

273.50 UNLAWFUL HUNTING WITH A FIREARM ON SUNDAY. MISDEMEANOR.

NOTE WELL: N.C. Gen. Stat. § 103-2 is not applicable to military reservations, the jurisdiction of which is exclusively in the federal government, to field trials authorized by the Wildlife Resources Commission, or to actions taken in defense of a person's property.

The defendant has been charged with unlawfully hunting with a firearm on Sunday.

For you to find the defendant guilty of this offense, the State must prove three things beyond a reasonable doubt:

First, that on or about the alleged date the defendant hunted with the use of a firearm on Sunday.

Second, that defendant was hunting on the [defendant's property] [a family member's property] [a landowner's property, with written permission from the landowner]

And Third, that defendant hunted in violation of the law by:

- a) [hunting between 9:30 A.M and 12:30 P.M.¹]
- b) [hunting with the use of a firearm to take deer that are run or chased by dogs]
- c) [hunting within 500 yards of a place of religious worship² or any accessory structure thereof]

If you find from the evidence beyond a reasonable doubt that on or about the alleged date, the defendant hunted with the use of a firearm on Sunday on the [defendant's property] [a family member's property] [a landowner's property, with written permission from the landowner], and that defendant [hunted between 9:30 a.m. and 12:30 p.m.] [hunted with the use of a firearm to take deer that are run or chased by dogs] [hunted within 500

yards of a place of worship or any accessory structure thereof], it would be your duty to return a verdict of guilty. If you do not so find or have a reasonable doubt as to one or both of these things, it would be your duty to return a verdict of not guilty.

1 N.C. Gen. Stat. § 103-2(a)(1) does not apply where defendant was lawfully hunting on controlled hunting preserves licensed pursuant to N.C. Gen. Stat. § 113-273(g).

2 N.C. Gen. Stat. § 14-54.1(b) defines a place of religious worship as “any church, chapel, meetinghouse, synagogue, temple, longhouse, or mosque, or other building that is regularly used, and clearly identifiable, as a place for religious worship.”