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Sixty-second
Legislative Assembly
of North Dakota

SECOND ENGROSSMENT

REENGROSSED SENATE BILL NO. 2227

Introduced by

Senators Wanzek, Klein, Warner

Representatives Brandenburg, DeKrey, Weisz

A BILL for an Act to create and enact two new subsections to section 20.1-01-02 and a new subsection to section 20.1-02-05 of the North Dakota Century Code, relating to definitions and powers of the director of the game and fish department; to amend and reenact sections 20.1-02-28 and 20.1-05-02 of the North Dakota Century Code, relating to the deerproof hay yard program and culpability requirement for unlawfully taking big game; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. Two new subsections to section 20.1-01-02 of the North Dakota Century Code are created and enacted as follows:

"Crops" means any plant that has been harvested, collected, or stored as livestock feed or fodder, fuel, or for any other economic purpose.

"Depredation" means damage to or destruction of private property.

SECTION 2. A new subsection to section 20.1-02-05 of the North Dakota Century Code is created and enacted as follows:

Authorize individuals with valid antlerless deer licenses to take deer on private lands determined by the director to be severely impacted by deer. Before authorizing individuals under this subsection, the director must attempt other measures and determine them to be ineffective. The director may authorize individuals to take deer under this subsection between December first of a year through March fifteenth of the following year.

SECTION 3. AMENDMENT. Section 20.1-02-28 of the North Dakota Century Code is amended and reenacted as follows:

20.1-02-28. Deerproof hay yard program.

Within legislative appropriations, the director shall provide for a deerproof hay yard program. The deerproof hay yard program must provide materials and supplies at no cost and construction cost-share assistance to landowners for the establishment of deerproof hay yards to protect crops, hay, or feed on private property with deer depredation problems. A landowner who allows commercial hunting for big game on a majority of acres owned and operated in exchange for compensation and who posts a majority of the acres owned and operated by that person to prohibit big game hunting is not eligible to participate in the deerproof hay yard program. The department shall establish a prorated repayment system over a three-year period.

SECTION 4. AMENDMENT. Section 20.1-05-02 of the North Dakota Century Code is amended and reenacted as follows:

20.1-05-02. Big game animals protected.

~~No~~A person may not willfully hunt, harass, chase, pursue, take, attempt to take, possess, transport, ship, convey by common or private carrier, sell, barter, or exchange ~~any~~a big game animal except as provided in this title.

SECTION 5. EMERGENCY. This Act is declared to be an emergency measure.