



CHAPTER 1

ARTICLE 43 - NUISANCE AND OTHER WRONGS

N.C.G.S. § 1-539.2B.

Triple damages for injury to agricultural commodities or production systems; define value of agricultural commodities grown for educational, testing, or research purposes.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 06:38 UTC	617d4dcb11962a42572d5b4 - 968b8ee944e4ddd4cc2b0af4 - 32fd49ea13af1524

§ 1-539.2B(a) Any person who unlawfully and willfully injures or destroys any other person's agricultural commodities or production system is liable to the owner for triple the value of the commodities or production system injured or destroyed.

§ 1-539.2B(b) For purposes of this section, the value of agricultural commodities that are grown for educational, testing, or research purposes includes all of the following:

- (1) The diminution in market value of the commodities when the commodities were grown for sale and the plaintiff is the entity who sold the commodities or would have sold the commodities but for their injury or destruction.
- (2) Costs to the plaintiff for research and development of the injured or destroyed commodities.
- (3) Other incidental and consequential damages proven to have been incurred by the plaintiff.

§ 1-539.2B(c) For the purpose of this section, the following definitions apply:

- (1) "Agricultural commodities" means:

- a.Commodities produced for individual and public use, consumption, and marketing from one of the following:
- 1.The cultivation of soil or hydroponics or any other method of production for crops, including fruits, vegetables, flowers, and ornamental plants.

2.The planting and production of trees, timber, forests, or forest products.

3.The raising of livestock, poultry, and eggs.

4.Aquaculture as defined in G.S. 106-758.
- b.Seed, genetic material, tissue cultures, and any research and development materials, information, and records related to items included in subdivision (1)a. of this subsection developed or used for educational, testing, or research purposes.
- (2) "Production systems" means land, buildings, and equipment used in the production of agricultural commodities, including aquaculture facilities as defined in G.S. 106-758. (2001-290, s. 1; 2021-78, s. 5(c).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 106-758	(c)	"4. Aquaculture as defined in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 1-539.2B (2026).

PINPOINT

N.C. Gen. Stat. § 1-539.2B(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

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