

Fifty-ninth
Legislative Assembly
of North Dakota

Introduced by

Representatives Porter, Nelson

Senators Lyson, Tollefson

1 A concurrent resolution urging Congress and the United States Fish and Wildlife Service to
2 repeal the regulations restricting the hunting of migratory waterfowl on agricultural crops that
3 have not been harvested and subsequently manipulated.

4 **WHEREAS**, hunting migratory waterfowl is one of the primary recreational pursuits of
5 the citizens of North Dakota; and

6 **WHEREAS**, access to prime migratory waterfowl hunting areas in North Dakota is
7 becoming increasingly difficult; and

8 **WHEREAS**, regulations adopted by the United States Fish and Wildlife Service provide
9 that if an agricultural crop or a portion of an agricultural crop has not been harvested due to
10 equipment failure, weather, insect infestation, or disease and the crop or the remaining portion
11 of the crop has been manipulated, the area is considered to be a baited area and cannot be
12 legally hunted for waterfowl; and

13 **WHEREAS**, when agricultural crops are not harvested due to adverse weather
14 conditions and the crop is subsequently manipulated, that area should not be considered to be
15 a baited area and the hunting of migratory waterfowl should be allowed on that area;

16 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**
17 **OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

18 That the Fifty-ninth Legislative Assembly urges the Congress of the United States and
19 the United States Fish and Wildlife Service to repeal the regulations restricting the hunting of
20 migratory waterfowl on agricultural crops that have not been harvested and subsequently
21 manipulated; and

22 **BE IT FURTHER RESOLVED**, that the Secretary of State forward copies of this
23 resolution to the Secretary of the Interior, the director of the United States Fish and Wildlife
24 Service, the director of the United States Fish and Wildlife Services Mountain-Prairie Region

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- 1 Office by certified mail with return receipt requested, and to each member of the North Dakota
- 2 Congressional Delegation by first-class mail.