

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

400H0334 **SENATE AGRICULTURE AND NATURAL RESOURCES**
COMMITTEE ENGROSSED NO. HB 1042 -
01/31/2002

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~~ for the license year as provided by the applicable license and rules promulgated
11 by the 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:



1 41-6-30. Except as provided in this section, it is a Class 2 misdemeanor for a nonresident to
2 hunt, take, or kill jackrabbits, prairie dogs, gophers, ground squirrels, chipmunks, coyotes, red
3 fox, grey fox, skunk, crow, porcupine, English house sparrow, European starling, unbanded
4 undomesticated pigeon (rock dove), or marmot, without a nonresident predator/varmint license
5 or in violation of the conditions of the license or the rules of the Game, Fish and Parks
6 Commission.

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

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

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

22 41-6-72. Licenses issued under this title ~~expire at the end of the last day of December of the~~
23 ~~calendar year for which they were issued unless specified otherwise in this chapter or as limited~~
24 ~~or~~ are valid for the license year as provided by the applicable license and rules promulgated by

1 the Game, Fish and Parks Commission in accordance with chapter 1-26. Waterfowl hunting
2 licenses expire at the end of the last day of the hunting season for which the license was issued.

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

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

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