

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1227

Introduced by

Representatives Headland, Damschen, Porter

Senators Erbele, Hogue

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; to amend and reenact section
3 20.1-03-01.1, subsection 1 of section 20.1-03-11, subsection 3 of section 20.1-03-12, and
4 section 20.1-03-12.1 of the North Dakota Century Code, relating to hunting licenses and
5 requirements; and to provide an appropriation.

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

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

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

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

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

individual may not apply for or be issued a big game hunting license if that person's individual's fourteenth birthday does not occur on or before the opening date of the respective big game hunting season. However, an individual may apply for and be issued a deer hunting license if that person's twelfth birthday occurs on or before the opening date of deer hunting season. An individual may only receive one license to hunt deer under this provision in a lifetime. This age limitation does not apply to applicants for big game licenses for hunting by bow and arrow. Each violation of this section ~~shall be~~ is a distinct and separate offense.

SECTION 3. AMENDMENT. Subsection 3 of section 20.1-03-12 of the North Dakota Century Code is amended and reenacted as follows:

3. ~~For~~ Except as otherwise provided in this subsection, for a resident big game hunting license, twenty dollars, except the fee for a licensee under age sixteen is ten dollars, except as provided in a gubernatorial proclamation issued pursuant to section 20.1-08-04.1. There is no fee for a doe license issued to an individual under sixteen years of age.

SECTION 4. AMENDMENT. Section 20.1-03-12.1 of the North Dakota Century Code is amended and reenacted as follows:

20.1-03-12.1. Habitat restoration stamp required - Use of revenue - Land purchases not allowed. Except for licenses issued under section 20.1-03-07.3 and as otherwise provided in this section, a habitat restoration stamp is required for every resident and nonresident general game license for which a stamp fee of ten dollars must be charged. There is no fee for a habitat restoration stamp issued to a resident under sixteen years of age. The habitat restoration stamp fee is in addition to the annual general game license fee charged under section 20.1-03-12. Land may not be purchased with habitat restoration stamp moneys. All moneys generated by habitat restoration stamp fees must be placed in the game and fish private land habitat and access improvement fund with five dollars of the fee allocated to the private land open to sportsmen program.

SECTION 5. A new section to chapter 20.1-03 of the North Dakota Century Code is created and enacted as follows:

Provisional license for hunters over eighteen years of age. The director shall establish a provisional license for hunters over eighteen years of age. A provisional license

1 issued under this section entitles an individual to hunt during any two seasons for which
2 licenses are not issued by lottery. An individual hunting with a provisional license issued under
3 this section may only hunt under the direct supervision of an individual over eighteen years of
4 age who has completed the hunter safety education program under sections 20.1-03-01.1 and
5 20.1-03-01.2. The director may not charge a fee for a provisional license issued under this
6 section.

7 **SECTION 6. APPROPRIATION - GRANTS.** There is appropriated out of any moneys
8 in the game and fish fund in the state treasury, not otherwise appropriated, the sum of \$60,000,
9 or so much of the sum as may be necessary, to the game and fish department for the purpose
10 of carrying out a grant program to encourage hunting by youths, for the biennium beginning
11 July 1, 2009, and ending June 30, 2011. The director of the game and fish department may
12 provide grants under this program to local communities to fund shooting ranges and other
13 related activities to encourage hunting by youth.