

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1239

Page 1, line 1, after "20.1-01-17" insert ", subdivision g of subsection 5 of section 39-24-09, and subdivision g of subsection 5 of section 39-29-09"

Page 1, line 2, after "hunting" insert ", the operation of snowmobiles, and the operation of off-highway vehicles"

Page 1, after line 19, insert:

**"SECTION 2. AMENDMENT.** Subdivision g of subsection 5 of section 39-24-09 of the North Dakota Century Code is amended and reenacted as follows:

- g. Upon any private land where the private land is posted by the owner or tenant or an individual authorized by the owner prohibiting trespassing. The name of the person posting the land must appear on each sign in legible characters. The posted signs must be readable from the outside of the land and must be placed conspicuously at a distance of not more than eight hundred eighty yards [804.68 meters] apart, provided further that as to land entirely enclosed by a fence or other enclosure, posting of signs at or on all gates through the fence or enclosure constitutes a posting of all the enclosed lands. If the posting of the land varies from the provisions of this subdivision, an individual may be found guilty of violating this section if there is substantial compliance with this section and the intention of the owner or tenant or an individual authorized by the owner to post the land is clear from the circumstances. A person may not deface, take down, or destroy posting signs, or post property without the permission of the owner or tenant or an individual authorized by the owner.

**SECTION 3. AMENDMENT.** Subdivision g of subsection 5 of section 39-29-09 of the North Dakota Century Code is amended and reenacted as follows:

- g. On any private land where the private land is posted prohibiting trespassing. The name ~~and address~~ of the person posting the land ~~and the date of posting~~ must appear on each sign in legible characters. The posted signs must be readable from outside the land and be placed conspicuously at a distance of not more than eight hundred eighty yards [804.68 meters] apart. Land entirely enclosed by a fence or other enclosure is sufficiently posted by posting of these signs at or on all gates through the fence or enclosure. If the posting of the land varies from the provisions of this subdivision, an individual may be found guilty of violating this section if there is substantial compliance with this section and the intention of the owner or tenant or an individual authorized by the owner to post the land is clear from the circumstances. A person may not deface, take down, or destroy posting signs, or post property without the permission of the owner or tenant or an individual authorized by the owner."

Renumber accordingly