

OPINION  
54-42

April 12, 1954(OPINION)

GAME AND FISH

RE: Hunting - Bow and Arrow

I wish to acknowledge receipt of your request for an opinion dated April 9, 1954, concerning a permit season for bow hunters.

It is my opinion that sections 20-0310 and 20-0311 of the North Dakota Revised Code of 1943 do not prevent the issuance of permits for bow hunters by virtue of a proclamation in addition to regular big game hunting license.

At the time sections 20-0310 and 20-0311 were adopted, it was illegal to hunt with any device other than a gun. By repealing section 20-0504 in 1953, it is apparent that the Legislature intended that the department through a proclamation, should be allowed to legalize bow hunting or the use of other devices and to retain control over such hunters by virtue of a permit system.

ELMO T. CHRISTIANSON  
Attorney General