

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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SENATE BILL 66
Agriculture, Energy, and Environment Committee Substitute Adopted 2/17/21

Short Title: Regulate Use of Deer Secretions for Hunting. (Public)

Sponsors:

Referred to:

February 9, 2021

1 A BILL TO BE ENTITLED
2 AN ACT TO DISAPPROVE A RULE RELATED TO CERVID EXCRETIONS ADOPTED BY
3 THE WILDLIFE RESOURCES COMMISSION AND TO DIRECT THE WILDLIFE
4 RESOURCES COMMISSION TO REVISE THE RULE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Pursuant to G.S. 150B-21.3(b1), the amendment to the following rule,
7 as adopted by the North Carolina Wildlife Resources Commission on February 25, 2020, and
8 approved by the Rules Review Commission on April 16, 2020, is disapproved:

9 15A NCAC 10B .0201 (Prohibited Taking and Manner of Take)

10 **SECTION 2.(a)** Definitions. – For purposes of this section and its implementation,
11 "Cervid Excretion Rule" means 15A NCAC 10B .0201 (Prohibited Taking and Manner of Take).

12 **SECTION 2.(b)** Cervid Excretion Rule. – Until the effective date of the revised
13 permanent rule that the Wildlife Resources Commission is required to adopt pursuant to
14 subsection (d) of this section, the Commission shall implement the Cervid Excretion Rule, as
15 provided in subsection (c) of this section.

16 **SECTION 2.(c)** Implementation. – No person shall possess or use any substance or
17 material that contains or is labeled as containing any excretion collected from a cervid, including
18 feces, urine, blood, gland oil, or other bodily fluid for the purposes of taking or attempting to
19 take, attracting, or scouting wildlife. This prohibition shall not apply to the following substances:

- 20 (1) Products containing synthetic analogs of cervid excretions and labeled as
21 such.
- 22 (2) Products consisting of or containing natural substances collected by a hunter
23 from a legally harvested cervid in North Carolina.
- 24 (3) Natural substances collected from facilities within North Carolina that have a
25 valid Farmed Cervid License from the North Carolina Department of
26 Agriculture and Consumer Services and are labeled as such.
- 27 (4) Natural deer urine products containing excretions from facilities within North
28 Carolina that have a valid Farmed Cervid License from the North Carolina
29 Department of Agriculture and Consumer Services and are labeled as such.
- 30 (5) Natural deer urine products containing excretions from facilities that meet all
31 the following requirements and are labeled as such:
- 32 a. Determined to be free of chronic wasting disease (CWD) based on
33 testing by an independent laboratory using a method that may help
34 detect the presence of CWD prions.
- 35 b. Complies with a federally approved CWD herd certification program
36 and any federal CWD protocols.



1 c. Participates in additional herd management requirements as specified
2 by the Wildlife Resources Commission.

3 **SECTION 2.(d)** Additional Rulemaking Authority. – The Commission shall adopt
4 a rule to amend the Cervid Excretion Rule consistent with subsection (c) of this section.
5 Notwithstanding G.S. 150B-19(4), the rule adopted by the Commission pursuant to this section
6 shall be substantively identical to the provisions of subsection (c) of this section. Rules adopted
7 pursuant to this section are not subject to Part 3 of Article 2A of Chapter 150B of the General
8 Statutes. Rules adopted pursuant to this section shall become effective as provided in
9 G.S. 150B-21.3(b1), as though 10 or more written objections had been received, as provided in
10 G.S. 150B-21.3(b2).

11 **SECTION 2.(e)** Applicability and Sunset. – This section and rules adopted pursuant
12 to this section apply to any cervid excretions used for hunting on or after July 1, 2021. This
13 section expires when permanent rules adopted as required by subsection (d) of this section
14 become effective.

15 **SECTION 3.** This act is effective when it becomes law.