

**FIRST ENGROSSMENT
with Senate Amendments**

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1239

Introduced by

Representatives Porter, DeKrey, Haas, Herbel

Senators Freborg, Urlacher

1 A BILL for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code,
2 relating to offroad hunting.

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

4 **SECTION 1. AMENDMENT.** Section 20.1-01-07 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **20.1-01-07. Hunting big game or small game other than waterfowl or cranes with**
7 **motor-driven vehicles prohibited - Exception - Motor-driven vehicle use in transporting**
8 **big game restricted.** Except as provided in subsection 11 of section 20.1-02-05 and as
9 otherwise provided in this section, ~~no~~ a person, other than the landowner, without the written
10 permission of the landowner or a lessee who actively farms or ranches that land, while hunting
11 big game or small game, other than waterfowl or cranes, statewide, may not use a motor-driven
12 vehicle on any land other than an established road or trail, unless that person has reduced a
13 big game animal to possession and cannot easily retrieve the big game animal, in which case a
14 motor-driven vehicle may be used to retrieve the big game animal, but after retrieval, the
15 motor-driven vehicle must be returned to the established road or trail along the same route it
16 originally departed. A person may not use a motor-driven vehicle on any land other than an
17 established road or trail to hunt upland game during the deer gun season. For purposes of
18 safety and allowing normal travel, a motor-driven vehicle may be parked on the roadside or
19 directly adjacent to said road or trail. No person, while hunting big game or small game,
20 statewide, may drive or attempt to drive, run or attempt to run, molest or attempt to molest,
21 flush or attempt to flush, or harass or attempt to harass any such game with the use or aid of
22 any motor-driven vehicle. ~~No~~ A person, other than the landowner, without the written
23 permission of the landowner or a lessee who actively farms or ranches that land, while hunting
24 big game or small game, other than waterfowl or cranes, statewide, may not drive through any

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1 retired cropland, brush area, slough area, timber area, open prairie, or unharvested or
2 harvested cropland, except upon an established road or trail. The provisions of this section
3 relating to hunting big game or small game while using a motor-driven vehicle on any land other
4 than an established road or trail without the written permission of the landowner or a lessee
5 who actually farms or ranches that land do not apply to the hunting of big game during an open
6 and lawful season for small game.