



2025 South Dakota Legislature

Senate Bill 114

Introduced by: **Senator Pischke**

1 **An Act to restrict warrantless searches of a taxidermy business.**

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

3 **Section 1. That § 41-6-33 be AMENDED:**

4 **41-6-33.** It is a Class 2 misdemeanor for a person to preserve or mount birds,
5 animals, or fish that ~~such~~ the person does not own without a taxidermist's license or in
6 violation of the conditions of the license or the rules of the Game, Fish and Parks
7 Commission.

8 A taxidermist's license permits the licensee to have in possession, at the
9 taxidermist's place of business, birds, animals, or fish, lawfully caught, taken, or killed,
10 for the sole purpose of preserving or mounting them. Birds, animals, or fish, or any part
11 thereof, may be transported by anyone having them legally in possession to a licensee for
12 preserving or mounting only and for return by the licensee to the owner ~~thereof~~.

13 The Game, Fish and Parks Commission shall approve each taxidermist's license.
14 The commission shall promulgate rules pursuant to chapter 1-26 setting the requirements
15 for a taxidermist's license.

16 Each licensee shall keep a written record of all birds, animals, and fish received by
17 the licensee. The record ~~shall~~ must include the name and address of each specimen's
18 owner, the number and species, and the dates of receipt and delivery of each
19 specimen. ~~The record and customers' specimens shall be made available for inspection by~~
20 ~~any~~

21 A representative of the Department of Game, Fish and Parks may inspect the
22 written record required under this section during normal business hours. A representative
23 of the department may undertake a warrantless search of the taxidermist's place of
24 business only if the licensee provides voluntary consent or exigent circumstances are
25 determined to exist.