

HOUSE BILL NO. 1327

Introduced by

Representatives Hanson, Kroeber, Stefonowicz

Senators B. Stenehjem, Thompson, Traynor

1 A BILL for an Act to amend and reenact sections 20.1-06-07 and 20.1-06-08 of the North
2 Dakota Century Code, relating to fishhouses.

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

4 **SECTION 1. AMENDMENT.** Section 20.1-06-07 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **20.1-06-07. Fishhouses - License - Removal - Penalty.**

7 1. ~~No~~ A person, ~~except as provided in section 20.1-06-05,~~ may erect, have, or
8 maintain on the ice in any waters of this state, a fishhouse used or to be used while
9 ice fishing, or a dark house used or to be used for spearfishing, ~~without first~~
10 ~~obtaining a separate license for each unit used. Licenses must be issued by the~~
11 ~~director, for the period of five winter fishing seasons, including the season~~
12 ~~commencing in the year of purchase. Fishhouse licenses are not transferable and~~
13 ~~fishhouses that are transferred must be relicensed for a five year period by the new~~
14 ~~owner of the fishhouse. Licenses~~ Fishhouse and dark house owners are subject to
15 the rules the director may adopt governing the construction, maintenance, and use
16 of these units. The outside of each ~~licensed~~ unoccupied unit must have inscribed
17 on it, in readily distinguishable characters at least ~~six~~ three inches [~~45.24~~ 7.62
18 centimeters] high, the ~~license number and the~~ owner's name and address or phone
19 number. An unoccupied fishhouse or dark house left on the ice without an owner's
20 name and address or phone number may be removed or destroyed by the
21 department. Any person who violates this subsection is guilty of a class 2
22 noncriminal offense.

1 2. Each unit must be removed from the ice by that date established by the governor's
2 proclamation. Failure to remove a unit is deemed an abandonment and the
3 director may remove or destroy abandoned units.

4 **SECTION 2. AMENDMENT.** Section 20.1-06-08 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **20.1-06-08. Spearfishing from dark houses.** Fish may be taken by spearing through
7 the ice from dark houses. Spearfishing seasons, and the species which may be taken, must be
8 provided for by the governor's order or proclamation. The fishing license provided for in chapter
9 20.1-03 includes the privilege of such spearfishing. ~~All dark houses must be licensed pursuant~~
10 ~~to section 20.1-06-07.~~