19.1057.04000

Sixty-sixth Legislative Assembly of North Dakota

FIRST ENGROSSMENT with Conference Committee Amendments ENGROSSED HOUSE BILL NO. 1412

Introduced by

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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 amended and reenacted as follows:
- 7 20.1-01-08. Hunting with artificial light prohibited Exception.
 - It is unlawful for an individual to pursue, shoot, kill, take, or attempt to take any wildlife between sunset of one day and sunrise of the next, with the aid of a spotlight or any other artificial light. This section does not make it unlawful for an except:
 - 1. An individual or the individual's agent tomay use a lantern, spotlight, night vision, thermal vision, infrared light, or other artificial light to assist the personindividual in pursuing and shooting on the person's individual's premises any coyote, fox, skunk, mink, raccoon, beaver, weasel, owl, rabbit, or other predatory animal or bird, attacking and attempting to destroy the person's individual's poultry, livestock, or other property. It is permissible to; and
 - 2. An individual may use an artificial light, night vision, thermal vision, or infrared light with a power source of not more than six volts while hunting afoot for coyote, fox, raccoon, or beaver during the open season on the animal. AThe artificial light must produce a red, green, or amber filter must be placed on any artificial lightcolor when used in the hunting of coyote, fox, raccoon, or beaver, except when taking a raccoon treed or at bay.
 - **SECTION 2. AMENDMENT.** Section 20.1-05-04 of the North Dakota Century Code is 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 attemptWhile hunting, pursuing, killing, taking, or
- 3 <u>attempting</u> to take, or to aid in the hunting or taking of, any big game animal, <u>an individual</u> may
- 4 not:
- 5 1. Use any animal except horses or mules.
- Use any artificial light, including spetlights and a spotlight or automobile and or
 motorcycle headlightsheadlight.
- 3. Engage in the practice commonly known as shining for deer. An individual who shines

 anyan area commonly frequented by big game animals with any artificial light,

 between the hours of sunset and sunrise, is in violation of this section. However, an

 individual may use a flashlightan artificial light, night vision, thermal vision, or infrared

 light with a power source of not evermore than six volts in the area while hunting afoot

 to take coyote, fox, raccoon, or beaver.