

State of South Dakota

SEVENTY-SEVENTH SESSION
LEGISLATIVE ASSEMBLY, 2002

372H0606

SENATE AGRICULTURE AND NATURAL RESOURCES

COMMITTEE ENGROSSED NO. **SB 130** - 01/31/2002

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senators Bogue, Craddock, Duxbury, Everist, Kleven, Koskan, Madden, McCracken, Putnam, and Vitter and Representatives Rhoden, Juhnke, Klaudt, Lintz, Madsen, McCaulley, Pederson (Gordon), Pummel, and Teupel

1 FOR AN ACT ENTITLED, An Act to prohibit the implementation of certain prairie dog
2 management plans or activities without legislative approval.

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

4 Section 1. The Department of Game, Fish and Parks and the Department of Agriculture are
5 directed to develop a state prairie dog management plan. The plan shall formulate state
6 management actions that will serve to prevent the prairie dog from being listed as a federal
7 threatened species. If such plan or any agreement adopted pursuant to such plan contains
8 provisions for incentive payments to private landowners for managing prairie dog habitat or
9 restricts private landowner rights to use rodenticides or to use any other means of controlling
10 prairie dogs on their property, the plan or any agreement adopted pursuant to such plan shall be
11 submitted to the South Dakota Legislature, in bill form, for approval or rejection, prior to it
12 becoming effective.

13 Section 2. Nothing contained in this Act precludes the Department of Game, Fish and Parks



1 or Department of Agriculture from performing their respective management responsibilities.
2 However, to the extent that the provisions of §§ 40-36-1, 40-36-9, and 34A-8-7 pertain to
3 prairie dogs, the provisions of section 1 of this Act supersede any contradictory provision of such
4 statutes.