

AN ACT

ENTITLED, An Act to revise provisions regarding the locating and spotting of predators or varmints from a drone.

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

Section 1. That § 41-8-39 be amended to read:

41-8-39. It is a Class 1 misdemeanor for any person to:

- (1) Kill or attempt to kill any wild bird or animal from an aircraft, except as otherwise provided for in § 41-8-39.1; or
- (2) Use an aircraft for the purpose of hunting, taking, concentrating, driving, rallying, stirring up, locating, or spotting any wild bird or animal, except that the prohibition in this subdivision does not apply to a person who uses a drone for the purpose of locating or spotting a predator or varmint, provided:
 - (a) The activity occurs only on or over land that is privately owned;
 - (b) The person operating the drone is the landowner or has permission from the landowner or a lessee; and
 - (c) The activity does not occur during the months of September, October, or November.

An Act to revise provisions regarding the locating and spotting of predators or varmints from a drone.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1073

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1073
File No. _____
Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State