

Sixty-second
Legislative Assembly
of North Dakota

SENATE BILL NO. 2227

Introduced by

Senators Wanzek, Klein, Warner

Representatives Brandenburg, DeKrey, Weisz

1 A BILL for an Act to create and enact a new subsection to section 20.1-02-05 of the North
2 Dakota Century Code, relating to powers of the director of the game and fish department; to
3 amend and reenact sections 20.1-02-28 and 20.1-05-02 of the North Dakota Century Code,
4 relating to the deerproof hay yard program and culpability requirement for unlawfully taking big
5 game; and to declare an emergency.

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

7 **SECTION 1.** A new subsection to section 20.1-02-05 of the North Dakota Century Code is
8 created and enacted as follows:

9 Authorize individuals with valid antlerless deer licenses to take deer on private lands
10 determined by the director to be severely impacted by deer. Before authorizing
11 individuals under this subsection, the director must attempt other measures and
12 determine them to be ineffective. The director may authorize individuals to take deer
13 under this subsection between December first of a year through March fifteenth of the
14 following year.

15 **SECTION 2. AMENDMENT.** Section 20.1-02-28 of the North Dakota Century Code is
16 amended and reenacted as follows:

17 **20.1-02-28. Deerproof hay yard program.**

18 Within legislative appropriations, the director shall provide for a deerproof hay yard
19 program. The deerproof hay yard program must provide materials ~~and~~ supplies, and
20 construction cost-share assistance at no cost to landowners for the establishment of deerproof
21 hay yards to protect hay or feed on private property with deer depredation problems. A
22 landowner who allows commercial hunting for big game on a majority of acres owned and
23 operated in exchange for compensation and who posts a majority of the acres owned and
24 operated by that person to prohibit big game hunting is not eligible to participate in the

1 deerproof hay yard program. The department shall establish a prorated repayment system over
2 a three-year period.

3 **SECTION 3. AMENDMENT.** Section 20.1-05-02 of the North Dakota Century Code is
4 amended and reenacted as follows:

5 **20.1-05-02. Big game animals protected.**

6 ~~No~~A person may not willfully hunt, harass, chase, pursue, take, attempt to take, possess,
7 transport, ship, convey by common or private carrier, sell, barter, or exchange ~~any~~a big game
8 animal except as provided in this title.

9 **SECTION 4. EMERGENCY.** This Act is declared to be an emergency measure.