

Introduced by

Senator Anderson

Representative Longmuir

1 A BILL ~~for an Act to amend and reenact sections 20.1-01-08 and 20.1-05-04 of the North~~
 2 ~~Dakota Century Code, relating to use of infrared, red, green, or amber artificial light while~~
 3 ~~hunting coyote and fox.~~ for an Act to amend and reenact subsection 6 of section 54-17.8-06 of
 4 the North Dakota Century Code, relating to the North Dakota outdoor heritage advisory board.

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

6 ~~— **SECTION 1. AMENDMENT.** Section 20.1-01-08 of the North Dakota Century Code is~~
 7 ~~amended and reenacted as follows:~~

8 ~~— **20.1-01-08. Hunting with artificial light prohibited – Exception.**~~

9 ~~— It is unlawful for an~~An individual to~~may not~~ pursue, shoot, kill, take, or attempt to take any
 10 ~~wildlife between sunset of one day and sunrise of the next, with the aid of a spotlight or any~~
 11 ~~other artificial light. This section does not make it unlawful for, except an individual to use~~ may:

12 ~~— 1. Use a lantern, spotlight, or other artificial light to assist the person in pursuing and~~
 13 ~~shooting on the person's premises any~~ a ~~coyote, fox, skunk, mink, raccoon, beaver,~~
 14 ~~weasel, owl, rabbit, or other predatory animal or bird, attacking and attempting to~~
 15 ~~destroy the person's poultry, livestock, or other property. It is permissible to use; and~~

16 ~~— 2. Use an artificial light, including infrared, with a power source of not more than six volts~~
 17 ~~while hunting a~~ foot for ~~coyote, fox, raccoon, or beaver during the open season on the~~
 18 ~~animal. A red or amber filter~~ The artificial light ~~must be placed on any artificial~~
 19 ~~light~~ produce a red, green, or amber color when used in the hunting of ~~coyote, fox,~~
 20 ~~raccoon, or beaver, except when taking a raccoon treed or at bay.~~

21 ~~— **SECTION 2. AMENDMENT.** Section 20.1-05-04 of the North Dakota Century Code is~~
 22 ~~amended and reenacted as follows:~~

- 1 ~~20.1-05-04. Using certain animals and artificial lights in taking big game unlawful.~~
2 ~~No person, to hunt, pursue, kill, take, or attempt~~~~While hunting, pursuing, killing, taking, or~~
3 ~~attempting to take, or to aid~~~~aiding in the hunting or taking of, any big game animal, an individual~~
4 ~~may not:~~
- 5 ~~1. Use any animal except horses or mules.~~
6 ~~2. Use any artificial light, including spotlights~~~~a spotlight and an automobile and or~~
7 ~~motorcycle headlights~~~~headlight.~~
8 ~~3. Engage in the practice commonly known as shining for deer. An individual who~~
9 ~~shines any~~~~an area commonly frequented by big game animals with any artificial light,~~
10 ~~between the hours of sunset and sunrise, is in violation of this section. However, an~~
11 ~~individual may use a flashlight with a power source of not over~~~~more than six volts in~~
12 ~~the area to take~~ ~~coyote, fox, raccoon,~~ ~~or beaver.~~

13 **SECTION 1. AMENDMENT.** Subsection 6 of section 54-17.8-06 of the North Dakota
14 Century Code is amended and reenacted as follows:

- 15 6. The advisory board ~~shall recommend~~may not forward a grant application to the
16 commission unless the ~~approval of grants~~application is for funding activities that fulfill
17 the purposes of this chapter and the application receives a favorable recommendation
18 from a majority of the advisory board members.