

# State of South Dakota

SEVENTY-THIRD SESSION  
LEGISLATIVE ASSEMBLY, 1998

754B0635

## HOUSE BILL NO. 1287

Introduced by: Representatives Gabriel, Duenwald, Koskan, McNenny, Pummel, Schaunaman,  
and Schrempp and Senators Kleven, Benson, Dunn (Jim), Ham, Johnson  
(William), Reedy, and Vitter

1 FOR AN ACT ENTITLED, An Act to permit certain landowners to sponsor individual hunters  
2 in the deer license drawing and to prescribe certain conditions for such licenses.

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

4 Section 1. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 All of the licenses allocated and made available by the Game, Fish and Parks Commission to  
7 landowners based on landowner preference for each hunting unit shall be made available for  
8 landowner sponsored hunting licenses pursuant to the conditions set forth in this Act.

9 Section 2. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
10 follows:

11 Any person who owns and operates at least three hundred twenty acres of private  
12 agricultural, timber, or grazing lands within any hunting unit shall, upon application to the  
13 department, receive, without cost, a certificate to qualify for participation in the lottery or  
14 computer drawing of big game licenses based on landowner preference. If any husband and wife  
15 owns and operates at least six hundred and forty acres under such circumstances, each is entitled

1 to a certificate.

2 Section 3. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
3 follows:

4 Upon receipt of the certificate, the landowner may deliver the certificate to any resident or  
5 nonresident hunter to whom the landowner has given permission to hunt any deer, antlered or  
6 unantlered, if that person is successful in obtaining a big game license. That person may then  
7 make application to obtain a big game license to hunt any deer, antlered or unantlered, based on  
8 landowner preference in the lottery or computer drawing of big game licenses based on  
9 landowner preference. Fifty percent of all deer licenses in each hunting unit shall be allotted to  
10 landowner preference certificate holders.

11 Section 4. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
12 follows:

13 Any applicant for a license based on landowner preference shall attach to the application  
14 developed by the department the landowner certificate and any fee otherwise applicable to that  
15 license.

16 Section 5. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
17 follows:

18 Any landowner sponsored license is valid only on land owned or leased for agricultural,  
19 timber, or grazing purposes by the sponsoring landowner within the hunting unit applied for as  
20 specified on the certificate and on the application or on public lands owned by the federal or state  
21 government and otherwise open to hunting. Lands leased by the Department of Game, Fish and  
22 Parks are not open to hunting by holders of landowner sponsored licenses.

23 Section 6. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
24 follows:

25 The landowner certificate provided for in this Act cannot be transferred except as provided

1 in section 3 of this Act.

2 Section 7. That chapter 41-6 be amended by adding thereto a NEW SECTION to read as  
3 follows:

4 This Act does not apply to resident farmer or rancher limited deer permits pursuant to §§ 41-  
5 6-19.3 to 41-6-19.5, inclusive. However, any person who obtains a license by means of  
6 landowner certificate is ineligible for a farmer or rancher limited deer permit.