



2026 South Dakota Legislature

House Bill 1265

SENATE AGRICULTURE AND NATURAL RESOURCES ENGROSSED

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

Introduced by: **Representative Jordan**

1 **An Act to authorize the salvage of certain bird eggs.**

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

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

4 **41-11-7.** Except as ~~permitted by statute, no person~~ otherwise provided in this
 5 section, an individual may not take or ~~have in possession,~~ or intentionally break or destroy
 6 any nest or the eggs of the kinds of birds, the taking or killing of which is at any time or
 7 at all times prohibited. A violation of this section is a Class 2 misdemeanor.

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

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