

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

741V0760

SENATE BILL NO. 164

Introduced by: Senators Van Gerpen, Hunhoff (Jean), and Sutton and Representatives
Qualm, Bartling, Hunhoff (Bernie), Schoenfish, Stalzer, and Stevens

1 FOR AN ACT ENTITLED, An Act to revise the allocation of certain temporary nonresident
2 waterfowl hunting licenses.

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

4 Section 1. That § 41-6-18.4 be amended to read as follows:

5 41-6-18.4. The Game, Fish and Parks Commission may promulgate rules in accordance with
6 chapter 1-26 to authorize the department to issue up to two thousand fall three-day temporary
7 nonresident waterfowl licenses, up to two thousand early fall Canada goose temporary
8 nonresident licenses, and a number of spring snow goose temporary nonresident licenses to be
9 determined by the department, and to establish the fee therefor, validity of the licenses issued,
10 types of waterfowl to be hunted, and areas in which hunting is permitted. Up to five hundred
11 of the fall three-day temporary nonresident waterfowl licenses shall be made available for use
12 in the counties of Brown, Marshall, Roberts, Day, Grant, Clark, Codington, Deuel, and Hamlin.
13 The commission, in rules promulgated pursuant to chapter 1-26, may establish a process and
14 criteria to allow the issuance of a portion of the five hundred licenses in counties other than
15 those specified if the department determines that such licenses are otherwise likely to remain



1 unsold. Up to three hundred of the fall three-day temporary nonresident waterfowl licenses shall
2 be made available for use in the counties of Union, Clay, Bon Homme, Yankton, and Charles
3 Mix counties. Except for the fall three-day temporary nonresident waterfowl licenses issued in
4 Union, Clay, Bon Homme, Yankton, Charles Mix, Brown, Marshall, Roberts, Day, Grant, Clark,
5 Codington, Deuel, and Hamlin counties, the fall three-day temporary nonresident waterfowl
6 licenses are valid only on private property, but are not valid on private property leased by the
7 department for public hunting or on highways or other public rights-of-way within this state that
8 otherwise meet the requirements of § 41-9-1.3. Revenue from the sale of fall three-day
9 temporary nonresident waterfowl licenses shall be deposited in the department's land acquisition
10 and development fund to be used to acquire, by lease, permit, or otherwise, interests in real
11 property to be used for providing waterfowl hunting public access in the counties adjacent to
12 the Missouri River. Revenue from the sale of early fall Canada goose temporary nonresident
13 licenses shall be deposited in the department's land acquisition and development fund to be used
14 to acquire by lease, permit, or otherwise, interests in real property to be used for providing
15 waterfowl hunting public access. Before promulgating rules which permit the issuance of fall
16 three-day temporary nonresident waterfowl licenses, the commission shall determine that
17 adequate waterfowl hunting public access has been provided through the department's land
18 acquisition and development fund or through other means.