

Sixty-sixth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1427

Introduced by

Representatives Schatz, Johnston, Marschall, Simons

Senator Kannianen

1 A BILL for an Act to create and enact section 20.1-01-37 of the North Dakota Century Code,
2 relating to the use of air guns for hunting.

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

4 **SECTION 1.** Section 20.1-01-37 of the North Dakota Century Code is created and enacted
5 as follows:

6 **20.1-01-37. Air gun allowed for hunting.**

7 1. Notwithstanding any other provision of law, an individual may use an air gun to hunt:

8 a. Big game, if the individual has the appropriate license to hunt the animal being
9 hunted, uses at least a thirty-five caliber [8.89 millimeter] air gun, and uses an air
10 gun with a precharged pneumatic power source;

11 b. Fur-bearing game, if the individual has the appropriate license to hunt the animal
12 being hunted, uses at least a thirty caliber [7.62 millimeter] air gun, and uses an
13 air gun with a precharged pneumatic power source; and

14 c. Game birds, waterfowl, or small game, if the individual has the appropriate
15 license to hunt the animal being hunted, and uses at least a twenty-two caliber
16 [5.59 millimeter] air gun.

17 2. For purposes of this section:

18 a. "Air gun" means any device that expels, or is readily capable of expelling, a
19 projectile using unignited compressed air or gas from a precharged pneumatic
20 power source. The term does not mean a device that expels air bolts, or other
21 archery equipment.

22 b. "Precharged pneumatic power source" means any air gun having an internal
23 compressed air or gas reservoir that prefills an air gun before the air gun is ready
24 for firing and remains pressurized until the reservoir is depleted.