

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

400H0334

HOUSE BILL NO. 1042

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 authorize the Department of Game, Fish and Parks to
2 revise the expiration date of certain hunting licenses.

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

4 Section 1. That § 41-6-13 be amended to read as follows:

5 41-6-13. A resident hunting license may be issued only to a resident sixteen years of age or
6 older. However, the parent or guardian of a resident who is less than sixteen years of age and
7 meets the age requirements of § 41-6-12 may apply for the license for such person. If a license
8 is granted on the application, the license authorizes hunting by the person only if accompanied
9 by a parent, guardian, or responsible adult and is valid through December thirty-first of that year
10 or as ~~limited and~~ otherwise provided by the applicable license and rules promulgated by the
11 Game, Fish and Parks Commission pursuant to chapter 1-26. The requirement to be
12 accompanied by an adult ~~is waived upon reaching~~ no longer applies when the licensee attains
13 sixteen years of age. A violation of this section is a Class 2 misdemeanor.

14 Section 2. That § 41-6-30 be amended to read as follows:

15 41-6-30. Except as provided in this section, it is a Class 2 misdemeanor for a nonresident to



1 hunt, take, or kill jackrabbits, prairie dogs, gophers, ground squirrels, chipmunks, coyotes, red
2 fox, grey fox, skunk, crow, porcupine, English house sparrow, European starling, unbanded
3 undomesticated pigeon (rock dove), or marmot, without a nonresident predator/varmint license
4 or in violation of the conditions of the license or the rules of the Game, Fish and Parks
5 Commission.

6 A nonresident predator/varmint license, notwithstanding the provisions of § 41-6-24, allows
7 a nonresident to take or kill jackrabbits, prairie dogs, gophers, ground squirrels, chipmunks,
8 coyotes, red fox, grey fox, skunk, English house sparrow, European starling, unbanded
9 undomesticated pigeon (rock dove), and within the lawful season, crow, porcupine, and marmot,
10 except by means of aerial hunting or as prohibited by statute or rule.

11 However, if a nonresident possesses a nonresident small game license, a nonresident
12 waterfowl license, a nonresident big game license, or a nonresident turkey license as provided
13 in § 41-6-17, 41-6-18.1, 41-6-20, or 41-6-28, the nonresident need not acquire the nonresident
14 predator/varmint license as provided in this section to hunt the species enumerated by this section
15 in the manner and places permitted. A nonresident small game license, a nonresident waterfowl
16 license, a nonresident big game license, or a nonresident turkey license is valid for hunting those
17 animals permitted by the nonresident predator/varmint license from date of purchase until the end
18 of the calendar year or as otherwise provided by rules promulgated by the Game, Fish and Parks
19 Commission pursuant to chapter 1-26.

20 Section 3. That § 41-6-72 be amended to read as follows:

21 41-6-72. Licenses issued under this title expire at the end of the last day of December of the
22 calendar year for which they were issued ~~unless specified~~ or as otherwise provided in this chapter
23 or as ~~limited~~ or provided by the applicable license and rules promulgated by the Game, Fish and
24 Parks Commission in accordance with chapter 1-26. Waterfowl hunting licenses expire at the end

1 of the last day of the hunting season for which the license was issued.

2 Section 4. That § 41-6-80 be amended to read as follows:

3 41-6-80. Except as provided in this section, it is a Class 2 misdemeanor for a resident to
4 hunt, take, or kill jackrabbits, prairie dogs, gophers, ground squirrels, chipmunks, coyotes, red
5 fox, grey fox, skunk, racoons, badgers, crow, procupine, brown headed cow birds, English house
6 sparrow, European starling, unbanded undomesticated pigeon (rock dove), or marmot, without
7 a resident predator/varmint license or in violation of the conditions of the license or the rules of
8 the Game, Fish and Parks Commission. A resident predator/varmint license allows a resident to
9 take or kill jackrabbits, prairie dogs, gophers, ground squirrels, chipmunks, coyotes, red fox,
10 grey fox, skunk, racoons, badgers, brown headed cow birds, English house sparrow, European
11 starling, unbanded undomesticated pigeon (rock dove), and within the lawful season, crow,
12 porcupine, and marmot, except by means of aerial hunting or as prohibited by statute or rule. A
13 resident of this state is not required to secure a predator/varmint license to hunt, take, or kill a
14 predator/varmint on lands owned or operated by the resident.

15 However, if a resident possesses a resident small game license, a resident youth small game
16 license, a resident big game license, a license to take fur-bearing animals, or a resident turkey
17 license, the resident need not acquire the resident predator/varmint license as provided in this
18 section to hunt the species enumerated by this section in the manner and places permitted. A
19 resident small game license, a resident youth small game license, a resident big game license, a
20 license to take fur-bearing animals, or a resident turkey license is valid for hunting those animals
21 permitted by the resident predator/varmint license from date of purchase until the end of the
22 calendar year or as otherwise provided by rules promulgated by the Game, Fish and Parks
23 Commission pursuant to chapter 1-26.