

2019 HOUSE ENERGY AND NATURAL RESOURCES

HB 1462

2019 HOUSE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee Coteau A Room, State Capitol

HB 1462
1/31/2019
31898

- Subcommittee
 Conference Committee

Committee Clerk Kathleen Davis

Explanation or reason for introduction of bill/resolution:

Relating to special allocation hunting licenses for a nonprofit organization serving youth with life-threatening illnesses

Minutes:

Attachment 1,2,3,4

Chairman Porter: called the hearing to order on HB 1462.

Rep. Michelle Strinden presented Attachment 1. Schedule hunts outside the normal season for these kids that may not make it to the next season.

Rep Heinert: I just want to congratulate you on what you do for these kids, and you have my support.

Chairman Porter: questions? Further support?

2:57

Brian Solum, The Outdoor Adventure Foundation, presented Attachment 2. The hunt is for the whole family of the youth who has cancer.

Rep Heinert Congratulate you and thank you for what you do.

Solum: Thank you. 2 of the landowners host hunts for us and can tell you how great it is that we can make this happen for these kids.

Chairman Porter: In the pictures you were showing there were mule deer. The way I read the existing law, were they successful in the lottery and then went with you or how did they get a mule deer license?

Solum: Our deer tags have been for any deer and we do 1 or 2 mule deer. The one in the picture is a MT hunt. We take a couple kids to MT every year, not just ND. We actually take kids all over the country, have chapters in SD, MN, NV, WA, FL.

Chairman Porter: So your ND deer hunts are white tail deer only?

Solum: We're also asking for any deer, we usually do 1 or 2 mule deer a year. The G&F has worked with us and allowed us to do that. We probably do 1 mule deer in ND a year. The rest are white tail

deer. We have a number of ranchers on board in western ND. We don't hunt any public land. We'd like a couple mule deer a year.

Chairman Porter: From a biology standpoint, we've had situations where mule deer season is closed.

Solum: Then we don't hunt those zones.

Chairman Porter: The way this is written, is that still up to ND G&F?

Solum: No if the season is closed or zone is closed, we don't hunt that zone. We ran into that with the 2 antelope tags. We can only hunt in units that are open.

Chairman Porter: Further questions? Further support?

Jack Paris presented Attachment 3.

Rep. Keiser: I want to say this is a great thing you're doing and thank you.

11:50

Rick Marcourte, Napoleon, ND, president of pheasants forever chapter, landowner, strong supporter of The Outdoor Adventures Foundation. We have hosted hunts. I ask for your support.

Chairman Porter: Further support? Opposition?

Curt Decker, Dickinson: All due respect to the Outdoor Adventure. I admire them, the landowners, everything they do. I had a niece who had leukemia so I know where they're coming from. I don't want to be the bad guy but I look at it from a different perspective. Presented Attachment 4. I am not in favor of changing it to any deer. It impacts a lot of people. All due respect to the foundation but we keep picking at our resource. We're looking at recruitment and retention of other people, the youth to keep the sport going. This is an example of death by a thousand cuts. If every session a new group comes in and they keep tweaking these bills, keep adding, keep taking we're not going to have anything left. I was for that bill when it came but after seeing where these tags are being given, outside the sporting groups, where does it stop? These 7 any deer tags, it doesn't go into depth where are they going, open statewide, can we restrict where they go?

Chairman Porter: questions for Mr. Decker? Your main area of concern is Line 7 where it is changing from white tail to any? You think it would be ok to say 3 mule deer and 3 (didn't finish his sentence).

Decker: Yes. They're taking those limited opportunities taken away, mule deer, elk, moose, from everyone's opportunity, where do we stop? It reaches a point where we have to draw a line in the sand, where do we stop? Last session discretionary lot was brought in to try to stop this constant bleeding of groups coming in. If it went to all outdoor groups to improve the quality of hunting and fishing opportunities for everybody, but it's going to hockey boosters, etc.

19:00

John Bradley, ND Wildlife Federation: We are concerned with a couple things, mule deer, white tail deer as well as the weapons restriction opening it up where any weapon during any season. This group was grandfathered in last session. If they want to open up and get more privileges, I would recommend they move to the system the other 501C3s are in.

Chairman Porter: On the 7 deer licenses, are you totally opposed to any mule tags or are you saying they shouldn't be all any deer tags?

Bradley: They were grandfathered in as 7 white tails. In order for them to go through another process, you give an inch, and they ask for another inch, and then you end up a mile down the road. Our general concern is obviously everyone wants a mule deer buck tag in their life. That's switching it to any deer, I think more and more people will choose that mule deer buck tag, that's one of our other concerns.

Chairman Porter: One Line 13-14, would your concern go away or be less if restricted to private property inside of using any weapon any time?

Bradley: Our concern is partly safety, using a rifle during archery season, rifle doesn't know property lines and where to stop. Also the dispersion of game. Game movement across property boundaries.

Bill Helfrey, ND Bow Hunters Association: I don't agree with the white tail thing but it's already been spoken to. Line 13-14 are the lines I'm concerned with, any weapon any season. Means you have a bow hunter in camo doing his best to hide at the same time someone will be out there with a 300 Winmag(?) trying to harvest an animal. A Mandan bow hunter, when asked how does he do it, he said patience and sneaky, and relayed a spot and stalk system. Spot the deer, sneak in close enough to get a shot. Took him 2 ½ hours to get close to the deer and got within 20 yards and knelt down for 2 hours till the deer stood up to get his shot. If he was being that sneaky and hard to see I'm concerned about a possible bullet. I don't think overlapping seasons like that risking safety human. No animal is worth risking a human life.

Rep. Keiser: Safety issue is a real potential problem. What if they were the only hunter on private land, not allowing any other access during this hunt, would this be as much of a problem?

Helfrey: Nothing is fool proof. I'm a little shy of what days a bow hunter may or may not be able to hunt the same private property. The overlap, the doubt.

Chairman Porter: Further opposition? We don't allow counter arguments. We'd be here all day if we did. Someone from the department come forward?

Scot Peterson, deputy director of ND Game and Fish came forward for questions.

Chairman Porter: Mr. Sorum stated inside of current Game and Fish has given mule deer to this organization?

27:00

Peterson: I'm aware of an incident that happened a couple years ago. We issued those tags we sent out said any deer. I don't know where we openly support the Foundation harvesting mule deer outside of state law. That puts us in a very difficult position. ND G&F did not lend support to this version of the bill. If you recall last session, we supported a bill that allowed the issuance of special allocation tags to nonprofit organizations. We said we'd lend support to that bill because we thought it was a good way to issue special allocation tags and it would be the end of these tags going to any organization. For us it would seem disingenuous if we back off our statement. We support the concept of taking these youths with life threatening disease out for a hunt. 2 sessions ago the Outdoor Foundation got an additional moose tag, an elk tag and 2 pronghorn tag. Last year we supported the folks already receiving tags were grandfathered in. For us to stand here after we gave our word last session, seems disingenuous if we go back on that. I hope everyone understands the difficult position it puts us in if deer are taken outside of state law. We would like to have that clarified.

Chairman Porter: Regarding the seasons, inside it doesn't say, only if the season is opened by proclamation or is it, when it says in times as the governor prescribes by proclamation if the season is closed, then there's no tag to issue.

Peterson: Right

Chairman Porter: If the unit inside of the season is closed, is the permit also restricted to not be inside of that unit?

Peterson: The way the proclamation reads now mirrors what's in state law for the injured military project. It says licenses issued under this subsection are open, are valid for the archery season. That language in itself is open to a little interpretation.

Chairman Porter: My reading that Mr. Decker handed out, there's 1 mule deer that goes to the Mule Deer Foundation and 4 any deer permits that go to the injured military wildlife project. Everything else is white tail.

Peterson: That's correct.

Chairman Porter: One other question, is there any follow-up off these tags for success rates?

Peterson: We do not track hunter success for those. All are a little different in state law. Outside of the Outdoor Foundation some are issued as fund raisers, i.e. we do have financial reporting requirements for those organizations allowed in state law to allocate these tags for fund raiser purposes. But the Outdoor Foundation is not doing this for a fund raiser, so we do not track those.

Chairman Porter: questions? Closed the hearing on HB 1462.

2019 HOUSE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee Coteau A Room, State Capitol

HB 1462
2/8/2019
32438

- Subcommittee
 Conference Committee

Committee Clerk, Kathleen Davis

Explanation or reason for introduction of bill/resolution:

Relating to special allocation hunting licenses for a nonprofit organization serving youth with life-threatening illnesses

Minutes:

Attachment 1

Chairman Porter: opened the hearing on HB 1462. Presented Attachment 1. Asked for up to 7 any deer licenses, to be able to used any weapon that was legal whether the season was open or not.

What we have in front of us:

- Line 7 change the number from 7 to 4 any white tail deer
- Line 7.5 would be up to 3 any antler so it could be used for mule or white tail
- Lines 13-18 describes it's only during the valid season, and that's concerning moose, elk and antelope, they have to be in season. The way this is written it would start in archery season which would be the last weekend of August that youth could shoot a deer with a rifle because deer season is open.
- Lines 17-18 make that only on private property because we run the risk especially in wide open spaces that someone would be camouflaged up archery hunting and someone else could be up on a butte shooting at a deer.

Rep. Roers Jones: on the 4 white tail deer, any white tail or antlered?

Chairman Porter: it will be any white tail deer.

Back page, new section. They need to (1) submit a report, (2) if they do something outside of the law there is a penalty back to the organization that they will not be reissued these tags. They have to follow the law. These aren't free tags to go do what you want.

Rep. Keiser: I move the amendment.

Rep. Lefor: Second.

Chairman Porter: I have a motion to adopt the amendment from Rep. Keiser and a second from Rep. Lefor. Discussion? Voice vote, motion carries.

Rep Heinert: I move a Do Pass as Amended.

House Energy and Natural Resources Committee

HB 1462

2.8.19

Page 2

Rep. Anderson: Second.

Chairman Porter: I have a motion for a Do Pass as Amended on HB 1462 and a second. Discussion?
The clerk called the roll. 12 yes 0 no 2 absent. Motion carried. Rep Heinert is carrier.

February 8, 2019

3/1
1 of 4
2/11/19

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1462

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 20.1-05.1-01 of the North Dakota Century Code, relating to special allocation hunting licenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 20.1-05.1-01 of the North Dakota Century Code is amended and reenacted as follows:

20.1-05.1-01. Special allocation hunting license authorization.

1. The director shall authorize issuance of the following annual special allocation hunting licenses:
 4. a. Four any deer licenses and six any white-tailed deer licenses per year to the injured military wildlife project of North Dakota for distribution. A license issued under this subsection is valid during the period of the deer bow season.
 2. b. One license per year to the national wild turkey federation to hunt wild turkeys in the spring in the manner, places, and times as the governor provides by proclamation. The national wild turkey federation shall hold a raffle for, or may auction to the highest bidder, whether resident or nonresident, the license to hunt wild turkeys. If an individual receives a wild turkey license through the raffle or auction, the individual is not eligible to receive a wild turkey license through the game and fish department that year. No more than ten percent of the gross proceeds of the raffle may be used to promote the raffle. Ten percent of the net proceeds of the raffle may be retained by the local, state, or national wild turkey federation entity conducting the raffle. All remaining net proceeds must be deposited in the national wild turkey federation superfund and used for wild turkey management and related projects in this state. The national wild turkey federation shall submit reports concerning the raffle as the director requires.
 3. c. Up to two licenses per year to the outdoor adventure foundation to hunt a turkey in the spring season. The foundation shall make authorized licenses available to sponsored qualified youths to hunt as the governor provides by proclamation. A qualified youth receiving a license under this section must comply with hunter education requirements and if under the age of eighteen must be accompanied by an adult twenty-one years of age or older. As used in this section, "qualified youth" means an individual who has cancer or a life-threatening illness, is of legal age to hunt a turkey, is under twenty-five years of age, is a resident, and is sponsored by the foundation. The foundation must provide the department supporting documentation demonstrating compliance with this section.

CM
2 of 4
2/11/19

4. d. One license per year to the midwest chapter of the wild sheep foundation to hunt bighorn sheep in the manner, places, and times as the governor provides by proclamation. The midwest chapter of the wild sheep foundation shall hold a raffle or auction under rules adopted by the director with residents and nonresidents eligible to participate. An individual who has been convicted of illegally taking a moose, elk, or bighorn sheep is not eligible to apply for or receive a license under this subsection. Ten percent of gross raffle proceeds may be retained by the midwest chapter of the wild sheep foundation and ninety percent of gross raffle proceeds must be remitted to the department. All auction proceeds must be remitted to the department. An individual who receives a license through the raffle or auction may not transfer the license.
5. e. One license per year to the North American wildlife enforcement memorial museum and educational center to hunt moose in a manner, places, and times as the governor provides by proclamation. The North American wildlife enforcement memorial museum and educational center shall hold a raffle under rules adopted by the director with residents and nonresidents eligible to participate. The individual who receives the license from the raffle may not transfer the license. No more than ten percent of the gross proceeds of the raffle may be used to promote the raffle. The net proceeds distributed to the North American wildlife enforcement memorial museum and educational center must be used for construction and maintenance of the North American wildlife enforcement memorial museum and educational center located at the International Peace Garden. The North American wildlife enforcement memorial museum and educational center shall submit reports concerning the raffle as the director requires. An individual who has been convicted of illegally taking a moose, elk, or bighorn sheep is not eligible to apply for or receive a license under this subsection.
6. f. One license per year to the rocky mountain elk foundation to hunt elk in a manner, places, and times as the governor provides by proclamation. The rocky mountain elk foundation shall hold a raffle under rules adopted by the director with residents and nonresidents eligible to participate. No more than ten percent of the gross proceeds of the raffle may be used to promote the raffle. The net proceeds distributed to the rocky mountain elk foundation must be used for elk management or other wildlife and conservation-related projects in North Dakota as described under rocky mountain elk foundation policies and objectives. The rocky mountain elk foundation shall submit reports concerning the raffle as the director requires. An individual who has been convicted of illegally taking a moose, elk, or bighorn sheep is not eligible to apply for or receive a license under this subsection.
7. g. One license per year to the mule deer foundation to hunt mule deer in the manner, places, and times as the governor provides by proclamation. The mule deer foundation shall hold a raffle or auction under rules adopted by the director with residents and nonresidents eligible to participate. If an individual receives a mule deer license through the raffle or auction, the individual is not eligible to receive a

CA
3 of 4
2/11/19

mule deer license through the game and fish department that year. No more than ten percent of the gross proceeds of the raffle may be used to promote the raffle and all net proceeds of the raffle or auction must be used for mule deer management and related projects in North Dakota. The mule deer foundation shall submit reports concerning the raffle or auction as the director requires.

- 8. h. One license per year to the North Dakota hunter educators association to hunt antelope in the manner, places, and times as the governor prescribes by proclamation. The North Dakota hunter educators association shall hold a raffle under rules adopted by the director. Only residents are eligible to participate. No more than ten percent of the gross proceeds of the raffle may be used to promote the raffle and all net proceeds of the raffle must be used for sponsoring mentored hunts for youth who may otherwise not have the means to go afield to hunt, establishing a statewide network of shooting locations for youth to become familiar with archery equipment and firearms under the supervision of a certified volunteer hunter education instructor, and purchasing advertising in news media during hunting season concerning firearms safety and hunting ethics and the promotion of safe and responsible hunting. If an individual receives an antelope license through the raffle, the individual is not eligible to apply for an antelope license through the game and fish department that year. The North Dakota hunter educators association shall submit reports concerning the raffle as the director requires.
- 9. i. ~~One any elk license, one any moose license, up to seven~~four any white-tailed deer licenses, up to three any antlered deer licenses, and up to two antelope licenses to the outdoor adventure foundation to hunt the species indicated on the license in the manner, places, and times as the governor prescribes by proclamation. The foundation shall make one license available to each qualified youth to hunt the species of big game indicated on the license as provided in the governor's proclamation. A qualified youth receiving a license issued under this section is only valid during an open season for the species indicated as prescribed by the governor's proclamation and for the year indicated on the license or tag. A qualified youth hunting with a license issued under this section may use any weapon that is legal for the species being hunted. However, a qualified youth may use any weapon when hunting with a license under this subsection on private land with the written permission from the landowner. A qualified youth receiving a license under this section must comply with hunter education requirements and if under the age of eighteen must be accompanied by an adult twenty-one years of age or older. As used in this section, "qualified youth" means an individual who has been diagnosed with cancer or a life-threatening illness, is of legal age to hunt the species for which the license is valid, is under twenty-five years of age, is a resident, and is sponsored by the foundation. The foundation must provide the department supporting documentation demonstrating compliance with this section.
- 2. An organization eligible to receive a license under this section shall provide an annual report on forms provided by the director. The annual report must include the name of the hunters, dates of the hunt, and the species

harvested. If an organization fails to submit a complete report required under this subsection, the organization may not receive a license under this section until the organization submits the complete report. If the director determines by clear and convincing evidence that a criminal violation of a state hunting, fishing, or trapping law occurred during a hunt conducted with a license issued under this section, the director may not issue a license under this section for a period of one year to the organization that conducted the hunt. However, the director may issue a license under section 20.1-05.1 to the organization during the one-year period if the organization is otherwise eligible for the license."

UM
4 of 4
2/11/19

Renumber accordingly

Date: 2-8-19
 Roll Call Vote #: 1

**2019 HOUSE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. 1462**

House Energy and Natural Resources Committee

Subcommittee

Amendment LC# or Description: 19.0728.01002

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
 Other Actions: Reconsider _____

Motion Made By Rep Keiser Seconded By Rep Lefor

Representatives	Yes	No	Representatives	Yes	No
Chairman Porter			Rep. Lefor		
Vice Chairman Damschen			Rep. Marschall		
Rep. Anderson			Rep. Roers Jones		
Rep. Bosch			Rep. Ruby		
Rep. Devlin			Rep. Zubke		
Rep. Heinert					
Rep. Keiser			Rep. Mitskog		
			Rep. Eidson		

Total (Yes) _____ No _____
 Absent _____
 Floor Assignment _____
Voice Vote Motion carried

If the vote is on an amendment, briefly indicate intent:

Date: 2-8-19
 Roll Call Vote #: 2

**2019 HOUSE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. H62**

House Energy and Natural Resources Committee

Subcommittee

Amendment LC# or Description: _____

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
 Other Actions: Reconsider _____

Motion Made By Rep Heinert Seconded By Rep Anderson

Representatives	Yes	No	Representatives	Yes	No
Chairman Porter	✓		Rep. Lefor	✓	
Vice Chairman Damschen	✓		Rep. Marschall	✓ AD	
Rep. Anderson	✓		Rep. Roers Jones	✓	
Rep Bosch	✓		Rep. Ruby	✓ AB	
Rep. Devlin	✓		Rep. Zubke	✓	
Rep. Heinert	✓				
Rep. Keiser	✓		Rep. Mitskog	✓	
			Rep. Eidson	✓	

Total (Yes) 12 No 0

Absent 2

Floor Assignment Rep Heinert

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1462: Energy and Natural Resources Committee (Rep. Porter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1462 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to amend and reenact section 20.1-05.1-01 of the North Dakota Century Code, relating to special allocation hunting licenses.

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 4. d. One license per year to the midwest chapter of the wild sheep foundation to hunt bighorn sheep in the manner, places, and times as the governor provides by proclamation. The midwest chapter of the wild sheep foundation shall hold a raffle or auction under rules adopted by the director with residents and nonresidents eligible to participate. An individual who has been convicted of illegally taking a

moose, elk, or bighorn sheep is not eligible to apply for or receive a license under this subsection. Ten percent of gross raffle proceeds may be retained by the midwest chapter of the wild sheep foundation and ninety percent of gross raffle proceeds must be remitted to the department. All auction proceeds must be remitted to the department. An individual who receives a license through the raffle or auction may not transfer the license.

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percent of the gross proceeds of the raffle may be used to promote the raffle and all net proceeds of the raffle must be used for sponsoring mentored hunts for youth who may otherwise not have the means to go afield to hunt, establishing a statewide network of shooting locations for youth to become familiar with archery equipment and firearms under the supervision of a certified volunteer hunter education instructor, and purchasing advertising in news media during hunting season concerning firearms safety and hunting ethics and the promotion of safe and responsible hunting. If an individual receives an antelope license through the raffle, the individual is not eligible to apply for an antelope license through the game and fish department that year. The North Dakota hunter educators association shall submit reports concerning the raffle as the director requires.

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Renumber accordingly

2019 SENATE ENERGY AND NATURAL RESOURCES

HB 1462

2019 SENATE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee Fort Lincoln Room, State Capitol

HB 1462
3/8/2019
Job Number

- Subcommittee
 Conference Committee

Committee Clerk: Marne Johnson

Explanation or reason for introduction of bill/resolution:

A bill relating to special allocation hunting licenses for a nonprofit organization serving youth with life-threatening illnesses.

Minutes:

3 Attachments

Chair Unruh: Opened the hearing.

Representative Michelle Strinden, District 41 (0:25-2:30) Introduced the bill, please see attachment #1.

Brian Solum, Founder, Outdoor Adventure Foundation (2:55-4:40) Please see attachment #2 for brochure. We are a North Dakota based 501c3, all these hunts are for North Dakota youth. We appreciate the fact that we have been able to do it with Game and Fish permission using any legal weapon, any season. We wanted things clarified, so that we didn't ever run into questions. We do amazing hunts, we had a young man who passed away a week ago, he was 16 years old, he was able to shoot his buck in December, had we not been able to do that, we would never have been able to do that for him. All our hunts are on private land. We had an 11-year-old with brain cancer on a hunt. It's difficult, we work around times they have chemo and treatments, many of our hunts get changed. We work it out with landowner host, it works well that we can do this outside of normal hunting seasons. We make some big dreams come true.

Vice-Chair Kreun: Looking at all of the different licenses and whatnot; the theme is 10% of gross proceeds from the raffle can be used to promote the raffle, and the other goes to the state. How much goes to these foundations?

Brian Solum: Those have nothing to do with us, that's the lottery program that other non-profits can apply for, we don't apply to those. To answer your question, over 88% of our funds go directly toward our mission. We to date have been an all-volunteer organization.

Jack Paris, Host for Outdoor Adventure Foundation outings (5:55) Testified in support. I own property on the Heart River, SW of New Salem; we have hosted deer and turkey hunts for the Outdoor Adventure Foundation recipients at our ranch. These young men have all

had medical conditions that are heart wrenching. We are in support of the mission of the Foundation. The joy we have seen in the faces of these young men after a successful or unsuccessful hunt is something I will never forget. When scheduling we work with the Foundation to find an appropriate time that works for everyone. Being able to host a hunt outside the normal gun season would make scheduling hunts a much easier task for the Foundation, hosts and recipients. The gentleman that passed away was out at our ranch in the spring hunting turkeys, he was supposed to hunt the whole weekend, but had to go back for chemo treatments on Saturday afternoon. I urge your support.

Brian Solum: We're almost 10-year-old, June is our anniversary. Right now we have a chapter opening up in Minot, we already have recipients that we're working with, so we're excited about that. We have people all over the state who do wonderful things.

Rick Markwood, Napoleon: Testified in favor. I own property down there; I've hosted pheasant hunts for some of these young individuals, and one from Minot that had a heart condition. He had an enjoyable time, 6 months later, he passed away. This is quite an adventure for the youth, and even more rewarding for the landowner to be able to do something for these people. I think that we should give them the tools they need to conduct these hunts and do what they do.

No opposition testimony.

Robert Timian, Chief Game Warden North Dakota Game and Fish: Just to reiterate what was said earlier, we're fine with the bill, except when it came out there was some language that needs cleanup, we've supplied some language for you to review. **Please see attachment #3.**

Chair Unruh: Closed the hearing.

2019 SENATE STANDING COMMITTEE MINUTES

Energy and Natural Resources Committee Fort Lincoln Room, State Capitol

HB 1462
3/15/2019
Job Number 33783

- Subcommittee
 Conference Committee

Committee Clerk: Marne Johnson

Explanation or reason for introduction of bill/resolution:

A bill relating to special allocation hunting licenses.

Minutes:

1 Attachment

Chair Unruh: We have some amendments by Game and Fish here. **(Please see attachment #1)** They saw some language that needed to be cleaned up. They are clarifying amendments that remove any room for misinformation according to the email.

Vice-Chair Kreun: I move to adopt the amendment.

Senator Roers: I second.

Senator Cook: They just take out antlered, would it be just as easy to go back to the old language of up to 7 whitetail deer license?

Robert Timian, Chief Game Warden, Game and Fish: On page 4, line 15, we would just strike 'antlered' and it would read 'up to three any antlered deer licenses,' that is what was originally discussed with the sponsor of the bill, they added antlered, should read any antlered.

Senator Roers: If you strike 'antlered,' it would read 'any three deer.'

Robert Timian: That's right. The point was, the first section would allow them to take four white tail, and then the second one is if they wanted to shoot a mule deer, if we put 'any deer,' they could shoot a mule deer buck, a mule deer doe, or a whitetail, at their choice. That was the position.

A voice vote was taken.
Motion carries.

Senator Piepkorn: I move to Do Pass as amended.

Vice-Chair Kreun: I second

A roll call vote was taken.

Senate Energy and Natural Resources Committee

HB 1462

3/15/19

Page 2

Motion passes 6-0-0.

Senator Roers will carry.

Chair Unruh: Closed the hearing.

SK
3/15
100

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1462

Page 4, line 15, remove "antlered"

Page 4, line 23, replace "A" with "If a"

Page 4, line 23, after "youth" insert "is"

Page 4, line 23, after "hunting" insert "on private land with written permission from the landowner and"

Page 4, line 23, after "section" insert ", the qualified youth"

Page 4, line 24, after "legal" insert "in any season"

Page 4, line 24, remove ". However, a"

Page 4, remove line 25

Page 4, line 26, remove "subsection on private land with the written permission from the landowner"

Renumber accordingly

Date: 3/15
Roll Call Vote #: _____

**2019 SENATE STANDING COMMITTEE
ROLL CALL VOTES**
BILL/RESOLUTION NO. 1462

Senate Energy and Natural Resources Committee

Subcommittee

Amendment LC# or Description: 19.0728.02001

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
Other Actions: Reconsider _____

Motion Made By Sen. Kreun Seconded By Sen. Roers

Senators	Yes	No	Senators	Yes	No
Senator Jessica Unruh			Senator Merrill Piepkorn		
Senator Curt Kreun					
Senator Donald Schaible					
Senator Dwight Cook					
Senator Jim Roers					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

*Voice Vote
Motion Carries*

Date: 3/15
 Roll Call Vote #: 2

**2019 SENATE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. 1462**

Senate Energy and Natural Resources Committee

Subcommittee

Amendment LC# or Description: 19.0728.02001

Recommendation: Adopt Amendment
 Do Pass Do Not Pass Without Committee Recommendation
 As Amended Rerefer to Appropriations
 Place on Consent Calendar
 Other Actions: Reconsider _____

Motion Made By Sen. Piepkorn Seconded By Sen. Kreun

Senators	Yes	No	Senators	Yes	No
Senator Jessica Unruh	X		Senator Merrill Piepkorn	X	
Senator Curt Kreun	X				
Senator Donald Schaible	X				
Senator Dwight Cook	X				
Senator Jim Roers	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen. Roers

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

HB 1462, as engrossed: Energy and Natural Resources Committee (Sen. Unruh, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1462 was placed on the Sixth order on the calendar.

Page 4, line 15, remove "antlered"

Page 4, line 23, replace "A" with "If a"

Page 4, line 23, after "youth" insert "is"

Page 4, line 23, after "hunting" insert "on private land with written permission from the landowner and"

Page 4, line 23, after "section" insert ", the qualified youth"

Page 4, line 24, after "legal" insert "in any season"

Page 4, line 24, remove ". However, a"

Page 4, remove line 25

Page 4, line 26, remove "subsection on private land with the written permission from the landowner"

Renumber accordingly

2019 TESTIMONY

HB 1462

Rep. Michelle Strinden D41
Testimony in favor of HB 1462
Jan 31st, 2019

Good morning Chairman Porter and members of the Energy and Natural Resources Committee. For the record, my name is Michelle Strinden and I represent south Fargo's District 41 and I am the prime sponsor of HB 1462.

Brian Solum is a Fargo resident and President/Founder of the Outdoor Adventure Foundation. He contacted me to put forth a bill to amend current statute upon request of the Department of Game and Fish Director, Terry Steinwand.

The Outdoor Adventure Foundation is a 501c3 non profit organization that provides hunting, fishing and other outdoor adventures to children and young adults under the of 25 that have been diagnosed with cancer or other life threatening illnesses. They also provide outdoor adventures for combat disabled veterans who have lost a limb due to active duty injury or are in a wheelchair. Hunts may include big or small game and fishing in fresh or salt water. This is a wonderful program and has been making dream hunts come true for these deserving ND residents.

In the 2015 legislative session, the Legislature passed HB 1081 which clarified and expanded the ability of the Outdoor Adventure Foundation in order to expand the rights for children with life threatening illness or disabled Veterans who have lost a limb to hunt big game by making a select number of licenses available free of charge.

Today, HB 1462 is before you upon the request of the Department of Game and Fish to further amend this section of North Dakota Century Code, so that the qualifying youth or young adult may hunt with any legal weapon during any season when hunting with a license. The reason for the change is to provide a timely adventure hunt for youth or young adult with a terminal illness who may not have an opportunity to wait for the next season.

Thank you for your consideration , Chairman Porter and members of the committee. I will attempt to answer any questions you may have.

Thank You to ALL of our Sponsors who help fulfill adventures!

Engelstad Family Foundation
 Scheels
 The Cullen Children's Foundation
 Sunrise Enterprises Inc
 Sanford Health
 ATS (Anderson Trucking Service)
 Bell Bank
 Alex Stern Family Foundation
 Prairie Sky Lodge & Guest Ranch
 LTM Limited
 Dr. Calvin K. Fercho
 Family Foundation
 Bobcat
 Jack & Kristi Paris
 Barry Schafer Ranch
 Rusco Windows
 Lake McKenna Pheasants Forever
 Lazy 3 Ranch
 Mrnak Ranch
 FM Builders Exchange
 Jeff's Plumbing & Drain Cleaning Inc.
 Red River Valley Pheasants Forever
 Cyrus Resort
 Basin Electric
 Valley Express Inc.
 Bennett Creek Lodge
 Thunderseed
 North Dakota Game & Fish
 Dabbert Custom Homes
 O'Tiwahe Ranch
 Bosveld Jacobs Safaris
 4K Ranch
 Dakota Medical Foundation
 Savage Arms
 Kindred Wildlife Club
 Glenn & Bev Rivard
 Baldhill Creek Adventures
 Schuett Farms
 South Shore Lodge
 DOA Outfitters
 FM Area Foundation
 High Point Networks, LLC
 Feland Land and Grain
 Southwest Grain
 PROSEED
 GOLDMARK
 POLARIS
 Dakota Plains Realty
 (Darrin Milbrath & Vivian Thingelstad)

The Outdoor Adventure Foundation, Inc.
Ph. 701-277-5900 / Fax 701-277-5902
Toll Free 1-877-477-5911

415 38th St. S., Suite E • Fargo, ND 58103

Brian Solum (701) 361.1888
 Roy Aafedt (701) 588.4135
 Chris Green (701) 491.2537
 Dean Qualley (218) 979.9184
 Jason Hendrickson (701) 306.5698
 David Lipp (701) 306.4930
 Mike Feener (701) 388.1839
(Director for Disabled Veterans)

Crosby

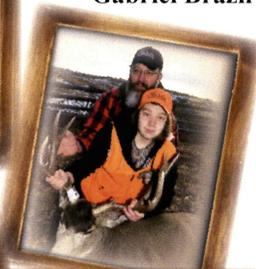
Barry Haggin (701) 641.0423

Minot

Mark Hamilton (701) 720.7676
 Phil Newman (701) 818.2090
 Felisha Henning (701) 500.0520



**Bull Elk 2018 -
 Jamison Bogren**



**Mule Deer 2018
 Gabriel Brazil**



**Mule Deer 2018 -
 Hannah Enneking**



**Antelope 2018 -
 Cole Klein**

Mark Your Calendars

**The Outdoor Adventure Foundation
 Annual Fundraising Dinner Banquet
 March 16th, 2019
 Hilton Garden Inn, Grand Ballroom
 Fargo, ND 58103**

HB 1462
 1.31.19
 Attachment 2
 Pg 1



**A Foundation
 Fulfilling Hunting
 & Fishing
 ADVENTURES**

- Children and young adults with cancer or other life threatening illnesses
- Combat disabled veterans who have lost a limb or are wheelchair bound due to an active service injury



Keegan Cronin 2018

Our Mission...

The Outdoor Adventure Foundation provides hunting, fishing, and other outdoor adventures including Disney World for children under the age of 18 and young adults under the age of 25 who have been diagnosed with cancer or other life threatening illnesses.

We also provide hunting and fishing adventures for combat disabled veterans under the age of 40 that are wheelchair bound caused by injury during active service or who have lost a limb during active service.

The hunts will include big game hunts such as deer, elk, moose, bear and also small game including duck, goose, pheasant and quail. The fishing trips are fresh and salt water species of many kinds including bass, walleye, northern pike, muskie, salmon, halibut, trout and others.

Cyrus Resort Fishing Group 2018



Sam Floberg



Success Stories...

We have been able to fulfill the dream hunts for these individuals in North Dakota. With your help we can continue making more dreams come true for others in our area.

**Pheasant Hunt
Prairie Sky
Lodge 2018**



**Bull Elk 2018 -
Wiley
Bachmann**



**Whitetail
Buck
2018 -
Hunter
Seifert**



HB 1462
1.31.19
Attachment 2



How You Can Help...

You can help fulfill a dream by donating today. Donations of money, resources, services and even Frequent Flyer miles are gladly accepted.

Fill out the form below and mail it today!

Name _____

Company / Group _____

E-Mail _____

Phone _____

Fax _____

Address _____

City _____

State _____

Zip Code _____

- I would like to donate to disabled veteran's hunting adventure!
- I would like to donate to a youth's adventure!
- I would like to donate goods & services
- I can help spread the word
- I know a youth that needs help

Annual Sponsorship Levels

\$25,000 Diamond	\$10,000 Platinum
\$5,000 Gold	\$2,500 Silver
\$1,000 Bronze	\$500 Copper

For more on contributions visit our website:
www.NDOAF.org



Chairman Porter and Committee Members

My name is Jack Paris and I am here today to urge your support for HB 1462.

I Live in Bismarck but I own a ranch with two partners on the Heart River SW of New Salem. For the past several years we have hosted deer and turkey hunts for the Outdoor Adventure Foundation recipients at our ranch.

The young men we have hosted for these hunts all have had medical conditions that are heart wrenching. We are very much in support of the mission of the Foundation. The joy we have seen in the faces of these young men after a successful hunt is something I will never forget.

In scheduling these hunts we work with the Foundation to find an appropriate time that fits us and most importantly the recipient. Being able to host a hunt outside of the normal gun season would make scheduling hunts a much easier task for the Foundation, the host and the recipient.

For this reason I strongly urge you to support passage of HB 1462.

Licenses issued under 20.1-05.1-01.

Special Allocation Hunting License Authorizations

- 10 = 4 any deer, and 6 “white-tailed deer” were allocated to the Injured Military Wildlife Project
- 1 = 1 spring turkey license was issued to the National Wild Turkey Federation
- 2 = 2 spring turkey licenses were issued to the Outdoor Adventure Foundation
- 1 = 1 Bighorn Sheep license allocated to Midwest Chapter of the Wild Sheep Foundation
- 1 = 1 Moose license to the North American Wildlife Enforcement Memorial Museum
- 1 = 1 Elk license to the Rocky Mountain Elk Foundation
- 1 = 1 Mule deer license to the Mule Deer Foundation
- 1 = 1 Pronghorn license to the ND Hunter Educator’s Association
- 9 = 1 Elk license, 1 moose license, 7 white-tailed deer licenses to the Outdoor Adventure Foundation

Licenses issued under 20.1-05.1-02.

Discretionary Special Allocation Hunting License Authorizations

- 1 = 1 Moose license to Crosby Blue Line Club
- 1 = 1 Moose license to Tioga Fire Dept.
- 1 = 1 Elk license to Williston Trinity Christian School
- 1 = 1 Elk license to West Fargo Hockey Association
- 1 = 1 Pronghorn license to Make-a-wish foundation
- 1 = 1 Pronghorn license to Stutsman County Wildlife Federation
- 1 = 1 White-tailed deer license to Emerado Rural Volunteer Fire Dept.
- 1 = 1 White-tailed deer license to Delta Waterfowl Foundation
- 1 = 1 White-tailed deer license to Veterans Outdoors Adventures
- 1 = 1 White-tailed deer license to Mayville State University Foundation
- 1 = 1 White-tailed deer license to AX Booster Club
- 1 = 1 White-tailed deer license to Our Redeemer’s Lutheran Foundation
- 1 = 1 White-tailed deer license to Better Living for Garrison
- 1 = 1 White-tailed deer license to Shiloh Christian School
- 1 = 1 White-tailed deer license to Capital City Young Guns

Other Authorizations

- 84 White-tailed deer licenses were issued to ND outfitters for marketing to Nonresidents (can go up to 100)

126 Total

19.0728.01000

Sixty-sixth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1462

Introduced by

Representatives Strinden, Beadle, Hager, Marschall, Schauer
Senator Clemens

1 A BILL for an Act to amend and reenact subsection 9 of section 20.1-05.1-01 of the North
2 Dakota Century Code, relating to special allocation hunting licenses for a nonprofit organization
3 serving youth with life-threatening illnesses.

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

5 **SECTION 1. AMENDMENT.** Subsection 9 of section 20.1-05.1-01 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 9. One any elk license, one any moose license, ⁴ up to seven white-tailed deer (Todd-
8 whatever you feel is reasonable for this) ^{up to 3 Any Antlered.}
9 licenses, and up to two antelope licenses to the outdoor adventure foundation, ~~to hunt~~
10 ~~the species indicated on the license in the manner, places, and times as the governor~~
11 ~~prescribes by proclamation.~~ The foundation shall make one license available to each
12 qualified youth to hunt the species of big game indicated on the license as provided in
13 the governor's proclamation. A qualified youth receiving a license issued under this
14 section is only valid during an open season for the species indicated as prescribed by
15 governor's proclamation and for the year indicated on the license or tag. A qualified
16 youth hunting with a license issued under this section may use any weapon that is legal
17 for the species being hunted; however, qualified youth who are using a weapon which
18 is otherwise prohibited for that season may only do so on private land with the written
19 permission from the landowner. A qualified youth receiving a license under this section
20 must comply with hunter education requirements, and if under the age of eighteen must
21 be accompanied by an adult twenty-one years of age or older. As used in this section,
22 "qualified youth" means an individual who has been diagnosed with cancer or a life-
threatening illness, is of legal age to hunt the species for which the license is valid, is

23 under twenty-five years of age, is a resident, and is sponsored by the foundation. The
24 foundation must provide the department supporting documentation demonstrating
25 compliance with this section. The foundation must provide an annual report on forms
26 provided by the director. The annual report must include, but is not limited to, the name
27 of the hunters, dates of the hunts, and the species harvested. Failure to submit
28 completed reports will result in no licenses being issued until the completed reports are
29 received by the department. If the director determines by clear and convincing evidence
30 that a violation of state criminal hunting, fishing, or trapping laws occurred during a hunt
31 conducted under this section the director ~~may~~ shall not issue any license allocated by
32 this
33 section for a period of one year to the organization that conducted the hunt, except the
34 director may issue any license allocated under this section to an otherwise eligible
organization under 20.1-05.1 during that year.

DRAFT

**Rep. Michelle Strinden D41
Testimony HB 1462
March 8th, 2019**

Good morning Madam Chair Unruh and members of the Senate Energy and Natural Resources Committee. For the record, my name is Michelle Strinden and I represent south Fargo's District 41 and I am the prime sponsor of HB 1462.

Brian Solum is a Fargo resident and President/Founder of the Outdoor Adventure Foundation. He contacted me to put forth a bill to amend current statute for his organization.

The Outdoor Adventure Foundation is a 501c3 non profit organization that provides hunting, fishing and other outdoor adventures to children and young adults under the of 25 that have been diagnosed with cancer or other life threatening illnesses. They also provide outdoor adventures for combat disabled veterans who have lost a limb due to active duty injury or are in a wheelchair. Hunts may include big or small game and fishing in fresh or salt water. This is a wonderful program and has been making dream hunts come true for these deserving ND residents.

In the 2015 legislative session, the Legislature passed HB 1081 which clarified and expanded the ability of the Outdoor Adventure Foundation in order to expand the rights for children with life threatening illness or disabled Veterans who have lost a limb to hunt big game by making a select number of licenses available free of charge.

House Bill 1462 aims to further amend this section of North Dakota Century Code, so that the qualifying youth or young adult may hunt with any legal weapon during any season when hunting with a license. The reason for the change is to provide a timely adventure hunt for youth or young adult with a terminal illness who may not have an opportunity to wait for the next season. The House Energy and Natural Resource Committee did amend the bill and it was unanimously passed in the House assembly.

Thank you for your consideration , Madam Chair Unruh and members of the committee. I will stand for answer any questions you may have.

Thank You to ALL of our Sponsors who help fulfill adventures!

Scheels
The Cullen Children's Foundation
Sanford Health
Bell Bank
Alex Stern Family Foundation
Prairie Sky Lodge & Guest Ranch
LTM Limited
Dr. Calvin K. Fercho
Family Foundation
Bobcat
Jack & Kristi Paris
Barry Schafer Ranch
Rusco Windows
Lake McKenna Pheasants Forever
Lazy 3 Ranch
Mrnak Ranch
Therm-Air
AA Ranch
Red River Valley Pheasants Forever
Cyrus Resort
Cass County Wildlife Club
Killdeer Mountain Outfitters
Bennett Creek Lodge
Thunderseed
North Dakota Game & Fish
Dabbert Custom Homes
O'Tiwahe Ranch
Bosveld Jacobs Safaris
4K Ranch
Dakota Medical Foundation
Dragon Creek Ranch
Kindred Wildlife Club
Dave Peterson (Memorial)
Baldhill Creek Adventures
Schuett Farms
South Shore Lodge
DOA Outfitters
FM Area Foundation
High Point Networks, LLC
Feland Land and Grain
Southwest Grain
PROSEED
GOLDMARK
POLARIS
Dakota Plains Realty
(Darrin Milbrath & Vivian Thingelstad)

The Outdoor Adventure Foundation, Inc.
Ph. 701-277-5900 / Fax 701-277-5902
Toll Free 1-877-477-5911

415 38th St. S., Suite E • Fargo, ND 58103

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Chris Green (701) 491.2537
Dean Qualley (218) 979.9184
Jason Hendrickson (701) 306.5698
David Lipp (701) 306.4930
Mike Feener (701) 388.1839
(Director for Disabled Veterans)

Crosby

Barry Haggin (701) 641.0423

Minot

Mark Hamilton (701) 720.7676



Abraham Musconda
(Scranton) 2017
Whitetail Buck

Brett Dolan (Horace) 2017



Cole Klein
(Fargo) 2017
Montana Mulie



Sam Meidinger (Kenmare)
2017 Whitetail Buck

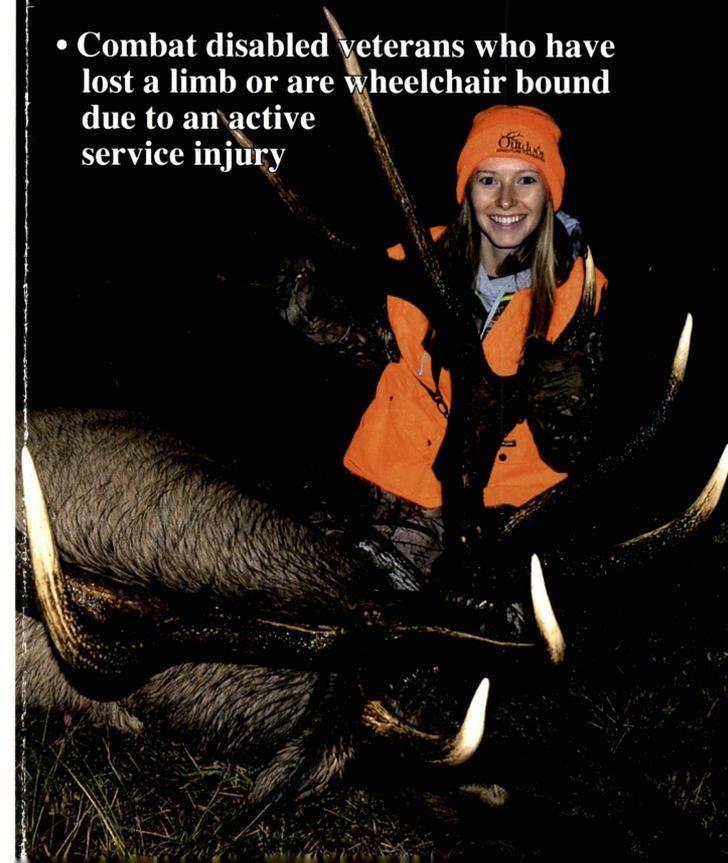
Mark Your Calendars

The Outdoor Adventure Foundation
Annual Fundraising Dinner Banquet
March 16th, 2019
Hilton Garden Inn, Grand Ballroom
Fargo, ND 58103



**A Foundation
Fulfilling Hunting
& Fishing
ADVENTURES**

- Children and young adults with cancer or other life threatening illnesses
- Combat disabled veterans who have lost a limb or are wheelchair bound due to an active service injury



Our Mission...

The Outdoor Adventure Foundation, Inc. provides hunting and fishing adventures for children under the age of 18 and young adults under the age of 25 with cancer or other life threatening illness.

We also provide hunting and fishing adventures for combat disabled veterans under the age of 40 that are wheelchair bound caused by injury during active service or who have lost a limb during active service.

The hunts will include big game hunts such as deer, elk, moose, bear and also small game including duck, goose, pheasant and quail. The fishing trips are fresh and salt water species of many kinds including bass, walleye, northern pike, muskie, salmon, halibut, trout and others.

**Cyrus Resort 2017
Lake Of The Woods Youth Group**



**Sam
Floberg**



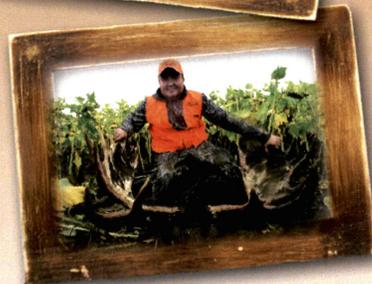
Success Stories...

We have been able to fulfill the dream hunts for these individuals in North Dakota. With your help we can continue making more dreams come true for others in our area.

**2017 Youth
Group Pheasant
Hunt at Prairie
Sky Lodge &
Guest Ranch
near Veblen, SD**



**Bull Moose 2017
Colin Blade
(Hettinger)**



**Antelope 2017
Jamison
Bogren
(Bismarck)**



HB 1462 3.8.19 #2 pg.2

How You Can Help...



You can help fulfill a dream by donating today. Donations of money, resources, services and even Frequent Flyer miles are gladly accepted.

Fill out the form below and mail it today!

Name _____

Company / Group _____

E-Mail _____

Phone _____

Fax _____

Address _____

City _____

State _____

Zip Code _____

- I would like to donate to disabled veteran's hunting adventure!
- I would like to donate to a youth's adventure!
- I would like to donate goods & services
- I can help spread the word
- I know a youth that needs help

Annual Sponsorship Levels

\$25,000 Diamond	\$10,000 Platinum
\$5,000 Gold	\$2,500 Silver
\$1,000 Bronze	\$500 Copper

For more on contributions visit our website:
www.NDOAF.org



HB 1462
3.8.19
#3

19.0728.02000

FIRST ENGROSSMENT

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1462

Introduced by

Representatives Strinden, Beadle, Hager, Marschall, Schauer

Senator Clemens

1 A BILL for an Act to amend and reenact section 20.1-05.1-01 of the North Dakota Century
2 Code, relating to special allocation hunting licenses.

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

4 **SECTION 1. AMENDMENT.** Section 20.1-05.1-01 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **20.1-05.1-01. Special allocation hunting license authorization.**

7 .1. The director shall authorize issuance of the following annual special allocation hunting
8 licenses:

9 +. g.,_ Four any deer licenses and six any white-tailed deer licenses per year to the

10 injured military wildlife project of North Dakota for distribution. A license issued
11 under this subsection is valid during the period of the deer bow season.

12 h., One license per year to the national wild turkey federation to hunt wild turkeys in
13 the spring in the manner, places, and times as the governor provides by
14 proclamation. The national wild turkey federation shall hold a raffle for, or may
15 auction to the highest bidder, whether resident or nonresident, the license to hunt
16 wild turkeys. If an individual receives a wild turkey license through the raffle or
17 auction, the individual is not eligible to receive a wild turkey license through the
18 game and fish department that year. No more than ten percent of the gross
19 proceeds of the raffle may be used to promote the raffle. Ten percent of the net
20 proceeds of the raffle may be retained by the local, state, or national wild turkey
21 federation entity conducting the raffle. All remaining net proceeds must be
22 deposited in the national wild turkey federation superfund and used for wild
23 turkey management and related projects in this state. The national wild turkey
24 federation shall submit reports concerning the raffle as the director requires.

Sixty-sixth
Legislative Assembly

- 1 &- c. Up to two licenses per year to the outdoor adventure foundation to hunt a turkey
2 in the spring season. The foundation shall make authorized licenses available to
3 sponsored qualified youths to hunt as the governor provides by proclamation. A
4 qualified youth receiving a license under this section must comply with hunter
5 education requirements and if under the age of eighteen must be accompanied
6 by an adult twenty-one years of age or older. As used in this section, "qualified
7 youth" means an individual who has cancer or a life-threatening illness, is of legal
8 age to hunt a turkey, is under twenty-five years of age, is a resident, and is
9 sponsored by the foundation. The foundation must provide the department
10 supporting documentation demonstrating compliance with this section.
- 11 4:- g, _ One license per year to the midwest chapter of the wild sheep foundation to hunt
12 bighorn sheep in the manner, places, and times as the governor provides by
13 proclamation. The midwest chapter of the wild sheep foundation shall hold a
14 raffle or auction under rules adopted by the director with residents and
15 nonresidents eligible to participate. An individual who has been convicted of
16 illegally taking a moose, elk, or bighorn sheep is not eligible to apply for or
17 receive a license under this subsection. Ten percent of gross raffle proceeds may
18 be retained by the midwest chapter of the wild sheep foundation and ninety
19 percent of gross raffle proceeds must be remitted to the department. All auction
20 proceeds must be remitted to the department. An individual who receives a
21 license through the raffle or auction may not transfer the license.
- 22 5:- e. One license per year to the North American wildlife enforcement memorial
23 museum and educational center to hunt moose in a manner, places, and times as
24 the governor provides by proclamation. The North American wildlife enforcement
25 memorial museum and educational center shall hold a raffle under rules adopted
26 by the director with residents and nonresidents eligible to participate. The
27 individual who receives the license from the raffle may not transfer the license.
28 No more than ten percent of the gross proceeds of the raffle may be used to
29 promote the raffle. The net proceeds distributed to the North American wildlife
30 enforcement memorial museum and educational center must be used for
31 construction and maintenance of the North American wildlife enforcement

HB1462
3.8.19
#3

Sixty-sixth
Legislative Assembly

1 memorial museum and educational center located at the International Peace
2 Garden. The North American wildlife enforcement memorial museum and
3 educational center shall submit reports concerning the raffle as the director
4 requires. An individual who has been convicted of illegally taking a moose, elk, or
5 bighorn sheep is not eligible to apply for or receive a license under this
6 subsection.

7 6" f_ One license per year to the rocky mountain elk foundation to hunt elk in a
8 manner, places, and times as the governor provides by proclamation. The rocky
9 mountain elk foundation shall hold a raffle under rules adopted by the director
10 with residents and nonresidents eligible to participate. No more than ten percent
11 of the gross proceeds of the raffle may be used to promote the raffle. The net
12 proceeds distributed to the rocky mountain elk foundation must be used for elk
13 management or other wildlife and conservation-related projects in North Dakota
14 as described under rocky mountain elk foundation policies and objectives. The
15 rocky mountain elk foundation shall submit reports concerning the raffle as the
16 director requires. An individual who has been convicted of illegally taking a
17 moose, elk, or bighorn sheep is not eligible to apply for or receive a license under
18 this subsection.

19 f- g_ One license per year to the mule deer foundation to hunt mule deer in the
20 manner, places, and times as the governor provides by proclamation. The mule
21 deer foundation shall hold a raffle or auction under rules adopted by the director
22 with residents and nonresidents eligible to participate. If an individual receives a
23 mule deer license through the raffle or auction, the individual is not eligible to
24 receive a mule deer license through the game and fish department that year. No
25 more than ten percent of the gross proceeds of the raffle may be used to promote
26 the raffle and all net proceeds of the raffle or auction must be used for mule deer
27 management and related projects in North Dakota. The mule deer foundation
28 shall submit reports concerning the raffle or auction as the director requires.

29 &- n... One license per year to the North Dakota hunter educators association to hunt
30 antelope in the manner, places, and times as the governor prescribes by
31 proclamation. The North Dakota hunter educators association shall hold a raffle

HB1462
3.8.19
#3

Sixty-sixth
Legislative Assembly

1 under rules adopted by the director. Only residents are eligible to participate. No
2 more than ten percent of the gross proceeds of the raffle may be used to promote
3 the raffle and all net proceeds of the raffle must be used for sponsoring mentored
4 hunts for youth who may otherwise not have the means to go afield to hunt,
5 establishing a statewide network of shooting locations for youth to become
6 familiar with archery equipment and firearms under the supervision of a certified
7 volunteer hunter education instructor, and purchasing advertising in news media
8 during hunting season concerning firearms safety and hunting ethics and the
9 promotion of safe and responsible hunting. If an individual receives an antelope
10 license through the raffle, the individual is not eligible to apply for an antelope
11 license through the game and fish department that year. The North Dakota hunter
12 educators association shall submit reports concerning the raffle as the director
13 requires.

14 9-: L. One any elk license, one any moose license, up to ~~seven~~four any white-tailed
15 deer licenses, up to three any antlered deer licenses, and up to two antelope
16 licenses to the outdoor adventure foundation to hunt the species indicated on the
17 license in the manner, places, and times as the governor prescribes by
18 proclamation. The foundation shall make one license available to each qualified
19 youth to hunt the species of big game indicated on the license as provided in the
20 governor's proclamation. A qualified youth receiving a license issued under this
21 section is only valid during an open season for the species indicated as
22 prescribed by the governor's proclamation and for the year indicated on the
23 license or tag. A qualified youth hunting with a license issued under this section
24 may use any weapon that is legal in any season for the species being hunted.
25 However, a qualified youth may use any weapon when hunting with a license
26 under this
27 subsection on private land with the written permission from the landowner. A
28 qualified youth receiving a license under this section must comply with hunter
29 education requirements and if under the age of eighteen must be accompanied
30 by an adult twenty-one years of age or older. As used in this section, "qualified
31 youth" means an individual who has been diagnosed with cancer or a life-

1 valid, is under twenty-five years of age, is a resident, and is sponsored by the
2 foundation. The foundation must provide the department supporting
3 documentation demonstrating compliance with this section.

4 2. An organization eligible to receive a license under this section shall provide an annual
5 report on forms provided by the director. The annual report must include the name of
6 the hunters, dates of the hunt, and the species harvested. If an organization fails to
7 submit a complete report required under this subsection, the organization may not
8 receive a license under this section until the organization submits the complete report.
9 If the director determines by clear and convincing evidence that a criminal violation of
10 a state hunting, fishing, or trapping law occurred during a hunt conducted with a
11 license issued under this section, the director may not issue a license under this
12 section for a period of one year to the organization that conducted the hunt. However,
13 the director may issue a license under section 20.1-05.1 to the organization during the
14 one-year period if the organization is otherwise eligible for the license.

HB 1462
3.15.19
#1
Pg. 1

Proposed Amendments to HB 1462

Page 4, line 15 remove "antlered"

Page 4, line 24 after "legal" insert "in any season"

Page 4, line 24 remove ". However, a"

Page 4, line 25 remove "qualified youth may use any weapon"

Page 4, line 25 remove "with a license under this"

Page 4, line 26 remove "subsection"

Renumber accordingly