

February 9, 2005

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1276

Page 1, line 12, after "or" insert "otherwise"

Page 1, line 13, after "land" insert "and which receives compensation from a third party for use of that land"

Page 1, line 24, replace "an intentional" with "a substantial"

Page 2, replace lines 9 through 15 with "outfitter on land the person knows is owned by the state unless the appropriate state agency permits or authorizes the guiding or outfitting, on private land enrolled by the department for purposes of hunting, on land in which the department pays in lieu of taxes, on federal lands without being authorized or permitted as required by the appropriate federal agency, or on private lands posted against hunting or trespassing without first informing and obtaining permission from the landowner to conduct guiding or outfitting on the land. If the landowner did not grant the permission in writing, there is a presumption that the permission did not exist."

Page 2, line 30, after "license" insert "unless that individual provides proof to the department that the individual has been exempt under subsection 4 of section 20.1-03-36.1 and has been conducting outfitter or guide service as an exempt individual for at least two years"

Page 3, line 15, after "outfitters" insert "or guides"

Page 3, line 17, remove "a" and replace "outfitter" with "outfitters or guides"

Page 3, line 26, after "guide" insert "or hunting outfitter"

Page 3, line 28, after the period insert "The department may waive this requirement if the applicant proves that the applicant has legally hunted for parts of at least three years in other states and an outfitter employing that individual would suffer an undue hardship without that individual."

Page 4, line 17, after "warden" insert "during normal business hours"

Page 5, line 29, after "violates" insert "a criminal provision of"

Page 6, line 3, replace "any other violation" with "more than two independent violations"

Page 6, line 5, remove the underscore under the underscored period

Page 6, line 16, remove "associate with."

Re-number accordingly