

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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HOUSE DRH50373-LL-199 (5/19)

Short Title: Cherokee/Clay/Shooting from Right-of-Way. (Local)

Sponsors: Representative West.

Referred to:

A BILL TO BE ENTITLED

1
2 AN ACT TO PROHIBIT THE DISCHARGE OF A FIREARM FROM THE
3 RIGHT-OF-WAY OF PUBLIC ROADS IN CHEROKEE AND CLAY
4 COUNTIES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** It is unlawful to take or kill any wild animal or wild bird with
7 the use of a firearm or to discharge a firearm from, on, or across the right-of-way of a
8 public road, street, highway, or other public vehicular area in Clay and Cherokee
9 Counties. For purposes of this section, "right-of-way" refers to the road surface from
10 shoulder to shoulder.

11 **SECTION 2.** Violation of this act is a Class 3 misdemeanor.

12 **SECTION 3.** This act is enforceable by law enforcement officers of the
13 Wildlife Resources Commission, by sheriffs and deputy sheriffs, and by peace officers
14 with general subject matter jurisdiction.

15 **SECTION 4.** This act applies only to Cherokee and Clay Counties.

16 **SECTION 5.** This act becomes effective October 1, 2004, and applies to
17 offenses committed on or after that date.