unassisted, and is a non-reversible condition.

(12)(13) "Migratory birds" means the term as defined in G.S. 113-129.

(13)(14) "Native" means a wild animal or wild bird that currently maintains, or historically maintained, populations naturally in North Carolina and whose range expansion was not solely dependent on human introduction. ~~occurs or historically occurred in the wild in North Carolina.~~

(14)(15) "Nest box" or "den" means a structure that provides a retreat area that is within, attached to, or adjacent to an enclosure.

(15)(16) "Non-farmed cervid" means the term as defined in G.S. 106-549.97.

(16)(17) ~~"Non native" means a wild animal or wild bird that~~ [does not occur and] has not historically occurred in the wild in North Carolina.

(17)(18) "Pet" means ~~any~~ an animal kept or used for amusement or companionship.

(18)(19) "Publicly operated zoo" means a park or facility where living animals are kept and exhibited to the public, and that is operated by a federal, State, or local government agency.

(19)(20) "Rabies species" are raccoon, skunk, fox, bat, bobcat, ~~or~~ and coyote.

(20)(21) "Residence" means a private home, dwelling unit in a multiple family structure, hotel, motel, camp, manufactured home, or any other place where people reside.

(21)(22) "Shelter" means a structure or feature that protects captive wild animals or wild birds from direct sunlight and precipitation.

(22)(23) "Scientific use" and "scientific purpose" means the use of wild animals or wild birds for application of the scientific method to investigate any relationships amongst natural phenomena or to solve a biological or medical problem. This definition applies only to educational or scientific research institutions unless otherwise approved by the Commission.

(23)(24) "Unfit" means wild animals or wild birds that are:

- (A) incapacitated by injury or other means to the extent that they cannot feed or care for themselves without human assistance;
- (B) rendered imprinted by proximity to humans, pets, or objects; or
- (C) a non-native species.

(24)(25) "Wild animal" means game animals, fur-bearing animals, and all other wild mammals except feral swine or marine mammals found in coastal fishing waters.

(25)(26) "Wild bird" means the term as defined in G.S. 113-129.(15a), excluding the species listed in 15A NCAC 10B .0121.

(e) Individuals interested in obtaining a captivity license for rehabilitation or a captivity license for holding shall apply for the license by completing and submitting the appropriate forms set forth in Rule .1406 of this Section.

(f) Applicants for either license shall meet the following requirements:

1 (1) ~~Be~~ be 18 years of age ~~or older~~ at the time of application;

2
3 (2) have no convictions for violations of the Rules of this Section in the previous three years;

4 ~~(2)(3)~~ ~~Have~~ have no criminal convictions under G.S. 113-294 or G.S. 14, Article 47 ~~of the North Carolina~~
5 ~~General Statutes~~ within 10 years of the date of application; and

6 ~~(3)(4)~~ ~~Have~~ have no criminal convictions under the federal Animal Welfare Act within 10 years of the date
7 of application.

8 (g) ~~No~~ A captivity license shall not be transferable either by license holder or by site of a holding facility.

9 (h) Captivity licenses are annual licenses and shall terminate no later than December 31 of the year the license is
10 issued.

11 (i) Except as otherwise provided in this Section, ~~no~~ a transportation permit ~~shall be~~ is not required to move wild
12 animals or wild birds held under a captivity license within the State. ~~Any~~ A person transporting an animal ~~that is~~ held
13 under a captivity license shall have the captivity license or a copy of the license in ~~his or her~~ their possession. ~~An~~
14 ~~exportation or importation permit as defined in G.S. 113-274(c)(3) is required to transport wild animals or wild birds~~
15 ~~into or out of the State.~~

16 (j) An exportation or importation permit as defined in G.S. 113-274(c)(3) is required to transport wild animals or wild
17 birds into or out of the State.

18 ~~(j)(k)~~ Individuals holding a captivity license shall comply with North Carolina Department of Agriculture and
19 Consumer Services requirements for disclosing reportable diseases. A list of current reportable diseases as determined
20 by the North Carolina Department of Agriculture and Consumer Services is available at no cost at www.ncagr.gov,
21 and is incorporated by reference, including subsequent amendments and editions.

22
23 *History Note: Authority G.S. 106-549.97(b); 113-134; 113-272.5; 113-274;*

24 *Eff. January 1, ~~2020~~. 2020;*

25 *Amended Eff. January 1, 2026.*

Burgos, Alexander N

Subject: FW: RRC Meeting Nov 2025-Request for Technical Changes
Attachments: 11.2025 - Wildlife Resources Commission-Request for Technical Changes.docx

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Friday, November 7, 2025 12:18 PM
To: Casola, William <william.casola@ncwildlife.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

The attached has responses for 10B .0504, 10C .0211, and 10H .1401. I don't see where you sent me those rules.

Please send those rules with the edits you've indicated.

Thanks,

Travis C. Wiggs
Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0502

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Rule name and Line 4, spell out "CWD" and add "(CWD)" either in the Rule name or the first time it's used in the body of the Rule.

Line 11, add "of this Subchapter" after ".0503".

We have incorporated both suggestions.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0503

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Page 1, Line 4 and elsewhere: Should “surveillance area” be capitalized as one done on lines 6 and 13? Is “surveillance area” defined? If so, please cite where it’s defined.

We have corrected the capitalization inconsistencies. Primary and Secondary Surveillance Areas are defined in 15A NCAC 10B .0501.

Line 11: Replace “may be” with “is”.

We have incorporated this suggestion.

Line 28: Make “fluid” plural and make “purposes” singular.

We have incorporated these suggestions.

Page 2, Line 4: What is an “independent laboratory”? Consider replacing “may help” with “is designed”. Also, what are “prions” and where is it defined? Are “prions” generally understood by the regulated community?

An independent laboratory is one not affiliated with the facility that produced the urine (i.e., they can’t test it themselves and proclaim it is prion free). Prions are misfolded proteins that are responsible for prion diseases including Chronic Wasting Disease. Prions are generally understood by the regulated community.

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

Line 5: Where can the public find “a federally approved CWD herd certification program and any federal CWD protocols” be found? Which agency or entity “federally approves” the programs and protocols?

*The USDA Animal and Plant Health Inspection Service,
<https://www.aphis.usda.gov/livestock-poultry-disease/cervid/chronic-wasting/herd-certification>*

Typically, the public is not looking into these requirements or certifications, instead they are checking that the product contains the label that producers are required to affix to their product making it legal to sell in North Carolina.

Lines 7-8: How does the WRC decide if “additional management requirements” are necessary?

This is based on the epidemiology of the disease and identified risk factors that may arise as research and science continue to understand the disease.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: N.C. Wildlife Resources Commission

RULE CITATION: 15A NCAC 10B .0504

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Line 6: What is "lined landfill" and where is it defined? Is "lined landfill" generally understood by the regulated community?

A lined landfill is an engineered landfill designed with a system of layers to prevent waste from contaminating the surrounding soil and groundwater. It includes an impermeable liner, often made of compacted clay and/or synthetic materials like high-density polyethylene, along with a leachate collection system to manage and remove liquids that seep from the waste.

Yes, county landfills open to the public for disposal of trash are lined. The public generally knows where their county landfill is, and solid waste landfills can be easily searched online.

Line 8: What does "lawfully left on the ground" mean? Please cite the applicable rule(s) or law(s).

This wording was chosen to ensure that deer carcasses were not dumped illegally in violation of local laws. For example, to ensure that people do not dispose of carcasses by dumping them on someone else's land or in any place where it is unlawful to dump an animal carcass.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0205

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Line 4: What are “manners of take” and where is it defined? Are “manners of take” generally understood by the regulated community?

Manners of take are explained in 15A NCAC 10C .0302 MANNER OF TAKING INLAND GAME FISH. This term is generally understood by the regulated community.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10C .0211

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Page 2, (b), line 12, who decides if the carp is “certified to be triploid or sterile” and? How will the regulated community know if the carp has been “certified”?

The U.S. Fish and Wildlife Service runs the National Triploid Grass Carp Inspection and Certification Program. Triploid and sterile carp are well known among the regulated community.

Line 13, how does the regulated community obtain a “permit”? Where can the application be located?

The agency maintains a page on our website outlining all the information related to fish stocking and grass carp possession permits. This webpage includes a link to the PDF application.

Fish Stocking and Grass Carp Possession Permits | NC Wildlife

Line 14, what standards or criterial are used when conducting the “evaluation”?

The webpage and permit application detail this information. The evaluation is based on escapement risk and potential adverse effects to native aquatic resources.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10D .0102

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Page 2, (d), line 14, replace "Rule" with "15A NCAC".

We have incorporated this suggestion.

Page 3, line 35, please specify which "Rules of this Subchapter" are being referred to?

There are several Rules within 15A NCAC 10D .0200 that place additional restrictions or prohibitions on the training of hunting dogs. We have chosen this wording so future edits to specific game land rules in 10D do not also require amendments to this Rule.

Page 5, line 2, make "Rules" lowercase.

We have incorporated this suggestion.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10D .0205

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

I believe these comments are in reference to 15A NCAC 10D .0265, not 10D .0205.

Line 5, make "Permit" lowercase unless this is referring to one specific permit.

We have incorporated this suggestion.

Line 5, "Upper and Lower" and "Game Lane are" was not published in the Register. Why are these not substantial changes under G.S. 150B-21.2(g)?

This change resolves ambiguities and provides additional clarity to the regulated community. The Roanoke River Wetlands Game Land includes multiple properties along the Roanoke River (within the counties identified in the title of the Rule) divided into upper and lower portions due to geographic location. This upper and lower distinction is currently reflected on maps published by the agency and used by the regulated community. This change makes it clear that 10D .0265 applies to both the upper and lower portions of Roanoke River Wetlands Game Land.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

REQUEST FOR CHANGES PURSUANT TO G.S. 150B-21.10

AGENCY: Wildlife Resources Commission

RULE CITATION: 15A NCAC 10H .1401

DEADLINE FOR RECEIPT: November 13, 2025

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

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

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

Page 2, lines 6-13 and part of line 33 were not published in the Register. Why are these not substantial changes under G.S. 150B-21.2(g)?

Changes to line 6, definition of "Native", reflect feedback gathered from the regulated community during the open comment period. The updated definition resolves ambiguities and provides additional clarity, without placing additional restrictions on the regulated community. The improved definition allows wildlife captivity and rehabilitation license holders to work with the same range of species they are currently working with, while also allowing for the species that have expanded into NC on their own (e.g., armadillos).

Changes to line 33 resolves ambiguities and provides additional clarity, without placing additional restrictions on the regulated community. Reference to G.S. 113-129(15a) is currently listed in 15A NCAC 10B .0121 and the exclusion list in 10B .0121 currently applies to the Wild Bird definition notwithstanding these changes.

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

Travis C. Wiggs
Rules Review Commission Counsel
Submitted to Agency: October 29, 2025

Burgos, Alexander N

From: Casola, William
Sent: Friday, November 7, 2025 12:11 PM
To: Wiggs, Travis C
Cc: Ruhlman, Carrie A; Burgos, Alexander N
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

Travis,

Thank you for the follow up message.

We responded to all inquiries on the technical change request form provided in your original email. Based on our responses, we believe rule text modifications were only necessary to some, not all, of the rules. We provided modified rule text for these.

Please let me know if you believe modifications are necessary on any of the remaining rules, otherwise I believe our responses should address the full range of inquiries.

Best,

Will

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Friday, November 7, 2025 11:58 AM
To: Casola, William <william.casola@ncwildlife.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>; Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RE: RRC Meeting Nov 2025-Request for Technical Changes

Will,

Thank you. When will you be sending the remaining rules where technical changes were requested?

Thanks,

Travis C. Wiggs
Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

From: Casola, William <william.casola@ncwildlife.gov>
Sent: Thursday, November 6, 2025 10:24 AM
To: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Cc: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>
Subject: RRC Meeting Nov 2025-Request for Technical Changes

Travis,

Attached, please find responses to the request for technical changes and updated rule text.

Please let me know if you have any questions.

Best,

Will



William Casola, PhD
Policy Analyst
Office of Conservation Policy & Analysis
51 Varsity Drive, Raleigh, NC 27606
Office: 919-707-0125

From: Wiggs, Travis C <travis.wiggs@oah.nc.gov>
Sent: Wednesday, October 29, 2025 4:45 PM
To: Ruhlman, Carrie A <carrie.ruhlman@ncwildlife.gov>
Cc: Burgos, Alexander N <alexander.burgos@oah.nc.gov>
Subject: RRC Meeting Nov 2025-Request for Technical Changes

Good afternoon,

I'm the attorney who reviewed the rules submitted by the Wildlife Resources Commission for the November 2025 RRC meeting. The RRC will formally review these rules at its meeting on Thursday, November 20, 2025, at 10:00 a.m. The meeting will be a hybrid of in-person and WebEx attendance, and an evite should be sent to you as we get close to the meeting. If there are any other representatives from your agency who want to attend virtually, please let me know prior to the meeting, and we will get evites out to them as well.

Attached is the Request for Changes Pursuant to G.S. 150B-21.10. Please submit the revised rules to me via email, no later than 5 p.m. on November 13, 2025. Let me know if you have any questions.

Thanks,

Travis C. Wiggs
Rules Review Commission Counsel
Office of Administrative Hearings
Telephone: 984-236-1929
Email: travis.wiggs@oah.nc.gov

Email correspondence to and from this address may be subject to the North Carolina Public Records Law and may be disclosed to third parties by an authorized state official.