

**OPINION
60-132**

August 10, 1960 (OPINION)

HUNTING

RE: Display of Color on Hunter - Use of Camouflage Suit

Your letter of August 5, 1960, requesting the opinion of this office as to the requirements of Chapter 205, North Dakota Session Laws 1959, is herewith acknowledged.

Section 20-0505 of the North Dakota Revised Code of 1943 as amended by Chapter 205 S.L. 1959 provides that all persons shall wear red, yellow, or orange caps while hunting big game animals or wild turkeys. In addition every person, while hunting big game animals or wild turkeys, shall have one hundred forty-four square inches of red, yellow or orange conspicuously displayed on his chest.

You have asked whether a camouflaged suit, which has small blotches of yellow scattered over the back and the chest, conforms with this law, if the total of the yellow color amounted to at least one hundred forty-four square inches.

It is the opinion of this office that a camouflage suite made up of various colors could not be considered as a conspicuous display of the color yellow or any other. On the contrary, the word camouflage itself means to hide or conceal and in effect it is the opposite of conspicuous. It must be assumed that the Legislature intended, as a safety measure, to assure that the hunter be more readily discernible, not less.

LESLIE R. BURGUM
Attorney General