

**FIRST ENGROSSMENT
with Senate Amendments
ENGROSSED HOUSE BILL NO. 1412**

Introduced by

Representatives Tveit, Fegley, C. Johnson, Laning

Senators Myrdal, Osland, Unruh

1 A BILL for an Act to amend and reenact sections 20.1-01-08 and 20.1-05-04 of the North
2 Dakota Century Code, relating to hunting predators at night with artificial light, digital night
3 vision, thermal vision, or infrared light.

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

5 **SECTION 1. AMENDMENT.** Section 20.1-01-08 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **20.1-01-08. Hunting with artificial light prohibited - Exception.**

8 It is unlawful for an individual to pursue, shoot, kill, take, or attempt to take any wildlife
9 between sunset of one day and sunrise of the next, with the aid of a spotlight or any other
10 artificial light. ~~This section does not make it unlawful for an~~ except:

11 1. An individual or the individual's agent ~~to~~ may use a lantern, spotlight, night vision,
12 thermal vision, infrared light, or other artificial light to assist the ~~person~~ individual in
13 pursuing and shooting on the ~~person's~~ individual's premises any coyote, fox, skunk,
14 mink, raccoon, beaver, weasel, ~~owl,~~ rabbit, or other predatory animal ~~or bird,~~ attacking
15 and attempting to destroy the ~~person's~~ individual's poultry, livestock, or other property.
16 ~~It is permissible to;~~ and

17 2. An individual may use an artificial light, night vision, thermal vision, or infrared light
18 with a power source of not more than six volts while hunting afoot for coyote, fox,
19 raccoon, or beaver during the open season on the animal. ~~A~~ The artificial light must
20 produce a red, green, or amber filter ~~must be placed on any artificial light~~ color when
21 used in the hunting of coyote, fox, raccoon, or beaver, ~~except~~ including when taking a
22 raccoon treed or at bay.

23 **SECTION 2. AMENDMENT.** Section 20.1-05-04 of the North Dakota Century Code is
24 amended and reenacted as follows:

1 **20.1-05-04. Using certain animals and artificial lights in taking big game unlawful.**

2 ~~No person, to hunt, pursue, kill, take, or attempt~~While hunting, pursuing, killing, taking, or
3 attempting to take, or to aid in the hunting or taking of, any big game animal, an individual may
4 not:

5 1. Use any animal except horses or mules.

6 2. Use ~~any~~ artificial light, including ~~spotlights and a spotlight~~ or automobile ~~and or~~
7 motorcycle ~~headlights~~headlight.

8 3. Engage in the practice commonly known as shining for deer. An individual who shines
9 ~~any~~an area commonly frequented by big game animals with ~~any~~ artificial light,
10 between the hours of sunset and sunrise, is in violation of this section. However, an
11 individual may use ~~a flashlight~~an artificial light, night vision, thermal vision, or infrared
12 light with a power source of not ~~over~~more than six volts in the area while hunting a foot
13 to take coyote, fox, raccoon, or beaver.