

HOUSE BILL NO. 1356

Introduced by

Representatives Porter, Damschen

Senators Schaible, Unruh

1 A BILL for an Act to amend and reenact subdivision c of subsection 17 of section 20.1-02-05,
2 sections 20.1-02-28 and 20.1-05-02 of the North Dakota Century Code, relating to depredation
3 prevention by landowners.

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

5 **SECTION 1. AMENDMENT.** Subdivision c of subsection 17 of section 20.1-02-05 of the
6 North Dakota Century Code is amended and reenacted as follows:

7 c. Carrying out practices or designating an individual to carry out practices or
8 authorizing or having the designee authorize landowners to carry out practices
9 that will alleviate depredations caused by predatory animals and big game
10 animals.

11 **SECTION 2. AMENDMENT.** Section 20.1-02-28 of the North Dakota Century Code is
12 amended and reenacted as follows:

13 **20.1-02-28. Deerproof hay yard program.**

14 Within legislative appropriations, the director shall provide for a deerproof hay yard
15 program. The deerproof hay yard program must provide materials and supplies at no cost and
16 construction cost-share assistance to landowners for the establishment of deerproof hay yards
17 to protect crops, hay, or feed on private property with deer depredation problems. A landowner
18 who allows commercial hunting for big game on a majority of acres owned and operated in
19 exchange for compensation and who posts a majority of the acres owned and operated by that
20 person to prohibit big game hunting is not eligible to participate in the deerproof hay yard
21 program. The department shall establish a prorated repayment system over a three-year period.
22 For winter management program purposes of this section, a person may not willfully hunt,
23 harass, chase, pursue, take, attempt to take, possess, transport, ship, convey by common
24 carrier, sell, barter, or exchange a deer except as provided in carrying out practices to alleviate

1 depredations under the private land habitat and access improvement program and elsewhere in
2 this title.

3 **SECTION 3. AMENDMENT.** Section 20.1-05-02 of the North Dakota Century Code is
4 amended and reenacted as follows:

5 **20.1-05-02. Big game animals protected.**

6 Except as otherwise provided in section 20.1-02-28, a person may not hunt, harass, chase,
7 pursue, take, attempt to take, possess, transport, ship, convey by common or private carrier,
8 sell, barter, or exchange a big game animal except as provided in carrying out practices to
9 alleviate depredations under the private land habitat and access improvement program and
10 elsewhere in this title.