

FIRST ENGROSSMENT

ENGROSSED SENATE BILL NO. 2155

Introduced by

Senators Cleary, Bekkedahl

Representatives Bosch, Steiner

1 A BILL for an Act to amend and reenact subsection 5 of section 20.1-03-11 of the North Dakota
2 Century Code, relating to gratis antelope licenses.

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

4 **SECTION 1. AMENDMENT.** Subsection 5 of section 20.1-03-11 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 5. a. A resident that is an individual, corporation, limited liability company, limited
7 liability partnership, limited partnership, partnership, trust, or life estate, and has
8 executed a lease for at least one hundred fifty acres [60.70 hectares] of land that
9 the resident actively farms or ranches; or a resident that is an individual,
10 corporation, limited liability company, limited liability partnership, limited
11 partnership, partnership, trust, or life estate, and holds title to at least one
12 hundred fifty acres [60.70 hectares] of land, is eligible to submit one application
13 for a license to hunt antelope without charge upon filing a signed application
14 describing that land. The land must be within a unit open for the hunting of
15 antelope. The license must include a legal description of the eligible land
16 described in the completed application and may be used to hunt antelope only
17 upon that land. Upon request, a lessee shall provide proof that the land described
18 in the completed application is leased for agricultural purposes. If not otherwise
19 specified in an agricultural lease, the landowner is entitled to receive the license.
20 An individual licensed under this subsection must be a resident.

21 b. If the eligible applicant is a corporation, limited liability company, limited liability
22 partnership, limited partnership, partnership, trust, or life estate, only one license

1 may be issued, and the license must be issued in the name of an individual
2 shareholder, member, partner, beneficiary, or holder of a life estate.

3 c. A resident who is eligible for a license under this subsection may transfer that
4 eligibility for the license to a spouse or legal dependent residing customarily with
5 the resident, but no more than one license may be issued under this subsection
6 for any qualifying land. A resident transferring eligibility under this subsection may
7 not receive a license under this subsection for the season for which eligibility was
8 transferred. If not otherwise specified in an agricultural lease, the landowner is
9 entitled to receive the license.

10 d. ~~The~~Except as provided in paragraph 2, the number of licenses issued without
11 charge under this subsection may not exceed ~~the total number~~one-half of the
12 number of licenses of any pronghorn license type prescribed for each district or
13 unit in the governor's proclamation.

14 (1) If the number of eligible persons who apply for licenses issued without
15 charge under this subsection exceeds the number of licenses prescribed for
16 the district or unit in the governor's proclamation less any licenses that are
17 otherwise designated to be issued with a charge under this subsection, the
18 licenses to be issued without charge must be issued by lottery as prescribed
19 in the governor's proclamation. ~~If the number of licenses prescribed for the~~
20 ~~district or unit in the governor's proclamation exceeds fifty and if the number~~
21 ~~of applications for these licenses exceeds the number of licenses prescribed~~
22 ~~for the district or unit in the governor's proclamation, then one-half of the~~
23 ~~licenses exceeding fifty must be issued by lottery as prescribed in the~~
24 ~~governor's proclamation and may not be issued to landowners without~~
25 ~~charge.~~

26 (2) If an eligible person is unsuccessful in receiving a license without charge
27 under paragraph 1, the application for a license without charge must be
28 included in a lottery for remaining licenses issued for the district or unit as
29 prescribed by the governor's proclamation.