

HOUSE BILL NO. 1209

Introduced by

Representatives M. Ruby, Eidson, Grueneich, Johnston, Monson, Simons

Senators Bekkedahl, O. Larsen, Meyer

1 A BILL for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code,
2 relating to the use of dogs in the recovery of big game.

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

4 **SECTION 1. AMENDMENT.** Section 20.1-05-04 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **20.1-05-04. Using certain animals and artificial lights in taking big game unlawful.**

7 1. No person, to hunt, pursue, kill, take, or attempt to take, or to aid in the hunting or
8 taking of, any big game animal, may:

9 ~~4.~~ a. Use any animal except ~~horses or mules;~~

10 (1) ~~Horses;~~

11 (2) ~~Mules; or~~

12 (3) ~~For the recovery of big game animals, dogs:~~

13 (a) ~~The dog must be leashed and under the physical control of a handler~~
14 ~~at all times;~~

15 (b) ~~The dog must be accompanied at all times by both a handler and the~~
16 ~~hunter responsible for the taking of the big game animal;~~

17 (c) ~~Individuals involved in the recovery of the big game animal may not~~
18 ~~carry a firearm or archery equipment during the recovery;~~

19 (d) ~~If a big game animal is found alive during the recovery, the dog and~~
20 ~~handler shall leave the immediate area; and~~

21 (e) ~~Before the beginning of the recovery, the handler of the dog shall~~
22 ~~notify the district game warden of the involvement of the dog in the~~
23 ~~recovery of the big game animal and provide to the district game~~

- 1 warden the contact information of all parties involved in the hunt and
2 the location in which the big game animal was tracked.
- 3 2. b. Use any artificial light, including spotlights and automobile and motorcycle
4 headlights, except artificial light may be used in the recovery process of big game
5 animals.
- 6 3. c. Engage in the practice commonly known as shining for deer. An individual who
7 shines any area commonly frequented by big game animals with any artificial
8 light, between the hours of sunset and sunrise, is in violation of this section.
9 However, an individual may use a flashlight with a power source of not over six
10 volts to take raccoon or beaver.
- 11 2. For purposes of this section, "recovery" means the time after a firearm or archery
12 equipment is used in the taking of a big game animal until the expired animal is
13 located.