

**HOUSE BILL NO. 1339**

Introduced by

Representatives Kerzman, DeKrey, Froelich

Senator Lyson

1 A BILL for an Act to amend and reenact subsection 1 of section 20.1-03-07 and section  
2 20.1-03-12 of the North Dakota Century Code, relating to small game hunting by nonresidents;  
3 and to repeal section 20.1-08-04.9 of the North Dakota Century Code, relating to hunting by  
4 nonresidents.

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

6 **SECTION 1. AMENDMENT.** Subsection 1 of section 20.1-03-07 of the North Dakota  
7 Century Code is amended and reenacted as follows:

8 1. Hunt, catch, take, or kill any small game without a ~~nonresident~~ small game license.  
9 ~~The nonresident small game license entitles the nonresident to hunt small game~~  
10 ~~for any period of ten consecutive days or any two periods of five consecutive days~~  
11 ~~each. The hunting period for which the license is valid must be designated on the~~  
12 ~~license. A nonresident small game license is not required to hunt waterfowl under~~  
13 ~~section 20.1-03-07.1. A nonresident may purchase more than one nonresident~~  
14 ~~small game license per year.~~

15 **SECTION 2. AMENDMENT.** Section 20.1-03-12 of the North Dakota Century Code is  
16 amended and reenacted as follows:

17 **20.1-03-12. Schedule of fees for licenses and permits.** The various license and  
18 permit fees are as follows:

- 19 1. For ~~a resident~~ an individual, age sixteen and over, small game hunting license, six  
20 dollars.
- 21 2. ~~For a nonresident small game hunting license, eighty five dollars.~~
- 22 3. For a resident big game hunting license, twenty dollars, except the fee for a  
23 licensee under age sixteen is ten dollars, except as provided in a gubernatorial  
24 proclamation issued pursuant to section 20.1-08-04.1.

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- 1       ~~4.~~ 3. Except for a nonresident who participates on the same basis as a resident in a  
2                   lottery for deer licenses remaining after the second lottery for residents under  
3                   subsection 4 of section 20.1-03-11, for a nonresident big game hunting license, two  
4                   hundred dollars, and for a nonresident bow license, two hundred dollars, and a  
5                   nonrefundable five dollar application fee must accompany any lottery license fee  
6                   under this subsection, except as provided in a gubernatorial proclamation issued  
7                   pursuant to section 20.1-08-04.1. For a nonresident who participates on the same  
8                   basis as a resident in a lottery for deer licenses remaining after the second lottery  
9                   for residents, fifty dollars.
- 10       ~~5.~~ 4. For a resident fur-bearer license, seven dollars.
- 11       ~~6.~~ 5. For a resident fishing license, ten dollars, except that for a resident sixty-five years  
12                   or over or a resident totally or permanently disabled, the license fee is three  
13                   dollars.
- 14       ~~7.~~ 6. For a nonresident fishing license, thirty-five dollars.
- 15       ~~8.~~ 7. For a nonresident short-term seven-day fishing license, twenty dollars.
- 16       ~~9.~~ 8. For a resident husband and wife fishing license, fourteen dollars.
- 17       ~~10.~~ 9. For a nonresident nongame hunting license, fifteen dollars.
- 18       ~~11.~~ 10. For a wild turkey permit, eight dollars.
- 19       ~~12.~~ 11. For an annual general game license, three dollars.
- 20       ~~13.~~ 12. For a permit to propagate, domesticate, or possess protected wildlife, five dollars.
- 21       ~~14.~~ 13. For a license to a nonresident buyer or shipper of green furs, or that person's  
22                   agent, the amount that the nonresident buyer or shipper of green furs would pay for  
23                   a nonresident buyer or shipper of green furs license or comparable license in that  
24                   person's state of residence, or fifty dollars, whichever is greater.
- 25       ~~15.~~ 14. For a license to a resident buyer or shipper of green furs, eight dollars for each  
26                   place of business maintained by that person within this state.
- 27       ~~16.~~ 15. For a license to a resident traveling agent, buyer, or shipper of green furs, twenty  
28                   dollars.
- 29       ~~17.~~ 16. For an annual license to practice taxidermy, twenty-five dollars.
- 30       ~~18.~~ 17. For a permit to ship, by a person having a resident hunting license, during the  
31                   respective open seasons, not to exceed in any one season twenty-five game birds,

- 1 to points within this state other than that person's home or to points outside this  
2 state, three dollars.
- 3 ~~19.~~ 18. For a permit to make collections of protected birds and animals for scientific  
4 purposes, ten dollars.
- 5 ~~20.~~ 19. For a motorboat certificate of number and license: Each motorboat under sixteen  
6 feet [4.88 meters] in length, and all canoes, regardless of length, powered by a  
7 motor, twelve dollars. Each motorboat sixteen feet [4.88 meters] in length and over  
8 but shorter than twenty feet [6.1 meters] in length, excluding canoes, twenty-four  
9 dollars. Each motorboat twenty feet [6.1 meters] in length or over excluding  
10 canoes, thirty-three dollars.
- 11 ~~24.~~ 20. To operate watercraft used for hire, the following license fees apply for three years:  
12 Class 1. Each craft capable of carrying two adults of average weight,  
13 six dollars.
- 14 Class 2. Each craft capable of carrying three adults of average weight,  
15 six dollars.
- 16 Class 3. Each craft capable of carrying four adults of average weight,  
17 six dollars.
- 18 Class 4. Each craft capable of carrying five adults of average weight,  
19 six dollars.
- 20 Class 5. Each craft capable of carrying up to eight adults of average weight,  
21 nine dollars.
- 22 Class 6. Each craft capable of carrying up to ten adults of average weight,  
23 twelve dollars.
- 24 Class 7. Each craft capable of carrying up to fifteen adults of average weight,  
25 twenty-four dollars.
- 26 Class 8. Each craft capable of carrying sixteen or more adults of average weight,  
27 thirty dollars.
- 28 ~~22.~~ 21. For the taking of undesirable fish from the waters of this state pursuant to section  
29 20.1-06-05, fifteen dollars for each hoop-net or trap, and fifteen dollars for each  
30 seine of fifty feet [15.24 meters] or any fraction thereof.
- 31 ~~23.~~ 22. For a resident paddlefish tag annual license, three dollars per tag.

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- 1     ~~24.~~ 23.   For a nonresident paddlefish tag annual license, seven dollars and fifty cents per  
2                   tag.
- 3     ~~25.~~ 24.   For an annual resident license to sell minnows or other live bait at wholesale, thirty  
4                   dollars.
- 5     ~~26.~~ 25.   For an annual license to sell minnows or other live bait at retail, fifteen dollars,  
6                   except the fee is seventy-five dollars if white suckers are sold.
- 7     ~~27.~~ 26.   For an annual license to operate a private fish hatchery, seventy-five dollars.
- 8     ~~28.~~ 27.   For a resident commercial frog license, fifty dollars.
- 9     ~~29.~~ 28.   For a nonresident commercial frog license, two hundred dollars.
- 10    ~~30.~~ 29.   For a resident frog license, three dollars.
- 11    ~~31.~~ 30.   For a resident husband and wife frog license, five dollars.
- 12    ~~32.~~ 31.   For a shooting preserve operating permit:
- 13                   a.   One hundred dollars, if the shooting preserve consists of an area of six  
14                   hundred forty acres [259 hectares] or less; or
- 15                   b.   One hundred dollars, if the shooting preserve consists of an area of more than  
16                   six hundred forty acres [259 hectares], plus fifty cents per acre [.40 hectare]  
17                   for each acre [.40 hectare] over six hundred forty acres [259 hectares].
- 18    ~~33.~~ 32.   For a nonresident waterfowl hunting license, eighty-five dollars.
- 19    ~~34.~~ 33.   For a nonresident husband and wife fishing license, forty-five dollars.
- 20    ~~35.~~ 34.   For a nonresident short-term three-day fishing license, fifteen dollars.
- 21    ~~36.~~ 35.   For a nonresident fur-bearer and nongame hunting license, twenty-five dollars.
- 22    ~~37.~~ 36.   For a combination license, thirty-two dollars.
- 23    ~~38.~~ 37.   For a white-tailed deer license sold to certified guides or outfitters and provided by  
24                   them to nonresidents, two hundred fifty dollars.
- 25    ~~39.~~ 38.   For a resident swan license, five dollars.
- 26    ~~40.~~ 39.   For a nonresident swan license, twenty-five dollars.
- 27    ~~41.~~ 40.   For a resident and nonresident sandhill crane license, five dollars.
- 28    ~~42.~~ 41.   For a resident commercial clam license, one hundred dollars.
- 29    ~~43.~~ 42.   For a nonresident commercial clam license, one thousand dollars.

- 1   ~~44.~~ 43.   For a commercial clam dealer's permit, two thousand dollars. In addition, the  
2                   applicant shall submit to the director a surety bond in the sum of two thousand  
3                   dollars.
- 4   ~~45.~~ 44.   For an annual nonresident license to sell minnows or other live bait at wholesale,  
5                   two hundred dollars.
- 6   ~~46.~~ 45.   For a bighorn sheep license issued to a nonresident, five hundred dollars.
- 7   ~~47.~~ 46.   For a nonresident reciprocal trapping license, two hundred fifty dollars.
- 8   ~~48.~~ 47.   For a nonresident spring white goose license, fifty dollars.
- 9   ~~49.~~ 48.   For a resident certificate fee, one dollar, and for a nonresident certificate fee, two  
10                  dollars. An agent may not charge a service fee for issuing a resident or  
11                  nonresident certificate fee.
- 12   The fees for these licenses and permits, except for motorboat license fees, must be deposited  
13   with the state treasurer and credited to the game and fish fund. Forty-five dollars of each  
14   nonresident big game hunting license fee must be used for the private land initiative.
- 15                **SECTION 3. REPEAL.** Section 20.1-08-04.9 of the North Dakota Century Code is  
16   repealed.