



2020 South Dakota Legislature  
**House Bill 1184**  
**ENROLLED**

AN ACT

**ENTITLED An Act to provide limited deer and antelope licenses to landowners.**

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

**Section 1.** That § 41-6-19.3 be AMENDED:

**41-6-19.3. Resident landowner--Limited deer or antelope license--  
Promulgation of rules.**

If a resident owns or leases, for agricultural purposes, the minimum acreage necessary to qualify for landowner preference, in accordance with rules promulgated by the Game, Fish and Parks Commission, if the resident actually resides on the land or is an owner-operator of the land, and if the resident has not, pursuant to § 41-6-19, received a big game license that permits the harvest of a buck during the west river prairie deer season, east river deer season, Black Hills deer season, or firearm antelope season set by the commission in accordance with § 41-2-18, the resident may obtain one any-deer license, one any-antelope license, one license that has one any-deer tag and one any-antlerless deer tag, or one any-antelope and one doe/kid antelope tag. The license entitles the resident to hunt on land owned or leased by the resident within any unit, for the specified hunting season.

If a member of the resident's immediate family is qualified to obtain a license under this section and if the member has not, pursuant to § 41-6-19, received a big game license that permits the harvest of a buck during the west river prairie deer season, east river deer season, Black Hills deer season, or firearm antelope season set by the commission in accordance with § 41-2-18, the member may obtain one any-deer license, one any-antelope license, one license that has one any-deer tag and one any-antlerless deer tag, or one any-antelope and one doe/kid antelope tag. The license entitles the member to hunt on land owned or leased by the resident within any unit, for the specified hunting season.

Upon receipt of the application prescribed by the Department of Game, Fish and Parks, and payment of the applicable fee, the department shall issue a limited license that restricts the holder to the taking of the big game animals, as designated on the license, from land owned or leased by the resident.

The commission shall promulgate rules, in accordance with chapter 1-26, to establish fees for licenses issued under this section.

For purposes of this section, an immediate family member means the resident's spouse or a child who resides with the resident.

**Section 2.** That § 41-6-19.4 be AMENDED:

**41-6-19.4. Nonresident landowner--Limited deer or antelope license.**

If a nonresident owns, for agricultural purposes, at least six hundred forty contiguous acres, if the nonresident is an owner-operator of the land, and if the nonresident has not, pursuant to § 41-6-19, received a big game license that permits the harvest of a buck during the west river prairie deer season or firearm antelope season set by the commission in accordance with § 41-2-18, the nonresident may obtain one any-deer license, one any-antelope license, one license that has one any-deer tag and one any-antlerless deer tag, or one any-antelope and one doe/kid antelope tag. The license entitles the nonresident to hunt on land owned by the nonresident within any unit, for the specified hunting season.

If a member of the nonresident's immediate family is qualified to obtain a license under this section and if the member has not, pursuant to § 41-6-19, received a big game license that permits the harvest of a buck during the west river prairie deer season or firearm antelope season set by the commission in accordance with § 41-2-18, the member may obtain one any-deer license, one any-antelope license, one license that has one any-deer tag and one any-antlerless deer tag, or one any-antelope and one doe/kid antelope tag. The license entitles the member to hunt on land owned by the nonresident within any unit, as described in this Act, for the specified hunting season.

Upon receipt of the application prescribed by the Department of Game, Fish and Parks, and payment of the applicable fee, the department shall issue a limited license that restricts the holder to the taking of the big game animals, as designated on the license, from land owned by the nonresident.

The commission shall promulgate rules, in accordance with chapter 1-26, to establish fees for licenses issued under this section.

For purposes of this section, an immediate family member means the nonresident's spouse or a child who resides with the nonresident.

**Section 3.** That § 41-6-19.8 be AMENDED:

**41-6-19.8. Antlerless deer licenses--Restrictions--Residents and nonresidents.**

In addition to any deer license authorized in accordance with § 41-6-19.3 or any other law, in areas designated by the commission, a resident who owns and operates or leases and operates, for agricultural purposes, at least one hundred sixty acres of land may apply for and receive two antlerless deer licenses, free of charge, for use as provided in this section, during the west river prairie deer season, the east river deer season, or any other deer season set by the commission pursuant to § 41-2-18.

In addition to any deer license authorized in accordance with § 41-6-19.3 or any other law, in areas designated by the commission, a nonresident who owns and operates, for agricultural purposes, at least six hundred forty contiguous acres of land may apply for and receive two antlerless deer licenses, free of charge, for use as provided in this section, during the west river prairie deer season, the east river deer season, or any other deer season set by the commission pursuant to § 41-2-18.

The five-dollar surcharge established pursuant to § 41-2-34.2 does not apply to the licenses provided for in this section.

The licenses may only be used in areas designated by the department on lands owned by the nonresident, within any unit, for the specified hunting season.

No more than two such licenses may be issued for use on any single farm or ranch.

Upon receipt of an application that is prescribed by the department and that meets the requirements of this section, the department shall issue two antlerless deer licenses that restrict the holder to the taking of the big game animals, as designated on the license.

Resident license holders may take big game only from land owned or leased by the holder.

Nonresident license holders may take big game only from land owned by the holder.

An Act to provide limited deer and antelope licenses to landowners.

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I certify that the attached Act originated in  
the:

House as Bill No. 1184

\_\_\_\_\_

Received at this Executive Office  
this \_\_\_\_ day of \_\_\_\_\_,  
2020 at \_\_\_\_\_ M.

\_\_\_\_\_ Chief Clerk

By \_\_\_\_\_  
for the Governor

\_\_\_\_\_ Speaker of the House

The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 2020

Attest:

\_\_\_\_\_ Chief Clerk

\_\_\_\_\_ Governor

**STATE OF SOUTH DAKOTA,**

ss.

Office of the Secretary of State

\_\_\_\_\_ President of the Senate

Attest:

Filed \_\_\_\_\_, 2020  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_ Secretary of the Senate

\_\_\_\_\_ Secretary of State

House Bill No. 1184  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

By \_\_\_\_\_  
Asst. Secretary of State