

Introduced by

Energy and Natural Resources Committee

(At the request of the Game and Fish Department)

1 A BILL for an Act to amend and reenact section 20.1-01-28, subsection 2 of section 20.1-01-29,
2 and section 20.1-01-30 of the North Dakota Century Code, relating to fines for game and fish
3 violations.

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

5 **SECTION 1. AMENDMENT.** Section 20.1-01-28 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **20.1-01-28. Certain game and fish violations noncriminal - Procedures.**

8 Any person who has been cited for a violation that is designated as a noncriminal offense in
9 this title or in related rules or proclamations may appear before a court of competent jurisdiction
10 and pay the statutory feefine at or prior to the time scheduled for a hearing, or if bond has been
11 posted, may forfeit the bond by not appearing at the scheduled time. A person appearing at the
12 time scheduled in the citation may make a statement in explanation of that person's action, and
13 the judge may at that time waive, reduce, or suspend the statutory feefine or bond, or both. If
14 the person cited follows the ~~foregoing~~ procedures in this section, that person has admitted the
15 violation and has waived the right to a hearing on the issue of commission of the violation. The
16 bond required to secure appearance before the judge must be identical to the statutory feefine
17 established by section 20.1-01-30. Within ten days after forfeiture of bond or payment of the
18 statutory feefine, the judge shall certify to the director admission of the violation.

19 This section does not allow a halting officer to receive the statutory feefine or bond.

20 **SECTION 2. AMENDMENT.** Subsection 2 of section 20.1-01-29 of the North Dakota
21 Century Code is amended and reenacted as follows:

22 2. At the time of a request for a hearing on the issue of commission of the violation, the
23 person charged shall deposit with the court an appearance bond equal to the statutory
24 feefine for the violation charged.

1 **SECTION 3. AMENDMENT.** Section 20.1-01-30 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **20.1-01-30. Amount of statutory feesfines.**

4 The feesfines required for a noncriminal disposition pursuant to section 20.1-01-28 or
5 20.1-01-29 are as follows:

- 6 1. For a class 1 noncriminal offense, a feefine of ~~five~~one hundred dollars.
- 7 2. For a class 2 noncriminal offense, a feefine of ~~twenty-five~~ifty dollars.
- 8 3. For violation of a rule approved by the director or of an order or proclamation issued
9 by the governor, the amount set in the rule, order, or proclamation up to a maximum of
10 two hundred fifty dollars.