



CHAPTER 106
ARTICLE 19B - PLANT PROTECTION AND CONSERVATION ACT

N.C.G.S. § 106-202.16.

Criteria and procedures for placing plants on protected plant lists.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2025-25, s. 29(6) — fourth act in the lineage	21 September 2026, 06:17 UTC	c7d64544caf42750172be1b3 - 73057348c1a5b6c925521eab - babc6be8de430a67

- § 106-202.16(a)

All native or resident plants which are on the current federal lists of endangered or threatened plants pursuant to the Endangered Species Act have the same status on the North Carolina Protected Plants lists.
- § 106-202.16(b)

The Board, the Scientific Committee, or any resident of North Carolina may propose to the Department of Agriculture and Consumer Services that a plant be added to or removed from a protected plant list.
- § 106-202.16(c)

If the Board, with the advice of the Scientific Committee, finds that there is any substance to the proposal, it shall publish notice of the proposal in a Department of Agriculture and Consumer Services news release.
- § 106-202.16(d)

The Board shall collect relevant scientific and economic data, concerning any substantial proposal, necessary to determine:

(1)

Whether or not any other State or federal agency or private entity is taking steps to protect the plant under consideration;

(2)

The present or threatened destruction, modification or curtailment of its habitat;

(3)

Over-utilization for commercial, scientific, educational or recreational purposes;

(4)

Critical depletion from disease or predation;

- (5) The inadequacy of existing regulatory mechanisms; or
- (6) Other natural or man-made factors affecting its continued existence in North Carolina.

If the Board, with the advice of the Scientific Committee, finds that the plant should be added to or removed from a protected plant list the Board shall instigate rulemaking procedures to add or remove the plant from the list.

§ 106-202.16(e) , (f)Repealed by Session Laws 1987, c. 827, s. 31.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1979		2002		2025
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1979	c. 964, s. 1	ENACTED	
02	1987	c. 827, s. 31	AMENDED	
03	1997	S.L. 1997-261, s. 109	AMENDED	
04	2025	S.L. 2025-25, s. 29(6)	AMENDED	

APPARATUS III

Citation

FULL SECTION
N.C. Gen. Stat. § 106-202.16 (2025).

PINPOINT
N.C. Gen. Stat. § 106-202.16(a) (2025).

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.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1979, c. 964, s. 1; 1987, c. 827, s. 31; 1997-261, s. 109; 2025-25, s. 29(6).)

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