

September 2002

Introduced by

1 A BILL for an Act to create and enact section 20.1-03-07.4 of the North Dakota Century Code,  
2 relating to a special nonresident waterfowl license; and to amend and reenact section  
3 20.1-03-07.1 and subsection 37 of section 20.1-03-12 of the North Dakota Century Code,  
4 relating to nonresident waterfowl hunting licenses.

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

6 **SECTION 1. AMENDMENT.** Section 20.1-03-07.1 of the North Dakota Century Code  
7 is amended and reenacted as follows:

8 **20.1-03-07.1. Nonresident waterfowl hunting license required.** Except as provided  
9 in sections 20.1-03-07.2 ~~and~~, 20.1-03-07.3, and 20.1-03-07.4, a nonresident may not hunt  
10 waterfowl unless that person first obtains a nonresident waterfowl hunting license, in addition to  
11 a nonresident small game hunting license. The nonresident waterfowl hunting license entitles  
12 the nonresident to hunt waterfowl for any period of fourteen consecutive days, any period of  
13 seven consecutive days, or any two periods of seven consecutive days each. A license  
14 authorizing the fourteen-day hunting period allows hunting in a specified waterfowl hunting  
15 zone. A license authorizing one 7-day hunting period allows hunting statewide. A license  
16 authorizing two 7-day hunting periods allows hunting in a specified zone during each period.  
17 The governor, in the governor's proclamation, shall specify various waterfowl hunting zones for  
18 which nonresident waterfowl hunting licenses will be available, and may specify the number of  
19 licenses which may be issued in each zone and the manner in which they are to be issued. A  
20 nonresident is entitled to purchase only one nonresident waterfowl hunting license per year.

21 **SECTION 2.** Section 20.1-03-07.4 of the North Dakota Century Code is created and  
22 enacted as follows:

23 **20.1-03-07.4. Special nonresident waterfowl hunting license for private property.**

24 A nonresident shall apply for and purchase a special nonresident waterfowl license, in addition

1 to a nonresident small game hunting license, to hunt waterfowl as provided by this section. The  
2 special nonresident waterfowl hunting license entitles the nonresident to hunt waterfowl for the  
3 duration of the nonresident waterfowl hunting season solely on private property owned by a  
4 person who is a resident and actively farms or ranches on that property. The nonresident  
5 applicant must be related to the third degree of consanguinity by blood or through marriage or  
6 have been a resident of this state for one continuous year in the past and shall state the  
7 relationship or the address of residency on the application. The application must include the  
8 legal description of the property to be hunted upon and must be signed by the applicant and by  
9 the individual who actively farms or ranches on that property. A guide or outfitter may not  
10 provide any service except lodging and transportation to a licensee hunting under a license  
11 issued under this section. For the purpose of this section, "private property" means real  
12 property to which the owner or active farmer or rancher has the right to exclude hunters.

13 **SECTION 3. AMENDMENT.** Subsection 37 of section 20.1-03-12 of the North Dakota  
14 Century Code is amended and reenacted as follows:

15 37. For a nonresident waterfowl hunting license or special nonresident waterfowl  
16 hunting license, ten dollars.