

# State of South Dakota

## NINETY-THIRD SESSION LEGISLATIVE ASSEMBLY, 2018

972Z0225

### HOUSE JOINT RESOLUTION NO. 1005

Introduced by: Representatives Dennert, Bartling, DiSanto, Goodwin, Hawley, Kaiser, Otten  
(Herman), Pischke, and Wiese and Senators Stalzer and Nelson

1 A JOINT RESOLUTION, Proposing and submitting to the voters at the next general election  
2 an amendment to the Constitution of the State of South Dakota, relating to fishing, hunting,  
3 and trapping.

4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF SOUTH  
5 DAKOTA, THE SENATE CONCURRING THEREIN:

6 Section 1. That at the next general election held in the state, the following amendment to  
7 Article XXI of the Constitution of the State of South Dakota, as set forth in section 2 of this  
8 Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state for  
9 approval.

10 Section 2. That Article XXI of the Constitution of the State of South Dakota, be amended  
11 by adding a NEW SECTION to read as follows:

12 § 10. The right to hunt, fish, trap, and harvest wildlife is a valued part of South Dakota's  
13 heritage and shall be forever preserved for the public good.

14 The people have a right, including using traditional methods, to hunt, fish, trap, and harvest  
15 wildlife subject only to the laws prescribed by the Legislature and rules prescribed by virtue of



1 the authority of the Legislature to:

2 (1) Promote wildlife conservation and management; and

3 (2) Preserve the future of hunting, fishing, and trapping.

4 Hunting, fishing, and trapping shall be a preferred means of managing and controlling  
5 wildlife.

6 This section does not limit the application of any provision of law relating to trespass or  
7 property rights.