

2026 South Dakota Legislature

House Bill 1265**AMENDMENT 1265A
FOR THE INTRODUCED BILL**

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

1 **An Act to ~~establish an avian special purpose~~ authorize the salvage permit of certain**
2 **bird eggs.**

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

4 **Section 1. That § 41-11-7 be AMENDED:**

5 **41-11-7.** Except as ~~permitted by statute, no person otherwise provided in this~~
6 ~~section, an individual may not take or~~ have in possession, or ~~intentionally~~ break or destroy
7 any nest or the eggs of the kinds of birds, the taking or killing of which is at any time or
8 at all times prohibited. A violation of this section is a Class 2 misdemeanor.

9 Nothing in this section prohibits any egg salvage activity if:

- 10 (1) The individual holds a migratory bird special purpose salvage permit, issued by the
11 United States Fish and Wildlife Service, in accordance with 50 C.F.R § 21.95
12 (January 1, 2026); and
13 (2) The salvage activity does not involve the eggs of birds, the taking or killing of which
14 is at all times prohibited.

15
16
17
18