

Sixtieth  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1240

Introduced by

Representatives Dietrich, Nottestad, Porter

Senator Hacker

1 A BILL for an Act to create and enact a new subsection to section 20.1-03-03 and a new  
2 subsection to section 20.1-03-12 of the North Dakota Century Code, relating to resident  
3 waterfowl hunting licenses and fees; and to amend and reenact section 20.1-03-07.1 of the  
4 North Dakota Century Code, relating to nonresident waterfowl hunting.

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

6 **SECTION 1.** A new subsection to section 20.1-03-03 of the North Dakota Century Code  
7 is created and enacted as follows:

8 Hunt, catch, take, or kill any waterfowl without having a resident waterfowl hunting  
9 license.

10 **SECTION 2. AMENDMENT.** Section 20.1-03-07.1 of the North Dakota Century Code  
11 is amended and reenacted as follows:

12 **20.1-03-07.1. (Effective through December 31, 2007) Nonresident waterfowl**  
13 **hunting license required.** Except as provided in sections 20.1-02-05, 20.1-03-07.2, and  
14 20.1-03-07.3, a nonresident may not hunt waterfowl unless that individual first obtains a  
15 nonresident waterfowl hunting license. Upon payment of the fee for a nonresident waterfowl  
16 hunting license, a nonresident is entitled to receive harvest tags issued for duck hunting. The  
17 number of harvest tags issued for duck hunting must equal the state duck possession limit. A  
18 harvest tag for duck hunting must be affixed to the harvested bird upon possession and must  
19 remain so affixed until the bird is no longer in the nonresident's possession. A harvest tag may  
20 not be reused once affixed and is not transferable to another hunter or to another hunting  
21 period. However, a nonresident may hunt cranes after first obtaining a nonresident waterfowl  
22 hunting license or a nonresident small game hunting license. Except as otherwise provided in  
23 this section, the nonresident waterfowl hunting license entitles the nonresident to hunt waterfowl  
24 for any period of fourteen consecutive days or any two periods of seven consecutive days each

1 and ducks until the tag allocation has been used. A license authorizing the fourteen-day  
2 hunting period allows hunting in a specified waterfowl hunting zone. A license authorizing two  
3 7-day hunting periods allows hunting in a specified zone during each period. Upon payment of  
4 the fee for a statewide nonresident waterfowl hunting license, a nonresident may hunt waterfowl  
5 in any zone. Forty dollars of the fee for a statewide nonresident waterfowl license must be used  
6 for the private land open to sportsmen program. A nonresident is entitled to be issued one  
7 allocation of duck harvest tags provided for in this section for each seven-consecutive-day or  
8 fourteen-consecutive-day hunting period; provided, however, that if the nonresident chooses  
9 two 7-day periods, the second duck harvest tag allocation is not effective and may not be used  
10 until seven days have elapsed from the date the first seven-day hunting period expires. The  
11 governor, in the governor's proclamation, shall specify various waterfowl hunting zones for  
12 which nonresident waterfowl hunting licenses will be available, and may specify the number of  
13 licenses which may be issued in each zone and the manner in which they are to be issued. A  
14 nonresident is entitled to purchase only one nonresident waterfowl hunting license per year.  
15 The fourteen-day and two 7-day hunting period restrictions do not apply to nonresidents hunting  
16 in Richland and Sargent Counties during the early September Canada goose season.

17 **(Effective after December 31, 2007) Nonresident waterfowl hunting license**

18 **required.** Except as provided in sections 20.1-02-05, 20.1-03-07.2, and 20.1-03-07.3, a  
19 nonresident may not hunt waterfowl unless that individual first obtains a nonresident waterfowl  
20 hunting license. Upon payment of the fee for a nonresident waterfowl hunting license, a  
21 nonresident is entitled to receive harvest tags issued for duck hunting. The number of harvest  
22 tags issued for duck hunting must equal the state duck possession limit. A harvest tag for duck  
23 hunting must be affixed to the harvested bird upon possession and must remain so affixed until  
24 the bird is no longer in the nonresident's possession. A harvest tag may not be reused once  
25 affixed and is not transferable to another hunter or to another hunting period. However, a  
26 nonresident may hunt cranes after first obtaining a nonresident waterfowl hunting license or a  
27 nonresident small game hunting license. Except as otherwise provided in this section, the  
28 nonresident waterfowl hunting license entitles the nonresident to hunt waterfowl for any period  
29 of fourteen consecutive days or any two periods of seven consecutive days each and ducks  
30 until the tag allocation has been used. A license authorizing the fourteen-day hunting period  
31 allows hunting in a specified waterfowl hunting zone. A license authorizing two 7-day hunting

1 periods allows hunting in a specified zone during each period. Upon payment of the fee for a  
2 statewide nonresident waterfowl hunting license, a nonresident may hunt waterfowl in any zone.  
3 Forty dollars of the fee for a statewide nonresident waterfowl license must be used for the  
4 private land open to sportsmen program. A nonresident is entitled to be issued one allocation  
5 of duck harvest tags provided for in this section for each seven-consecutive-day or  
6 fourteen-consecutive-day hunting period; provided, however, that if the nonresident chooses  
7 two 7-day periods, the second duck harvest tag allocation is not effective and may not be used  
8 until seven days have elapsed from the date the first seven-day hunting period expires. The  
9 governor, in the governor's proclamation, shall specify various waterfowl hunting zones for  
10 which nonresident waterfowl hunting licenses will be available, and may specify the number of  
11 licenses which may be issued in each zone and the manner in which they are to be issued. A  
12 nonresident is entitled to purchase only one nonresident waterfowl hunting license per year.

13 **SECTION 3.** A new subsection to section 20.1-03-12 of the North Dakota Century Code  
14 is created and enacted as follows:

15 For a resident waterfowl hunting license, five dollars.