

Sixty-third
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1130

Introduced by

Representatives Porter, Damschen, Hofstad

Senators Burckhard, Carlisle, Lyson

1 A BILL ~~for an Act to amend and reenact sections 20.1-03-12, 20.1-03-12.1, and 20.1-03-12.2 of~~
2 ~~the North Dakota Century Code, relating to hunting fees.~~ for an Act to amend and reenact
3 section 20.1-03-17 of the North Dakota Century Code, relating to computerized issuance of
4 game and fish licenses.

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

6 ~~— **SECTION 1. AMENDMENT.** Section 20.1-03-12 of the North Dakota Century Code is~~
7 ~~amended and reenacted as follows:~~

8 ~~— **20.1-03-12. Schedule of fees for licenses and permits.**~~

9 ~~— The various license and permit fees are as follows:~~

10 ~~— 1. For a resident, age sixteen and over, small game hunting license, sixteen dollars.~~

11 ~~— 2. For a nonresident small game hunting license, eighty-five~~ninety-four~~ dollars.~~

12 ~~— 3. For a resident big game hunting license, twenty~~twenty-five~~ dollars, except the fee for a~~
13 ~~licensee under age sixteen is tene~~eleven~~ dollars, except as provided in a gubernatorial~~
14 ~~proclamation issued pursuant to section 20.1-08-04.1.~~

15 ~~— 4. Except for a nonresident who participates on the same basis as a resident in a lottery~~
16 ~~for deer licenses remaining after the second lottery for residents under subsection 4 of~~
17 ~~section 20.1-03-11, for a nonresident big game hunting license, two hundred ~~twenty~~~~
18 ~~dollars, and for a nonresident bow license, two hundred ~~twenty~~ dollars, and a~~
19 ~~nonrefundable five-dollar application fee must accompany any lottery license fee under~~
20 ~~this subsection, except as provided in a gubernatorial proclamation issued pursuant to~~
21 ~~section 20.1-08-04.1. For a nonresident who participates on the same basis as a~~
22 ~~resident in a lottery for deer licenses remaining after the second lottery for residents,~~
23 ~~fifty dollars.~~

24 ~~— 5. For a resident fur-bearer license, seventen dollars.~~

- 1 ~~6.~~ For a resident fishing license, ~~tensixteen~~ dollars, except that for a resident sixty-five
2 years or over, ~~the license fee is five dollars~~, or a resident totally or permanently
3 disabled, the license fee is three dollars.
- 4 ~~7.~~ For a nonresident fishing license, ~~thirty-fiveforty five~~ dollars.
- 5 ~~8.~~ For a nonresident short-term seven-day fishing license, twenty dollars.
- 6 ~~9.~~ For a resident husband and wife fishing license, ~~fourteentwenty two~~ dollars.
- 7 ~~10.9.~~ For a nonresident nongame hunting license, fifteen dollars.
- 8 ~~11.10.~~ For a resident wild turkey permit, ~~eightten~~ dollars.
- 9 ~~12.11.~~ For an annual general game license, three dollars.
- 10 ~~13.12.~~ For a license to a nonresident buyer or shipper of green furs, or that person's agent,
11 the amount that the nonresident buyer or shipper of green furs would pay for a
12 nonresident buyer or shipper of green furs license or comparable license in that
13 person's state of residence, or fifty dollars, whichever is greater.
- 14 ~~14.13.~~ For a license to a resident buyer or shipper of green furs, eight dollars for each place
15 of business maintained by that person within this state.
- 16 ~~15.14.~~ For a license to a resident traveling agent, buyer, or shipper of green furs, twenty
17 dollars.
- 18 ~~16.15.~~ For an annual license to practice taxidermy, ~~twenty five~~ dollars.
- 19 ~~17.16.~~ For a permit to ship, by a person having a resident hunting license, during the
20 respective open seasons, not to exceed in any one season twenty-five game birds, to
21 points within this state other than that person's home or to points outside this state,
22 three dollars.
- 23 ~~18.17.~~ For a permit to make collections of protected birds and animals for scientific purposes,
24 ten dollars.
- 25 ~~19.18.~~ For a motorboat certificate of number and license: Each motorboat under sixteen feet
26 [4.88 meters] in length, and all canoes, regardless of length, powered by a motor,
27 ~~twelveeighteen~~ dollars. Each motorboat sixteen feet [4.88 meters] in length and over
28 but shorter than twenty feet [6.1 meters] in length, excluding canoes,
29 ~~twenty-fourthirty six~~ dollars. Each motorboat twenty feet [6.1 meters] in length or over
30 excluding canoes, ~~thirty threeforty five~~ dollars.
- 31 ~~20.19.~~ To operate watercraft used for hire, the following license fees apply for three years:

- 1 —Class 1. Each craft capable of carrying two adults of average weight, six dollars.
- 2 —Class 2. Each craft capable of carrying three adults of average weight, six
- 3 dollars.
- 4 —Class 3. Each craft capable of carrying four adults of average weight, six dollars.
- 5 —Class 4. Each craft capable of carrying five adults of average weight, six dollars.
- 6 —Class 5. Each craft capable of carrying up to eight adults of average weight, nine
- 7 dollars.
- 8 —Class 6. Each craft capable of carrying up to ten adults of average weight, twelve
- 9 dollars.
- 10 —Class 7. Each craft capable of carrying up to fifteen adults of average weight,
- 11 twenty-four dollars.
- 12 —Class 8. Each craft capable of carrying sixteen or more adults of average weight,
- 13 thirty dollars.
- 14 ~~21.20.~~—For the taking of undesirable fish from the waters of this state pursuant to section
- 15 20.1-06-05, fifteen dollars for each hoop net or trap, and fifteen dollars for each seine
- 16 of fifty feet [15.24 meters] or any fraction thereof.
- 17 ~~22.21.~~—For a resident paddlefish tag annual license, ~~threeten~~ thirteen dollars per tag.
- 18 ~~23.22.~~—For a nonresident paddlefish tag annual license, ~~seventwenty five~~ seventy five dollars and fifty
- 19 cents per tag.
- 20 ~~24.23.~~—For an annual resident license to sell minnows or other live bait at wholesale, fifty
- 21 dollars.
- 22 ~~25.24.~~—For an annual license to sell minnows or other live bait at retail, fifteen dollars, except
- 23 the fee is seventy-five dollars if white suckers are sold.
- 24 ~~26.25.~~—For an annual license to operate a private fish hatchery, seventy-five dollars.
- 25 ~~27.26.~~—For a resident commercial frog license, fifty dollars.
- 26 ~~28.27.~~—For a nonresident commercial frog license, two hundred dollars.
- 27 ~~29.28.~~—For a resident frog license, three dollars.
- 28 ~~30.29.~~—For a resident husband and wife frog license, five dollars.
- 29 ~~31.30.~~—For a shooting preserve operating permit, one hundred dollars, plus thirty cents per
- 30 acre [.40 hectare] for each acre [.40 hectare].
- 31 ~~32.31.~~—For a nonresident waterfowl hunting license, ~~eighty five~~ ninety four dollars.

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- 1 ~~33.32.~~ For a nonresident husband and wife fishing license, ~~forty-five~~sixty dollars.
- 2 ~~34.33.~~ For a nonresident short-term three-day fishing license, ~~fifteen~~twenty dollars.
- 3 ~~35.34.~~ For a nonresident fur-bearer and nongame hunting license, ~~twenty-five~~twenty-eight
- 4 dollars.
- 5 ~~36.35.~~ For a combination license, ~~thirty-two~~thirty-eight dollars.
- 6 ~~37.36.~~ For a white-tailed deer license sold to certified guides or outfitters and provided by
- 7 them to nonresidents, two hundred fifty dollars.
- 8 ~~38.37.~~ For a resident swan license, ~~five~~ten dollars.
- 9 ~~39.38.~~ For a nonresident swan license, ~~twenty-five~~twenty-eight dollars.
- 10 ~~40.39.~~ For a resident and nonresident sandhill crane license, ~~five~~ten dollars.
- 11 ~~41.40.~~ For a resident commercial clam license, one hundred dollars.
- 12 ~~42.41.~~ For a nonresident commercial clam license, one thousand dollars.
- 13 ~~43.42.~~ For a commercial clam dealer's permit, two thousand dollars. In addition, the applicant
- 14 shall submit to the director a surety bond in the sum of two thousand dollars.
- 15 ~~44.43.~~ For an annual class B nonresident license to sell minnows or other live bait at
- 16 wholesale, two hundred fifty dollars.
- 17 ~~45.44.~~ For a bighorn sheep license issued to a nonresident, five hundred dollars.
- 18 ~~46.45.~~ For a nonresident reciprocal trapping license, two hundred fifty dollars.
- 19 ~~47.46.~~ For a nonresident spring white goose license, fifty dollars.
- 20 ~~48.47.~~ For a resident certificate fee, one dollar, and for a nonresident certificate fee, two
- 21 dollars. An agent may not charge a service fee for issuing a resident or nonresident
- 22 certificate fee.
- 23 ~~49.48.~~ For a nonresident short-term ten-day fishing license, ~~twenty-five~~thirty dollars.
- 24 ~~50.49.~~ For a nonresident wild turkey permit, eighty dollars.
- 25 ~~51.50.~~ For a statewide nonresident waterfowl hunting license, one hundred twenty-five
- 26 dollars.
- 27 ~~52.51.~~ For an annual class A nonresident license to sell minnows or other live bait at
- 28 wholesale, five hundred dollars.
- 29 The fees for these licenses and permits must be deposited with the state treasurer and credited
- 30 to the game and fish fund. Forty-five dollars of each nonresident big game hunting license fee
- 31 must be used for the private land initiative.

1 ~~— **SECTION 2. AMENDMENT.** Section 20.1-03-12.1 of the North Dakota Century Code is~~
2 ~~amended and reenacted as follows:~~

3 ~~— **20.1-03-12.1. Habitat restoration stamp required – Use of revenue – Land purchases**~~
4 ~~**not allowed.**~~

5 ~~— Except for licenses issued under section 20.1-03-07.3, a habitat restoration stamp is~~
6 ~~required for every resident and nonresident general game license for which a stamp fee of~~
7 ~~tenseventeen dollars must be charged. The habitat restoration stamp fee is in addition to the~~
8 ~~annual general game license fee charged under section 20.1-03-12. Land may not be~~
9 ~~purchased with habitat restoration stamp moneys. All moneys generated by habitat restoration~~
10 ~~stamp fees must be placed in the game and fish private land habitat and access improvement~~
11 ~~fund with fiveeight dollars of the fee allocated to the private land open to sportsmen program.~~

12 ~~— **SECTION 3. AMENDMENT.** Section 20.1-03-12.2 of the North Dakota Century Code is~~
13 ~~amended and reenacted as follows:~~

14 ~~— **20.1-03-12.2. Hunting license and permit application fees.**~~

15 ~~— Each resident applying for a license or permit to hunt elk, moose, or bighorn sheep under~~
16 ~~this chapter must be assessed a nonrefundable application fee of threefive dollars for each~~
17 ~~license or permit application in addition to the fee charged for the issuance of the license or~~
18 ~~permit under this chapter. Each nonresident applying for a license or permit to hunt bighorn~~
19 ~~sheep under this chapter must be assessed a nonrefundable application fee of one hundred~~
20 ~~dollars in addition to the fee charged for the issuance of a license or permit to hunt bighorn~~
21 ~~sheep under this chapter.~~

22 **SECTION 1. AMENDMENT.** Section 20.1-03-17 of the North Dakota Century Code is
23 amended and reenacted as follows:

24 **20.1-03-17. Issuance of licenses - Who to issue - County auditor may appoint agents**
25 **to receive service fees - Disposition of proceeds - Continuing appropriation.**

26 All hunting, fur-bearer, fishing, and taxidermists' licenses must be issued by county auditors,
27 the director, deputy director, and bonded game wardens. The county auditors, deputy director,
28 and each bonded game warden shall send the director all license fees. For each license the
29 county auditor issues, the county auditor shall collect the authorized charges and record them in
30 the county auditor's record of cash received. Unless the county auditor and the board of county
31 commissioners execute a written agreement providing for the disposition of compensation for

1 the issuance of licenses, the county auditor is entitled to be reimbursed, as compensation,
2 twenty-five cents for the issuance of each of the first one thousand resident hunting, fishing, or
3 fur-bearer licenses issued each year and fifteen cents for the issuance of each resident hunting,
4 fishing, or fur-bearer license issued in excess of the first one thousand licenses issued each
5 year; one dollar for the issuance of each nonresident hunting or fur-bearer license; twenty-five
6 cents for the issuance of each nonresident fishing license; and ten cents for the issuance of
7 each nonresident general game license. The compensation due for the issuance of licenses is
8 hereby appropriated as a standing and continuing appropriation from the game and fish fund for
9 the purposes of this section. By March 1, 2015, each county auditor shall implement a
10 computerized online licensing system approved by the department. The county auditor is
11 responsible for any equipment, supplies, and technical support associated with selling licenses
12 online.

13 The county auditor may appoint agents to distribute hunting and fishing licenses or stamps.
14 A county auditor may not provide hunting or fishing licenses to agents located outside this state,
15 but the director may provide licenses to agents located outside this state if there are no agents
16 located a reasonable distance within this state where nonresidents may obtain licenses. The
17 director and county auditor may require agents to show evidence of adequate financial security
18 before the agents are appointed. Adequate financial security may be evidenced by a letter of
19 credit, cash deposit, or bond. Agents may be bonded through the state bonding fund. The
20 agents may charge purchasers a service fee of fifty cents for each license. Service fees may be
21 retained by the agent. The agent shall return the remainder of the license fees to the county
22 auditor for deposit with the county treasurer, or to the director if the agent is appointed by the
23 director, at least once each month, and not later than three days after the close of the month.
24 Notwithstanding section 26.1-21-11, if a claim against the state bonding fund is not filed within
25 sixty days of the expiration of the reporting period provided in this section, the claim is waived.
26 Deposits are to be accompanied by a report showing the amounts received from the sale of
27 each type of license, the amount retained, and the net amounts deposited. The county treasurer
28 shall credit the fees so deposited to a separate account and shall hold the fees, subject to
29 warrant for payment thereof drawn by the county auditor in favor of the director. The director
30 shall deposit all license or stamp fees received with the state treasurer to be credited to the
31 game and fish fund. By March 1, 2016, each agent appointed by a county auditor to distribute

- 1 hunting and fishing licenses or stamps shall implement a computerized online licensing system
- 2 approved by the department. The agent is responsible for any equipment, supplies, and
- 3 technical support associated with selling licenses online.