

Fifty-ninth
Legislative Assembly
of North Dakota

HOUSE BILL NO.

Introduced by

Representative Sitte

1 A BILL for an Act to create and enact a new section to chapter 36-01 of the North Dakota
2 Century Code, relating to venomous or poisonous animals; and to provide a penalty.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1.** A new section to chapter 36-01 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Venomous or poisonous animals - Possession - Permit - Penalty.**

- 7 1. Except in accordance with the terms of a permit issued under subsection 3, a
8 person in this state may not possess:
- 9 a. A live venomous or poisonous:
- 10 (1) Amphibian;
- 11 (2) Arachnid;
- 12 (3) Insect; or
- 13 (4) Reptile; or
- 14 b. A live constrictor belonging to either the family boidae or pythonidae.
- 15 2. The prohibition in subsection 1 does not apply to the activities of licensed
16 beekeepers permitted under chapter 4-12.2 nor does it include insects native to or
17 commonly found in this state.
- 18 3. The state veterinarian may issue a permit for the possession of an animal listed in
19 subsection 1 only if, in the determination of the state veterinarian, the applicant
20 seeking the permit demonstrates an educational purpose for and the ability to
21 appropriately house, feed, care for, handle, and if necessary dispose of the animal.
22 For purposes of this subsection, an educational purpose includes research, and
23 displays at schools, institutions of higher education, wildlife preserves, and zoos.

- 1 The state veterinarian may also establish the length of time for which each permit
- 2 is valid.
- 3 4. A person may not release in this state any animal whose possession is prohibited
- 4 by this section.
- 5 5. A person who violates this subsection is guilty of a class B misdemeanor.