

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 4. a. 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 2. b. 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.

- 1           3.   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.   d.   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

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 7. 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 8. h. 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

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. i. One any elk license, one any moose license, up to ~~seven~~four any white-tailed  
15 deer licenses, up to three any~~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. Alf a qualified youth is hunting on private land with written  
24 permission from the landowner and with a license issued under this section, the  
25 qualified youth may use any weapon that is legal in any season for the species  
26 being hunted. ~~However, a qualified youth may use any weapon when hunting~~  
27 ~~with a license under this subsection on private land with the written permission~~  
28 ~~from the landowner.~~ A qualified youth receiving a license under this section must  
29 comply with hunter education requirements and if under the age of eighteen must  
30 be accompanied by an adult twenty-one years of age or older. As used in this  
31 section, "qualified youth" means an individual who has been diagnosed with

1 cancer or a life-threatening illness, is of legal age to hunt the species for which  
2 the license is valid, is under twenty-five years of age, is a resident, and is  
3 sponsored by the foundation. The foundation must provide the department  
4 supporting documentation demonstrating compliance with this section.

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