



CHAPTER 106
ARTICLE 80 - NORTH CAROLINA PRESCRIBED BURNING ACT

N.C.G.S. § 106-967.

Immunity from liability.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT No amendment history on record	RETRIEVED 21 September 2026, 04:08 UTC	SOURCE FINGERPRINT 168bc91dab13bfc97926b1eb - 73ecb9d95d5b6f91910402d9 - 5ebc3282262c11c2
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- § 106-967(a)

Any prescribed burning conducted in compliance with G.S. 106-968 is in the public interest and does not constitute a public or private nuisance.
- § 106-967(b)

A landowner or the landowner's agent who conducts a prescribed burning in compliance with G.S. 106-968 shall not be liable in any civil action for any damage or injury caused by fire, including reignition of a smoldering, previously contained burn, or resulting from smoke.
- § 106-967(c)

Notwithstanding subsections (a) and (b), this section does not apply when a nuisance or damage results from gross negligence.
- § 106-967(d)

Notwithstanding subsections (a), (b) and (c), this section shall not apply to claims by public utilities resulting from damage to their equipment or facilities, where a prescribed burn proximately causes such damage.
- § 106-967(e)

For purposes of this section, the term "public utility" means an electric power supplier, as defined in G.S. 62-133.8(a)(3), a gas operator, as defined in G.S. 62-50(g), or a business providing telecommunications service taxed under G.S. 105-164.4(a)(4c). (1999-121, s. 1; 2011-145, s. 13.25(aa), (bb); 2023-63, s. 9(b).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

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. 106-968	(a)	"prescribed burning conducted in compliance with"
G.S. 62-133.8(a)(3)	(e)	"electric power supplier, as defined in"
G.S. 62-50(g)	(e)	"a gas operator, as defined in"
G.S. 105-164.4(a)(4c)	(e)	"business providing telecommunications service taxed under"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 106-967 (2026).

PINPOINT

N.C. Gen. Stat. § 106-967(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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