



November 2, 2023

Ms. Liz Fordahl  
Assistant Code Revisor  
North Dakota Legislative Council  
State Capitol  
600 East Boulevard, 2nd Floor  
Bismarck, ND 58505-0360

Dear Ms. Fordahl:

The Notice of Intent to Adopt, Amend and Repeal Administrative Rules and a copy of the proposed rules are enclosed as required by NDCC 28-32-10(1).

Sincerely,

A handwritten signature in blue ink that reads "Kim Kary".

Kim Kary, Chief  
Administrative Services Division

Enclosure

Governor  
Doug Burgum

Director  
Jeb Williams

Deputy Director  
Scott A. Peterson



## Proposed Administrative Rule Change

### NOTICE OF INTENT TO ADOPT, AMEND AND REPEAL ADMINISTRATIVE RULES

TAKE NOTICE that the North Dakota Game and Fish Department will hold a public hearing to address proposed new rules AND amendments to Title 30 of the North Dakota Administrative Code, at 1:15 P.M. on Tues., Dec. 12, 2023, at 100 North Bismarck Expressway, Bismarck, ND. The purpose of the proposed rule changes is to implement statutes. The proposed rules changes are not expected to have an impact on the regulated community in excess of \$50,000.

The purpose and an explanation of the proposed rule changes follow:

**Chapter 30-03-01.1. Section 30-03-01.1-02. Bait Definitions.** An amendment to remove rainbow smelt from this section.

**Chapter 30-03-01.1. Section 30-03-01.1-12. Equipment for taking legal live aquatic bait.** An amendment to update equipment used for taking legal live aquatic bait.

**Chapter 30-03-05 Section 30-03-05-01. Fishing contest defined.** REPEAL

**Chapter 30-03-05 Section 30-03-05-02. Organizations eligible.** REPEAL

**Chapter 30-03-05 Section 30-03-05-03. Use of proceeds.** REPEAL

**Chapter 30-03-05 Section 30-03-05-04. Application.** Amendment to update the application process for fishing contests.

**Chapter 30-03-05 Section 30-03-05-05. Fishing contest rules and regulations.** Amendment to update exceptions to nongame fish, and to rules and regulations regarding the donation of fish fillets.

**Chapter 30-03-05 Section 30-03-05-06. Reasons for denying permits.** REPEAL

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**Chapter 30-03-05 Section 30-03-05-07. Post-contest report required. REPEAL**

**Chapter 30-03-06. Section 30-03-06-01. Equipment.** An amendment to update Aquatic Nuisance Species equipment violations for not following aquatic nuisance species procedures for draining and cleaning a vessel.

**Chapter 30-03-06. Section 30-03-06-05. Water prohibited.** Amendment to prohibit water imported from another state.

**Chapter 30-03-06 Section 30-03-06-07. Penalty.** Amendment to add a two hundred fifty dollar fee for a person guilty of a noncriminal offense who violates subsection 3 of North Dakota Administrative Code section 30-03-06-05.

**Chapter 30-04-02 Section 30-04-02-11. Camping.** Amendment to add fish management areas.

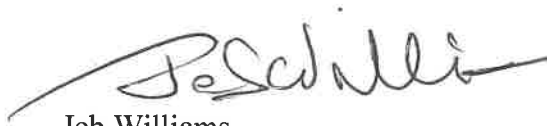
**Chapter 30-05-01 Section 30-05-01-02. Boat safety equipment.** Amendment to update length of boats regarding bells and whistles and amendment to update requirements for lighting.

**Chapter 30-05-01 Section 30-05-01-05. Accident Reports.** Amendment to update boating accident report, time requirement to file, and how to access the report.

The proposed rules may be reviewed at the Game and Fish Department's office, 100 North Bismarck Expressway, Bismarck, ND 58501-5095 or on the Department's website at <https://gf.nd.gov/>. A copy of the proposed rules may be requested in writing from the above address, or by calling 701-328-6305, or emailing [ndgf@nd.gov](mailto:ndgf@nd.gov). Written or oral comments on the proposed rules sent to the above mailing or email address, or telephone number and received by Dec. 23, 2023 will be fully considered.

If you plan to attend the public hearing and will need special facilities or assistance relating to a disability, please contact the Department at the above address or phone number at least seven (7) days before the public hearing.

Dated this 3<sup>rd</sup> day of Nov., 2023.



Jeb Williams  
Director