

**FIRST ENGROSSMENT
with House Amendments**

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2165

Introduced by

Senators Krauter, Lyson

Representatives Damschen, DeKrey, Kerzman, Nottestad

1 A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota
2 Century Code, relating to provisional hunting licenses; and to amend and reenact section
3 20.1-03-01.1 and subsection 1 of section 20.1-03-11 of the North Dakota Century Code,
4 relating to hunting licenses and requirements.

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

6 **SECTION 1. AMENDMENT.** Section 20.1-03-01.1 of the North Dakota Century Code
7 is amended and reenacted as follows:

8 **20.1-03-01.1. Director to appoint and train instructors - Prescribe course material**
9 **and classroom sites - Certify completion.** The director shall provide classroom instruction
10 on, and shall select, train, and certify persons or department personnel qualified to provide
11 instruction on, firearms and bow safety and hunter responsibility, and shall prescribe the course
12 material to be used, classroom locations, and the dates for teaching the course in this state.
13 The director also shall provide an online internet hunter safety education program for
14 individuals age sixteen and over to complete the hunter safety education requirement. The
15 director shall authorize the issuance of a certificate of completion to all persons satisfactorily
16 completing the course.

17 **SECTION 2. AMENDMENT.** Subsection 1 of section 20.1-03-11 of the North Dakota
18 Century Code is amended and reenacted as follows:

19 1. ~~No person shall~~ An individual may not hunt, kill, take, or attempt to take any big
20 game without having the appropriate big game hunting license and a locking seal
21 bearing a number corresponding to the number of the big game hunting license or
22 stamp. The locking seal ~~shall~~ must be issued as an integral part of the big game
23 hunting license. ~~No person~~ Except as otherwise provided in this subsection, an
24 individual may not apply for or be issued a big game hunting license if that

1 ~~person's~~ individual's fourteenth birthday does not occur on or before the opening
2 date of the respective big game hunting season. This age limitation does not apply
3 to applicants for big game licenses for hunting by bow and arrow. Each violation of
4 this section ~~shall be~~ is a distinct and separate offense. The following provisions
5 govern youth deer hunting:

- 6 a. An individual whose twelfth birthday occurs on or before the opening date of
7 the youth deer hunting season but is younger than sixteen years of age may
8 participate in a youth season once in a lifetime;
- 9 b. An individual whose twelfth birthday occurs on or before the opening date of
10 the youth deer hunting season but is younger than fourteen years of age may
11 participate only in the youth deer hunting season; and
- 12 c. An individual whose fourteenth birthday occurs on or before the opening date
13 of the youth deer hunting season but is younger than sixteen years of age
14 must participate in the regular deer gun lottery and, subject to subdivision a,
15 may use that license for either the youth deer hunting season or the regular
16 deer gun season.

17 **SECTION 3.** A new section to chapter 20.1-03 of the North Dakota Century Code is
18 created and enacted as follows:

19 **Provisional license for residents over eighteen years of age.** The director shall
20 establish a provisional license for residents over eighteen years of age who have not completed
21 the hunter safety education program under sections 20.1-03-01.1 and 20.1-03-01.2. A
22 provisional license issued under this section entitles an individual to hunt small game and deer
23 during any one season. An individual hunting with a provisional license issued under this
24 section may hunt only under the direct supervision of an individual over eighteen years of age
25 who has completed the hunter safety education program under sections 20.1-03-01.1 and
26 20.1-03-01.2 or has purchased a license to hunt within the previous year. The director may not
27 charge a fee for a provisional license issued under this section.