

Sixty-sixth  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1357**

Introduced by

Representatives C. Johnson, Blum, Jones, Zubke

Senator Vedaa

- 1 A BILL for an Act to amend and reenact subsection 8 of section 20.1-03-11 of the North Dakota
- 2 Century Code, relating to eligibility for gratis licenses to hunt moose.

**3 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:****4 SECTION 1. AMENDMENT.** Subsection 8 of section 20.1-03-11 of the North Dakota

5 Century Code is amended and reenacted as follows:

6       8. A resident ~~whethat is an individual, corporation, limited liability company, limited~~  
7 ~~liability partnership, limited partnership, partnership, trust, or life estate that has~~  
8 ~~executed a lease for at least one hundred fifty acres [60.70 hectares] of land and who~~  
9 ~~actively farms or ranches that land, or a resident whethat is an individual, corporation,~~  
10 ~~limited liability company, limited liability partnership, limited partnership, partnership,~~  
11 ~~trust, or life estate that holds title to at least one hundred fifty acres [60.70 hectares] of~~  
12 ~~land, is eligible to apply for a license to hunt moose without charge annually upon filing~~  
13 ~~a signed application describing that land. The land must be within a unit open for the~~  
14 ~~hunting of moose. The license must include a legal description of the eligible land~~  
15 ~~described in the completed application and may be used to hunt moose only upon that~~  
16 ~~land. Only one license may be issued to an eligible applicant, and, if the eligible~~  
17 ~~applicant is not an individual, the license must be issued in the name of an individual~~  
18 ~~shareholder, member, partner, beneficiary, or holder of a life estate. Upon request, a~~  
19 ~~lessee shall provide proof that the land described in the completed application is~~  
20 ~~leased for agricultural purposes. A resident who is eligible for a license under this~~  
21 ~~subsection may transfer that eligibility for the license to a spouse or a legal dependent~~  
22 ~~residing customarily with the resident, but no more than one license may be issued~~  
23 ~~under this subsection for any qualifying land. A resident transferring eligibility under~~  
24 ~~this subsection is not eligible to apply for a license to hunt moose in future years but is~~

Sixty-sixth  
Legislative Assembly

1       eligible to participate in the raffle under section 20.1-08-04.2. If not otherwise specified  
2       in an agricultural lease, the landowner is entitled to receive the license. The number of  
3       licenses issued under this subsection for a district or unit may not exceed fifteen  
4       percent of the total licenses prescribed in the governor's proclamation for that district  
5       or unit. If the number of eligible persons who apply for a license under this subsection  
6       exceeds the number of licenses available under this subsection, the licenses must be  
7       issued by lottery as prescribed in the governor's proclamation. A person who receives  
8       a license under this subsection and who is successful in harvesting a moose is not  
9       eligible to apply for a license to hunt moose in future years but is eligible to participate  
10      in the raffle under section 20.1-08-04.2. Notwithstanding this subsection, if a person  
11      other than the transferee of license eligibility is unsuccessful in harvesting a moose  
12      under this subsection, that person may return the unused license to the department  
13      and is eligible to apply for, but not transfer, an additional license to hunt moose in  
14      future years. A person who receives a second license under this subsection is not  
15      eligible to participate in the raffle under section 20.1-08-04.2. If a person receives a  
16      license under this subsection, the person's spouse, children, and parents living with  
17      the person are not eligible to receive a license under this subsection for the district or  
18      unit in which the land described in the completed application is located, unless the  
19      person has sold or otherwise transferred the person's rights to the land described in  
20      the completed application. The governor's proclamation may restrict the area of land  
21      within a unit open for the hunting of moose for which a preferential license is issued  
22      under this subsection. If the proclamation restricts the area for issuance of preferential  
23      licenses, an applicant must own or lease land within the restricted area to be eligible to  
24      apply for a license to hunt moose upon payment of the fee required for a resident big  
25      game license. The license may be used to hunt moose within the entire unit in which  
26      the land described in the completed application is located. A successful applicant from  
27      a restricted area may not return an unused license to regain eligibility for a license to  
28      hunt moose in future years. An individual who has been convicted of illegally taking a  
29      moose, elk, or bighorn sheep is not eligible to apply for or receive a license under this  
30      subsection.