

2021 South Dakota Legislature

House Bill 1035**AMENDMENT 1035B FOR THE INTRODUCED BILL**

1 **An Act to ~~remove the locking seal requirement~~ provide legal tagging options for the**
2 **transportation of big game animals.**

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 **Section 1.** That § 41-14-14 be AMENDED.

5 **41-14-14. Tag required for big game transport--Violation as misdemeanor.**

6 No big game animal taken in this state may be transported unless ~~the~~:

7 (1) A locking seal and tag, furnished by the department and bearing the license
8 number of the owner and the year of its issue, are securely locked and attached
9 legally tagged, as required by rules promulgated pursuant to chapter 1-26 by the

10 Department of Game, Fish and Parks. ~~The seal shall be securely locked and the tag~~
11 ~~attached big game must be legally tagged,~~ at the time the big game animal is

12 brought out to a road or into any hunting camp, dwelling, farmyard, or other place
13 of abode of any kind, or before it is placed upon or in a vehicle of any kind. ~~The~~
14 seal and tag shall be furnished by the department with each big game license; or

15 (2) The person who has taken the big game animal:

16 (a) Properly acquired and properly validated an electronic tag, in accordance
17 with rules promulgated by the department, pursuant to chapter 1-26; and

18 (b) Attached to the animal, in plain sight, a locking seal and tag, furnished by
19 the department and bearing the tag owner's name and the tag identification
20 number.

21 A violation of this section is a Class 1 misdemeanor.

22 **Section 2.** That § 41-14-16 be AMENDED.

1 **41-14-16. Tag required for big game transport--Common carrier.**

2 If any big game is transported by a common carrier, to a point within or outside of
3 this state, the animal must ~~have securely attached, the tag and locking seal bearing the~~
4 ~~same number as the license~~ be legally tagged, as required by § 41-14-14, and in
5 accordance with rules promulgated pursuant to chapter 1-26 by the Department of Game,
6 Fish and Parks. No person may have in possession or as common carrier any big game
7 animal ~~without the tag and locking seal attached~~ being legally tagged. No big game animal
8 may be offered for shipment, shipped, or received for shipment by transportation
9 companies ~~unless the tag and locking seal are attached to the big game animal when~~
10 ~~presented for shipment~~ legally tagged.

11 The provisions of this section do not apply to any nondomestic animal regulated
12 pursuant to § 40-3-26, as long as the animals are accompanied by a bill of sale or other
13 proof of ownership.