

From: [Paul Stevens](#)
To: [Larry Hardham](#)
Cc: [Mike Murray](#)
Subject: Re: Fw: State law on signs
Date: 06/11/2010 02:30 PM

Larry,

We have Concurrent Jurisdiction with the State of North Carolina. This means all state laws that do not conflict with federal laws can be enforced by state and federal officers on park lands in N.C.

In addition, NC Regulation 15a NCAC 101.0102 prohibits the taking or possession of any Federally or State listed Endangered, Threatened, or Species of Special Concern. Those bird species found here at Cape Hatteras include the Piping Plover, Gull-billed Terns, American Oystercatcher, Least Tern, and Wilson's Plover.

When I worked for N.C. State Parks at Bald Head Island and Fort Fisher, we used signs that had similar language.

It really does not matter whether federal or state is listed first or second on the sign, especially with Concurrent Jurisdiction.

Paul K. Stevens
Chief Ranger
National Park Service
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(252) 473-2111 ext. 119 (office)
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▼ ["Larry Hardham" <hardhead@embarqmail.com>](mailto:hardhead@embarqmail.com)

"Larry Hardham"
<hardhead@embarqmail.com>

To "Paul Stevens" <Paul_Stevens@nps.gov>

cc "Mike Murray" <mike_murray@nps.gov>

06/10/2010 02:46 PM

Subject Fw: State law on signs

Paul,

As you can see below NCWRC does not seem to know which laws NPS is referring to on your signage. David is correct in that NCWRC did not develop the language for the NPS signs and NPS should be able to identify the laws that NPS claims are being violated. Please provide which North Carolina laws would be violated. It seems strange that on a federal sign the wording is "VIOLATION OF STATE AND FEDERAL LAW" and not "VIOLATION OF FEDERAL AND STATE LAW" after all this is federal

property.
Thank you,
Larry

----- Original Message -----

From: [Allen, David H](#)
To: [Larry Hardham](#)
Sent: Wednesday, June 09, 2010 12:31 PM
Subject: RE: State law on signs

We of course have many laws and regulations for the protection of wildlife, and it's difficult for me to say which ones they were citing when they made the sign. Since it's their sign they will need to explain it more fully if you need that.

From: Larry Hardham [mailto:hardhead@embarqmail.com]
Sent: Wednesday, June 09, 2010 9:27 AM
To: Allen, David H
Subject: Fw: State law on signs

David,
Below is NPS response to a question about the state laws referred to on closures signs at CHNS. I have looked at NCWRC web site that Paul listed and only see reference to state laws on hunting. Can you help me answer the question asked of me as stated below?
Thanks,
Larry

Larry,

>
> Mike Murray wanted me to respond to your question concerning what state
> laws apply to protection of migratory birds (oyster catchers).
>
> There are several different regulations/laws that apply and they can be
> found on the NC Wildlife Resources Commission website at:
> <http://www.ncwildlife.org>
>
> Thanks,
>
> Paul K. Stevens
> Chief Ranger
> National Park Service
> Outer Banks Group
> 1401 National Park Drive
> Manteo, NC 27954

>
> (252) 473-2111 ext. 119 (office)
> (252) 475-8307 (cellular)

----- Original Message -----

From: [Larry Hardham](#)

To: [Mike Murray](#)

Sent: Thursday, June 03, 2010 10:45 AM

Subject: Fw: State law on signs

Mike,

This is the bottom portion of a sign at an American Oystercatcher closure.

What state law is being referred to on sign?

A member asked me and I could not answer.

Larry

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