

1 15A NCAC 03O .0601 is proposed for adoption as follows:
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3 **SECTION .0600 – INTERSTATE WILDLIFE VIOLATOR COMPACT (WVC)**
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5 **15A NCAC 03O .0601 WVC GENERAL PROVISIONS**

6 (a) The purpose of this Section is to establish the rules necessary to implement G.S. 113 Article 22B, the Interstate
7 Wildlife Violator Compact (hereinafter referred to as WVC).

8 (b) The rules in this Section shall apply to any person possessing a license, privilege, or right to take, possess, sell,
9 buy, or transport wildlife in the State of North Carolina. Violations under this Section apply only to offenses charged
10 by an inspector as set forth in laws or rules administered by the Division of Marine Fisheries or under G.S. 113-136(d).
11 The rules shall not apply to any offenses committed in North Carolina or any other WVC state prior to July 1, 2025.

12 (c) The definitions in G.S. 113-300.6 Article II shall apply throughout this Section and to all forms prescribed pursuant
13 to this Section, unless otherwise indicated.

14 (d) For the purpose of this Section, "member state" shall mean "party state" as defined in G.S. 113-300.6.
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16 *History Note: Authority G.S. 113-134; 113-300.7;*
17 *Eff. May 1, 2025.*

1 15A NCAC 03O .0602 is proposed for adoption as follows:

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3 **15A NCAC 03O .0602 WVC OPERATIONS MANUAL**

4 The Wildlife Violator Compact Operations Manual and G.S. 113-300.6 hereby establish the administrative and
5 procedural guidelines for participation in the WVC. The Wildlife Violator Compact Operations Manual is
6 incorporated by reference including subsequent amendments and editions, and is available at
7 <http://www.ncwildlife.org> or <http://www.deq.nc.gov/wildlifeviolatorcompact>, at no cost.

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9 *History Note: Authority G.S. 113-134; 113-300.7;*

10 *Eff. May 1, 2025.*

1 15A NCAC 03O .0603 is proposed for adoption as follows:
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3 **15A NCAC 03O .0603 WVC CONDITIONS FOR NORTH CAROLINA VIOLATIONS BY NON-**
4 **RESIDENTS**

5 (a) All offenses charged by an inspector as set forth in laws or rules administered by the Division of Marine Fisheries
6 or under G.S. 113-136(d) are subject to the provisions of the WVC.

7 (b) Non-residents of North Carolina who are residents of a WVC member state at the time of a misdemeanor violation
8 as set forth in Paragraph (a) of this Rule occurring in North Carolina may be released on personal recognizance when
9 the violation consists of a written citation requiring a violator to resolve the violation directly with the court, either in
10 person, by mail, or through an attorney.

11 (c) Upon failure to comply with the terms of a citation issued by an inspector, the Division shall send notice of failure
12 to comply. The notice shall be a letter sent by the U.S. Postal Service to the last known address of the wildlife violator
13 or be delivered personally. The Division shall report the failure to comply to the non-resident's home state to start
14 suspension procedures in accordance with the Wildlife Violator Compact Operations Manual.

15 (d) To have any licenses or permits returned by the Division, the non-resident shall submit to the Division a judgment,
16 receipt, or other official record indicating that the citation has been resolved through the North Carolina Court System.
17 The Division shall return affected licenses and permits.

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19 *History Note: Authority G.S. 113-134; 113-300.7;*
20 *Eff. May 1, 2025.*

1 15A NCAC 03O .0604 is proposed for adoption as follows:

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3 **15A NCAC 03O .0604 WVC CONDITIONS FOR NORTH CAROLINA RESIDENTS FOR FAILURE TO**
4 **APPEAR OR FAILURE TO COMPLY IN ANOTHER WVC MEMBER STATE**

5 (a) North Carolina residents who commit a wildlife violation as defined by G.S. 113-300.6 in another WVC member
6 state, who upon release on personal recognizance from the issuing state, failed to resolve the terms of his or her
7 citation, shall have any licenses and permits for which the Division of Marine Fisheries has enforcement authority in
8 North Carolina suspended pursuant to G.S. 113-300.7.

9 (b) If the Division receives notice of an unresolved citation, a Notice of Suspension shall be prepared and sent to the
10 wildlife violator as follows:

11 (1) the suspension shall have a delayed effective date of at least 14 business days from the date of the
12 mail used to send the notice of suspension to the wildlife violator, to allow the wildlife violator to
13 contact the court in the issuing state and resolve the citation;

14 (2) the notice shall be a letter sent by the U.S. Postal Service to the last known address of the wildlife
15 violator or be delivered personally;

16 (3) the notice of suspension shall inform the violator of the issuing state from which the wildlife violator
17 is suspended, the details of the violation provided by that issuing state to the Division, and
18 procedures to be followed in resolving the matter with the court in the issuing state; and

19 (4) the notice shall provide the procedure for appealing the suspension.

20 (c) Any suspension ratified by the Division shall remain in effect until such time as the North Carolina resident
21 resolves the violation in the issuing state.

22 (d) When a North Carolina resident resolves a violation with the court in the issuing state, it is the responsibility of
23 the resident to notify the Division and present documentation of compliance by submitting a copy of either the court
24 judgment resolving the matter or a Notice of Compliance from the issuing state. Upon receipt of the required
25 documentation, the Division shall issue an acknowledgement of compliance to the resident. If the acknowledgement
26 is issued before the effective date of the suspension, the suspension shall be rescinded. If the acknowledgement of
27 compliance is issued after the effective date of the suspension, the Division shall return any licenses or permits.

28 (e) The issuing state shall be notified by the Division if the suspension order is overturned by the Office of
29 Administrative Hearings.

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31 *History Note: Authority G.S. 113-134; 113-300.7; 143B-289.52;*

32 *Eff. May 1, 2025.*

1 15A NCAC 03O .0605 is proposed for adoption as follows:

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3 **15A NCAC 03O .0605 WVC RECIPROCAL RECOGNITION OF SUSPENSIONS**

4 (a) When the Division of Marine Fisheries receives notice of a suspension from a WVC member state of a person's
5 license or permit that is the result of a conviction or an accumulation of convictions of wildlife violations in one or
6 more WVC member states, the Division shall determine whether the conviction, or accumulation of convictions,
7 leading to the suspension could have led to the suspension of licenses and permits for which the Division has
8 enforcement authority pursuant to Chapter 113, Subchapter IV of the General Statutes. If it is determined that the
9 person's licenses and permits would have been suspended under Chapter 113, Subchapter IV of the General Statutes,
10 the person's North Carolina licenses and permits shall be suspended pursuant to G.S. 113-300.7 for the period of
11 suspension imposed by the WVC member state where the violation occurred.

12 (b) North Carolina shall communicate suspension information to other WVC member states using the WVC database,
13 and may include the following information about the wildlife violator:

14 (1) name;

15 (2) date of birth;

16 (3) last known address;

17 (4) violations and convictions upon which the suspension is based;

18 (5) scope of the suspension (e.g., fishing, hunting, trapping, all privileges or rights); and

19 (6) effective dates of the suspension and term of the suspension.

20 (c) In the event documentation of a violation and subsequent license suspension is needed by a WVC member state
21 for license suspension hearings or other purposes, the Division may provide certified copies of the citation or other
22 charging instrument, any arrest or investigation reports, suspension orders, and the disposition of the matter.

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24 *History Note: Authority G.S. 113-134; 113-300.7; 143B-289.52;*

25 *Eff. May 1, 2025.*

1 15A NCAC 03O .0606 is proposed for adoption as follows:

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3 **15A NCAC 03O .0606 APPEALS**

4 A person served with a notice of suspension or revocation pursuant to this Section may obtain an administrative review
5 of the suspension or revocation pursuant to G.S. 150B-23. Notice of the right to administrative review shall be included
6 in the notice of suspension or revocation.

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8 *History Note: Authority G.S. 113-134; 113-300.7; 143B-289.52;*

9 *Eff. May 1, 2025.*