

**FIRST ENGROSSMENT  
with Senate Amendments**

Fifty-eighth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1358**

Introduced by

Representatives Porter, Carlson, Hanson, Nelson

Senators Fischer, Tollefson

1 A BILL for an Act to amend and reenact subsection 27 of section 20.1-02-05, subsection 1 of  
2 section 20.1-03-07, and sections 20.1-03-07.1, 20.1-03-12, and 20.1-03-12.1 of the North  
3 Dakota Century Code, relating to nonresident hunting and fishing licenses and fees; to provide  
4 an appropriation; to provide a statement of legislative intent with respect to a short-term lease  
5 program; and to provide an effective date.

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

7 **SECTION 1. AMENDMENT.** Subsection 27 of section 20.1-02-05 of the North Dakota  
8 Century Code is amended and reenacted as follows:

9 27. Issue, as a means of rewarding dedication to teaching firearm hunter safety,  
10 complimentary lifetime resident certificates provided under subsection ~~53~~ 52 of  
11 section 20.1-03-12 and combination licenses provided under section 20.1-03-11.1  
12 to resident certified hunter education volunteer instructors. Eligible persons must  
13 have served as a lead or assistant certified hunter education volunteer instructor in  
14 this state for a minimum of one course in each of thirty years. The license is  
15 known as the "lifetime combination license" and must be signed by the director and  
16 the person receiving the license. The license must be revoked by the director if  
17 the licenseholder is convicted of a felony or found to have violated any provision of  
18 this title.

19 **SECTION 2. AMENDMENT.** Subsection 1 of section 20.1-03-07 of the North Dakota  
20 Century Code is amended and reenacted as follows:

21 1. Hunt, catch, take, or kill any small game without a nonresident small game license.  
22 The nonresident small game license entitles the nonresident to hunt small game  
23 for any period of ten consecutive days or any two periods of five consecutive days  
24 each. The hunting period for which the license is valid must be designated on the

1           license. A nonresident small game license is not required to hunt waterfowl under  
2           section 20.1-03-07.1. A nonresident may purchase more than one nonresident  
3           small game license per year.

4           **SECTION 3. AMENDMENT.** Section 20.1-03-07.1 of the North Dakota Century Code  
5 is amended and reenacted as follows:

6           **20.1-03-07.1. Nonresident waterfowl hunting license required.** Except as provided  
7 in sections 20.1-03-07.2 and 20.1-03-07.3, a nonresident may not hunt waterfowl unless that  
8 person first obtains a nonresident waterfowl hunting license, ~~in addition to a nonresident small~~  
9 ~~game hunting license.~~ The nonresident waterfowl hunting license entitles the nonresident to  
10 hunt waterfowl for any period of fourteen consecutive days, any period of seven consecutive  
11 days, or any two periods of seven consecutive days each. A license authorizing the  
12 fourteen-day hunting period allows hunting in a specified waterfowl hunting zone. A license  
13 authorizing one 7-day hunting period allows hunting statewide. A license authorizing two 7-day  
14 hunting periods allows hunting in a specified zone during each period. The governor, in the  
15 governor's proclamation, shall specify various waterfowl hunting zones for which nonresident  
16 waterfowl hunting licenses will be available, and may specify the number of licenses which may  
17 be issued in each zone and the manner in which they are to be issued. A nonresident is  
18 entitled to purchase only one nonresident waterfowl hunting license per year.

19           **SECTION 4. AMENDMENT.** Section 20.1-03-12 of the North Dakota Century Code is  
20 amended and reenacted as follows:

21           **20.1-03-12. Schedule of fees for licenses and permits.** The various license and  
22 permit fees are as follows:

- 23           1. For a resident, age sixteen and over, small game hunting license, six dollars.
- 24           2. For a nonresident small game hunting license, ~~seventy-five~~ eighty-five dollars.
- 25           3. For a resident big game hunting license, twenty dollars, except the fee for a  
26           licensee under age sixteen is ten dollars, except as provided in a gubernatorial  
27           proclamation issued pursuant to section 20.1-08-04.1.
- 28           4. For a nonresident big game hunting license, one hundred fifty-five dollars, and for  
29           a nonresident bow license, one hundred fifty-five dollars, and a nonrefundable five  
30           dollar application fee must accompany any lottery license fee under this

- 1 subsection, except as provided in a gubernatorial proclamation issued pursuant to  
2 section 20.1-08-04.1.
- 3 5. For a resident fur-bearer license, seven dollars.
- 4 6. For a resident fishing license, ten dollars, except that for a resident sixty-five years  
5 or over or a resident totally or permanently disabled, the license fee is three  
6 dollars.
- 7 7. For a nonresident fishing license, twenty-five dollars.
- 8 8. For a nonresident short-term seven-day fishing license, fifteen dollars.
- 9 9. For a resident husband and wife fishing license, fourteen dollars.
- 10 10. For a nonresident nongame hunting license, fifteen dollars.
- 11 11. For a wild turkey permit, eight dollars.
- 12 12. For an annual general game license, three dollars.
- 13 13. For a permit to propagate, domesticate, or possess protected wildlife, five dollars.
- 14 14. For a license to a nonresident buyer or shipper of green furs, or that person's  
15 agent, the amount that the nonresident buyer or shipper of green furs would pay  
16 for a nonresident buyer or shipper of green furs license or comparable license in  
17 that person's state of residence, or fifty dollars, whichever is greater.
- 18 15. For a license to a resident buyer or shipper of green furs, eight dollars for each  
19 place of business maintained by that person within this state.
- 20 16. For a license to a resident traveling agent, buyer, or shipper of green furs, twenty  
21 dollars.
- 22 17. For an annual license to practice taxidermy, twenty-five dollars.
- 23 18. For a permit to ship, by a person having a resident hunting license, during the  
24 respective open seasons, not to exceed in any one season twenty-five game birds,  
25 to points within this state other than that person's home or to points outside this  
26 state, three dollars.
- 27 19. For a permit to make collections of protected birds and animals for scientific  
28 purposes, ten dollars.
- 29 20. For a motorboat certificate of number and license: Each motorboat under sixteen  
30 feet [4.88 meters] in length, and all canoes, regardless of length, powered by a  
31 motor, twelve dollars. Each motorboat sixteen feet [4.88 meters] in length and

- 1 over but shorter than twenty feet [6.1 meters] in length, excluding canoes,  
2 twenty-four dollars. Each motorboat twenty feet [6.1 meters] in length or over  
3 excluding canoes, thirty-three dollars.
- 4 21. To operate watercraft used for hire, the following license fees apply for three years:  
5 Class 1. Each craft capable of carrying two adults of average weight,  
6 six dollars.  
7 Class 2. Each craft capable of carrying three adults of average weight,  
8 six dollars.  
9 Class 3. Each craft capable of carrying four adults of average weight,  
10 six dollars.  
11 Class 4. Each craft capable of carrying five adults of average weight,  
12 six dollars.  
13 Class 5. Each craft capable of carrying up to eight adults of average weight,  
14 nine dollars.  
15 Class 6. Each craft capable of carrying up to ten adults of average weight,  
16 twelve dollars.  
17 Class 7. Each craft capable of carrying up to fifteen adults of average weight,  
18 twenty-four dollars.  
19 Class 8. Each craft capable of carrying sixteen or more adults of average weight,  
20 thirty dollars.
- 21 22. For the taking of undesirable fish from the waters of this state pursuant to section  
22 20.1-06-05, fifteen dollars for each hoop-net or trap, and fifteen dollars for each  
23 seine of fifty feet [15.24 meters] or any fraction thereof.
- 24 ~~23. For a license to erect, have, and maintain on the ice in this state a fishhouse used~~  
25 ~~or to be used to protect one while ice fishing or a dark house used or to be used~~  
26 ~~for spearfishing, ten dollars for each unit.~~
- 27 ~~24.~~ For a resident paddlefish tag annual license, three dollars per tag.
- 28 ~~25.~~ 24. For a nonresident paddlefish tag annual license, seven dollars and fifty cents per  
29 tag.
- 30 ~~26.~~ 25. For an annual resident license to sell minnows or other live bait at wholesale, thirty  
31 dollars.





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- 1           7. For a nonresident fishing license, ~~twenty-five~~ thirty-five dollars.
- 2           8. For a nonresident short-term seven-day fishing license, ~~fifteen~~ twenty dollars.
- 3           9. For a resident husband and wife fishing license, fourteen dollars.
- 4           10. For a nonresident nongame hunting license, fifteen dollars.
- 5           11. For a wild turkey permit, eight dollars.
- 6           12. For an annual general game license, three dollars.
- 7           13. For a permit to propagate, domesticate, or possess protected wildlife, five dollars.
- 8           14. For a license to a nonresident buyer or shipper of green furs, or that person's  
9           agent, the amount that the nonresident buyer or shipper of green furs would pay  
10           for a nonresident buyer or shipper of green furs license or comparable license in  
11           that person's state of residence, or fifty dollars, whichever is greater.
- 12          15. For a license to a resident buyer or shipper of green furs, eight dollars for each  
13           place of business maintained by that person within this state.
- 14          16. For a license to a resident traveling agent, buyer, or shipper of green furs, twenty  
15           dollars.
- 16          17. For an annual license to practice taxidermy, twenty-five dollars.
- 17          18. For a permit to ship, by a person having a resident hunting license, during the  
18           respective open seasons, not to exceed in any one season twenty-five game birds,  
19           to points within this state other than that person's home or to points outside this  
20           state, three dollars.
- 21          19. For a permit to make collections of protected birds and animals for scientific  
22           purposes, ten dollars.
- 23          20. For a motorboat certificate of number and license: Each motorboat under sixteen  
24           feet [4.88 meters] in length, and all canoes, regardless of length, powered by a  
25           motor, twelve dollars. Each motorboat sixteen feet [4.88 meters] in length and  
26           over but shorter than twenty feet [6.1 meters] in length, excluding canoes,  
27           twenty-four dollars. Each motorboat twenty feet [6.1 meters] in length or over  
28           excluding canoes, thirty-three dollars.
- 29          21. To operate watercraft used for hire, the following license fees apply for three years:  
30           Class 1. Each craft capable of carrying two adults of average weight,  
31                           six dollars.



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- 1 ~~32.~~ 31. For a resident husband and wife frog license, five dollars.
- 2 ~~33.~~ 32. For a shooting preserve operating permit:
- 3 a. One hundred dollars, if the shooting preserve consists of an area of six
- 4 hundred forty acres [259 hectares] or less; or
- 5 b. One hundred dollars, if the shooting preserve consists of an area of more
- 6 than six hundred forty acres [259 hectares], plus fifty cents per acre
- 7 [.40 hectare] for each acre [.40 hectare] over six hundred forty acres
- 8 [259 hectares].
- 9 ~~34.~~ 33. For an annual license to guide for both hunting and fishing, one hundred fifty
- 10 dollars.
- 11 ~~35.~~ 34. For an annual license to guide only for hunting, one hundred dollars.
- 12 ~~36.~~ 35. For an annual license to guide only for fishing, one hundred dollars.
- 13 ~~37.~~ 36. For a nonresident waterfowl hunting license, ten dollars.
- 14 ~~38.~~ 37. For a nonresident husband and wife fishing license, ~~thirty-five~~ forty-five dollars.
- 15 ~~39.~~ 38. For a nonresident short-term three-day fishing license, ~~ten~~ fifteen dollars.
- 16 ~~40.~~ 39. For a nonresident fur-bearer and nongame hunting license, twenty-five dollars.
- 17 ~~41.~~ 40. For a combination license, ~~twenty-seven~~ thirty-five dollars.
- 18 ~~42.~~ 41. For a white-tailed deer license sold to certified guides or outfitters and provided by
- 19 them to nonresidents, two hundred fifty dollars.
- 20 ~~43.~~ 42. For a resident swan license, five dollars.
- 21 ~~44.~~ 43. For a nonresident swan license, twenty-five dollars.
- 22 ~~45.~~ 44. For a resident and nonresident sandhill crane license, five dollars.
- 23 ~~46.~~ 45. For a resident commercial clam license, one hundred dollars.
- 24 ~~47.~~ 46. For a nonresident commercial clam license, one thousand dollars.
- 25 ~~48.~~ 47. For a commercial clam dealer's permit, two thousand dollars. In addition, the
- 26 applicant shall submit to the director a surety bond in the sum of two thousand
- 27 dollars.
- 28 ~~49.~~ 48. For an annual nonresident license to sell minnows or other live bait at wholesale,
- 29 two hundred dollars.
- 30 ~~50.~~ 49. For a bighorn sheep license issued to a nonresident, five hundred dollars.
- 31 ~~51.~~ 50. For a nonresident reciprocal trapping license, two hundred fifty dollars.

1    ~~52.~~ 51.    For a nonresident spring white goose license, fifty dollars.

2    ~~53.~~ 52.    For a resident certificate fee, one dollar, and for a nonresident certificate fee, two  
3                    dollars. An agent may not charge a service fee for issuing a resident or  
4                    nonresident certificate fee.

5    The fees for these licenses and permits, except for motorboat license fees, must be deposited  
6    with the state treasurer and credited to the game and fish fund.

7                    **SECTION 6. AMENDMENT.** Section 20.1-03-12.1 of the North Dakota Century Code  
8    is amended and reenacted as follows:

9                    **20.1-03-12.1. Habitat restoration stamp required - Use of revenue - Land**  
10 **purchases not allowed.** Except for licenses issued under section 20.1-03-07.3, a habitat  
11 restoration stamp is required for every resident and nonresident general game license for which  
12 a stamp fee of ~~five~~ ten dollars must be charged. The habitat restoration stamp fee is in addition  
13 to the annual general game license fee charged under section 20.1-03-12. Land may not be  
14 purchased with habitat restoration stamp moneys. All moneys generated by habitat restoration  
15 stamp fees must be placed in the game and fish private land habitat and access improvement  
16 fund with five dollars of the fee allocated to the private land open to sportsmen program.

17                    **SECTION 7. APPROPRIATION.** There is appropriated out of any moneys in the game  
18 and fish fund in the state treasury, not otherwise appropriated, the sum of \$3,300,000, or so  
19 much of the sum as may be necessary, to the game and fish department for the purpose of  
20 increasing funding for the private land open to sportsmen program, for the biennium beginning  
21 July 1, 2003, and ending June 30, 2005. The game and fish department is authorized an  
22 additional five full-time equivalent employees to carry out the private land open to sportsmen  
23 program.

24                    **SECTION 8. LEGISLATIVE INTENT.** It is the intent of the fifty-eighth legislative  
25 assembly that the game and fish department use the funds appropriated in section 7 of this Act  
26 to create a new short-term lease program that targets the best access areas in portions of the  
27 state that are most impacted with hunting access problems within the private land open to  
28 sportsmen program.

29                    **SECTION 9. EFFECTIVE DATE.** Section 5 of this Act becomes effective on April 1,  
30 2004.