

**FIRST ENGROSSMENT
with Senate Amendments
ENGROSSED HOUSE BILL NO. 1130**

Introduced by

Representatives Porter, Damschen, Hofstad

Senators Burckhard, Carlisle, Lyson

1 A BILL for an Act to amend and reenact section 20.1-03-17 of the North Dakota Century Code,
2 relating to computerized issuance of game and fish licenses.

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

4 **SECTION 1. AMENDMENT.** Section 20.1-03-17 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **20.1-03-17. Issuance of licenses - Who to issue - County auditor may appoint agents
7 to receive service fees - Disposition of proceeds - Continuing appropriation.**

8 All hunting, fur-bearer, fishing, and taxidermists' licenses must be issued by county auditors,
9 the director, deputy director, and bonded game wardens. The county auditors, deputy director,
10 and each bonded game warden shall send the director all license fees. For each license the
11 county auditor issues, the county auditor shall collect the authorized charges and record them in
12 the county auditor's record of cash received. Unless the county auditor and the board of county
13 commissioners execute a written agreement providing for the disposition of compensation for
14 the issuance of licenses, the county auditor is entitled to be reimbursed, as compensation,
15 twenty-five cents for the issuance of each of the first one thousand resident hunting, fishing, or
16 fur-bearer licenses issued each year and fifteen cents for the issuance of each resident hunting,
17 fishing, or fur-bearer license issued in excess of the first one thousand licenses issued each
18 year; one dollar for the issuance of each nonresident hunting or fur-bearer license; twenty-five
19 cents for the issuance of each nonresident fishing license; and ten cents for the issuance of
20 each nonresident general game license. The compensation due for the issuance of licenses is
21 hereby appropriated as a standing and continuing appropriation from the game and fish fund for
22 the purposes of this section. By March 1, 2015, each county auditor shall implement a
23 computerized online licensing system approved by the department. The county auditor is

1 responsible for any equipment, supplies, and technical support associated with selling licenses
2 online.

3 The county auditor may appoint agents to distribute hunting and fishing licenses or stamps.
4 A county auditor may not provide hunting or fishing licenses to agents located outside this state,
5 but the director may provide licenses to agents located outside this state if there are no agents
6 located a reasonable distance within this state where nonresidents may obtain licenses. The
7 director and county auditor may require agents to show evidence of adequate financial security
8 before the agents are appointed. Adequate financial security may be evidenced by a letter of
9 credit, cash deposit, or bond. Agents may be bonded through the state bonding fund. The
10 agents may charge purchasers a service fee of fifty cents for each license. Service fees may be
11 retained by the agent. The agent shall return the remainder of the license fees to the county
12 auditor for deposit with the county treasurer, or to the director if the agent is appointed by the
13 director, at least once each month, and not later than three days after the close of the month.
14 Notwithstanding section 26.1-21-11, if a claim against the state bonding fund is not filed within
15 sixty days of the expiration of the reporting period provided in this section, the claim is waived.
16 Deposits are to be accompanied by a report showing the amounts received from the sale of
17 each type of license, the amount retained, and the net amounts deposited. The county treasurer
18 shall credit the fees so deposited to a separate account and shall hold the fees, subject to
19 warrant for payment thereof drawn by the county auditor in favor of the director. The director
20 shall deposit all license or stamp fees received with the state treasurer to be credited to the
21 game and fish fund. By March 1, 2016, each agent appointed by a county auditor to distribute
22 hunting and fishing licenses or stamps shall implement a computerized online licensing system
23 approved by the department. The agent is responsible for any equipment, supplies, and
24 technical support associated with selling licenses online.