## **State of South Dakota**

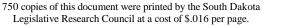
## SEVENTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 1999

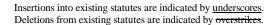
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## HOUSE ENGROSSED NO. HB1039 - 2/10/99

Introduced by: The Committee on Agriculture and Natural Resources at the request of the Department of Game, Fish, and Parks

- 1 FOR AN ACT ENTITLED, An Act to repeal the licensing of resident and nonresident
- 2 professional dog trainers and to restrict the training of dogs on wild game birds.
- 3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:
- 4 Section 1. That § 41-6-78 be amended to read as follows:
- 5 41-6-78. The Department of Game, Fish and Parks may issue any resident, as defined by this
- 6 title, a resident professional dog training license. The license permits the licensee to train or
- 7 engage in the business of training hunting or field trial dogs when and where wild game is found.
- 8 For purposes of this section, a professional dog trainer is any person who trains or sells any
- 9 breed of hunting dog for remuneration. The license shall be issued annually. No licensee may be
- 10 allowed to No person may train dogs on wild game birds from April fifteenth to July thirty-first,
- inclusive. The licensee shall comply with rules adopted pursuant to § 41-2-18 by the Game, Fish
- 12 and Parks commission to protect and perpetuate the wild game resources of the state. Such rules
- 13 may limit the number of licenses issued and further restrict professional dog training on public
- 14 lands. Failure to comply with such rules or the provisions of this section shall be cause for
- 15 revocation of license and nonissuance of future licenses. No person may train dogs on wild game
- birds from April fifteenth to July thirty-first, inclusive. The commission shall promulgate rules





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1 pursuant to chapter 1-26 to impose restrictions on the methods, dates, and number of dogs that

- 2 may be trained on wild game birds on public lands and public rights-of-way. Any person who
- 3 violates this section is guilty of a Class 2 misdemeanor.
- 4 Section 2. That § 41-6-79 be repealed.
- 5 41-6-79. The department of game, fish and parks may issue any nonresident a nonresident
- 6 professional dog training license. The nonresident professional dog training license entitles the
- 7 licensee to all the privileges and is subject to all the restrictions and penalty provisions as the
- 8 resident professional dog training license provided by § 41-6-78.
- 9 Section 3. That § 41-6-10 be amended to read as follows:
- 10 41-6-10. Licenses, permits, and stamps issued under this title are classified as follows:
- 11 (1) Disabled hunter permit;
- 12 (2) Export bait dealer license;
- 13 (2A) Fall three-day temporary nonresident waterfowl license:
- 14 (3) Fur dealer's license;
- 15 (4) Hoop net, trap or setline license;
- 16 (5) License for breeding and domesticating animals and birds;
- 17 (6) License to take fur-bearing animals;
- 18 (7) Nonresident big game license;
- 19 (8) Nonresident fishing license;
- 20 (9) Nonresident predator/varmint license;
- 21 (10) Nonresident professional dog training license;
- 22 (11) Nonresident retail bait dealer license;
- 23 (12) Nonresident shooting preserve license;
- 24 (13) Nonresident small game license;
- 25 (14) Nonresident and resident migratory bird certification permit;

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1 (15)Nonresident wholesale bait dealer license; 2 (16) Nonresident wild turkey license; 3 (17) Nursing facility group fishing license; 4 (18) Park user's license: 5 (19) Permit for transportation of big game animal; 6 (20)Private fish hatchery license; 7 (21)Resident big game license; (22)8 Resident elk license; (23)Resident fishing license and resident senior fishing license; 10 (24)Resident professional dog training license; 11 (25)Resident retail bait dealer license; 12 (26)Resident small game license and resident youth small game license; 13 (27)Resident predator/varmint license; 14 (28)Resident wholesale bait dealer license; 15 (29)Resident wild turkey license; 16 (30)Scientific collector's license; 17 (31)Special nonresident waterfowl license; 18 (32)Special Pine Ridge Indian reservation resident and nonresident big game license; 19 (33)Taxidermist's license; 20 (33A) Spring five-day snow goose temporary nonresident waterfowl license; 21 Temporary fishing and hunting licenses. 22 The rights and privileges of such licensees are set forth in §§ 41-6-12 to 41-6-45.1, inclusive, 23 and in § 41-17-13. The Game, Fish and Parks Commission shall promulgate rules pursuant to

chapter 1-26 to set the fees, eligibility, and duration for such licenses.

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## 1 **BILL HISTORY**

- 2 1/12/99 First read in House and referred to Agriculture and Natural Resources. H.J. 39
- 3 2/4/99 Scheduled for Committee hearing on this date.
- 4 2/4/99 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 12, NAYS 0.
- 5 H.J. 364
- 6 2/8/99 House of Representatives Deferred to another day. H.J. 419
- 7 2/9/99 Motion to Amend, Passed. H.J. 442
- 8 2/9/99 House of Representatives Do Pass Amended, Passed, AYES 52, NAYS 13. H.J. 442