

AN ACT

ENTITLED, An Act to revise and repeal certain hunting, trapping, and fishing activities, restrictions, and prohibitions, and certain game and fish storage and transportation requirements, and to provide for a penalty.

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

Section 1. That § 41-8-28 be amended to read as follows:

41-8-28. Any person who steals, damages or destroys a trap of another employed in the manner defined in subdivision 41-1-1(25), or who steals, damages or destroys animals, animal carcasses, or the pelts thereof, held fast by such traps, is guilty of a Class 1 misdemeanor. A violation of this section is also subject to § 41-8-29.

Section 2. That § 41-14-4 be amended to read as follows:

41-14-4. No person may place into public storage any game bird, game fish, or game animal unless the game bird, game fish, or game animal has attached to it a tag showing the owner's name and address, the number and kind of bird, fish, or animal and the date the bird, fish, or animal is placed in storage. Any person who accepts into public storage any game bird, game fish, or game animal must post notice of the tagging requirements of this section in a conspicuous place adjacent to the public storage. For the purposes of this section, public storage is any business that stores game birds, game fish, or game animals for a fee or a convenience and has a South Dakota sales tax license. A violation of this section is a Class 2 misdemeanor.

Section 3. That § 41-14-8 be amended to read as follows:

41-14-8. Any person licensed under the provisions of chapter 41-6 may carry as personal baggage any small game or fish lawfully taken or possessed. No person may knowingly ship or receive for shipment by common carrier any small game or fish unless the container containing the small game or fish has affixed to the outside of the container a clearly visible statement containing the following information:

- (1) The name, address, and license number of the person shipping the small game or fish;
- (2) The number and species of all small game and fish in the container;
- (3) The date of shipment; and
- (4) The name and address of the person to whom the small game or fish has been shipped.

A person other than the licensee may transport small game or fish with a transportation and shipping permit. A permit may be obtained from a conservation officer or a designee without a charge. A violation of this section is a Class 2 misdemeanor.

Section 4. That § 41-8-33 be repealed.

Section 5. That § 41-14-26 be repealed.

Section 6. That § 41-14-27 be repealed.

Section 7. That § 41-14-28 be repealed.

An Act to revise and repeal certain hunting, trapping, and fishing activities, restrictions, and prohibitions, and certain game and fish storage and transportation requirements, and to provide for a penalty.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1022

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. 1022
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
=====

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