



2026 South Dakota Legislature  
**House Bill 1265**  
**ENROLLED**

AN ACT

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

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

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

**41-11-7.** Except as otherwise provided in this section, an individual may not take, have in possession, or intentionally break or destroy any nest or the eggs of the kinds of birds, the taking or killing of which is at any time or at all times prohibited. A violation of this section is a Class 2 misdemeanor.

Nothing in this section prohibits any egg salvage activity if:

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

An Act to authorize the salvage of certain bird eggs.

I certify that the attached Act originated in the:  
House as Bill No. 1265

\_\_\_\_\_  
Chief Clerk of the House

\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk of the House

\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

House Bill No. 1265  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

Received at this Executive Office  
this \_\_\_\_\_ day of \_\_\_\_\_,  
2026 at \_\_\_\_\_ M.

By \_\_\_\_\_  
for the Governor

The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 2026

\_\_\_\_\_  
Governor

**STATE OF SOUTH DAKOTA,**

ss.  
Office of the Secretary of State

Filed \_\_\_\_\_, 2026  
at \_\_\_\_\_ o'clock \_\_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State