



## 2020 South Dakota Legislature

# House Bill 1095

Introduced by: **Representative Brunner**

1 **An Act to revise requirements regarding hunting mentors.**

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

3 **Section 1.** That § 41-6-81 be AMENDED:

4 **41-6-81. Hunter mentoring program--Requirements--Promulgation of rules.**

5 Notwithstanding any provisions of Title 41 to the contrary, a child who is a resident  
 6 of this state ~~who is and~~ less than sixteen years of age is not required to possess a hunting  
 7 license in order to hunt, if the child is accompanied by a hunting mentor. A hunting mentor  
 8 ~~is may be~~ the child's parent or guardian or any other competent adult who has the written  
 9 consent of the child's parent or guardian. The hunting mentor ~~shall be a resident of this~~  
 10 ~~state,~~ shall be unarmed, except as otherwise provided in this section, shall have  
 11 successfully completed a hunter safety or hunter education course that meets the  
 12 requirements of chapter 41-7, and shall possess a valid hunting license for the game being  
 13 hunted.

14 A child who hunts pursuant to this section shall be under the immediate physical  
 15 control, direct supervision, and responsibility of a hunting mentor, at the time the child  
 16 discharges a firearm or operates a bow and arrow in the act of hunting.

17 A hunting mentor may accompany no more than one mentored child at any one  
 18 time.

19 No hunting party that includes a mentored child may include more than six persons,  
 20 regardless of whether or not members of the hunting party are hunting or possess or  
 21 operate firearms.

22 A child who hunts pursuant to this section is subject to all requirements,  
 23 restrictions, and penalties specified in this title and in ~~the~~ rules promulgated pursuant to  
 24 this title, with respect to the species being hunted, except that the combined number of  
 25 animals taken or possessed by the child and the hunting mentor may not exceed the  
 26 number of animals authorized under licenses held by the hunting mentor.

1           A mentored child may not take big game under the provisions of this section except  
2 antlerless deer, turkey, and doe-fawn antelope. No big game may be taken by a mentored  
3 child unless the child's parent or legal guardian has been issued a license that designates  
4 the child as a mentored child who is authorized to exercise the privileges granted by the  
5 license. The license is valid only for the mentored child and is not transferable to another  
6 person. Application for or issuance of such licenses does not affect the eligibility of the  
7 parent or legal guardian for any other big game license.

8           ~~The requirement~~ Nothing in this section ~~that prohibits~~ the hunting mentor ~~be~~  
9 ~~unarmed does not prohibit the hunting mentor from possessing a permitted~~ from carrying  
10 a concealed pistol or other legally possessed handgun.

11           The Game, Fish and Parks Commission shall promulgate rules, pursuant to chapter 1-  
12 26, to establish criteria and conditions governing the hunter mentoring program  
13 established in this section.