

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

435J0363

HOUSE BILL NO. 1206

Introduced by: Representatives Davis, Christensen, Fryslie, Hackl, Klaudt, Konold, McCaulley, Novstrup, Olson (Ryan), Rave, Rhoden, and Rounds and Senators Duenwald, Greenfield, and Koskan

1 FOR AN ACT ENTITLED, An Act to reduce the minimum hunting age.

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

3 Section 1. That § 41-6-12 be amended to read as follows:

4 41-6-12. Any person who is a resident of this state, as defined by this title, qualifies as
5 resident for securing any resident hunting or fishing license. All other persons shall secure the
6 applicable nonresident hunting and fishing licenses. No person under the age of ~~twelve~~ ten years
7 may be granted any hunting license. However, any person who is ~~eleven~~ nine years of age and
8 who will become ~~twelve~~ ten years of age during the period September first through December
9 thirty-first, inclusive, may be granted any hunting license and be allowed to hunt beginning
10 September first.

11 Section 2. That § 41-6-13 be amended to read as follows:

12 41-6-13. A resident hunting license may be issued only to a resident sixteen years of age or
13 older. However, the parent or guardian of a resident who is less than sixteen years of age and
14 meets the age requirements of § 41-6-12 may apply for the license for such person. If a license
15 is granted on the application, the license authorizes hunting by the person only if accompanied



1 by a parent, ~~guardian, or responsible adult and~~ or guardian, if the person hunting is less than
2 twelve years of age, or by a parent, guardian, or other responsible adult, if the person hunting
3 is at least twelve but less than sixteen years of age. The license is valid for the license year as
4 provided by the applicable license and rules promulgated by the Game, Fish and Parks
5 Commission pursuant to chapter 1-26. The requirement to be accompanied by an adult no longer
6 applies when the licensee attains sixteen years of age. A violation of this section is a Class 2
7 misdemeanor.

8 Section 3. That § 41-6-14 be amended to read as follows:

9 41-6-14. Any person between the ages of ~~eleven~~ nine years and sixteen years shall first
10 comply with the provisions of chapter 41-7, pertaining to firearms safety, before being granted
11 a resident hunting license or the applicable nonresident hunting licenses.

12 Section 4. That § 41-6-52 be amended to read as follows:

13 41-6-52. No person may make application for, purchase, or attempt to purchase a resident
14 license under §§ 41-6-12 to 41-6-45.1, inclusive, unless the applicant has been a resident of this
15 state for at least ninety days prior to making of the application and claims no resident privileges
16 in any other state. Prior to making application for, purchasing, or attempting to purchase a
17 resident hunting or fishing license in the state, the applicant shall transfer to this state ~~his~~ the
18 applicant's driver's license and motor vehicle registration for motor vehicles used in this state.
19 However, any person in the active military of the United States or that person's spouse who has
20 been continuously stationed in this state or any person who is a patient in any war veterans'
21 hospital within this state or any person who is an employee of the veterans' administration or
22 any veterans' hospital or any person residing on restricted military reservations in this state or
23 any person attending regularly a post-high school institution as a full-time student for thirty days
24 or more immediately preceding ~~his~~ the person's application or any foreign exchange student ~~over~~

1 sixteen years of age or older attending a public or private high school and who has resided in
2 the state for thirty days or more preceding ~~his~~ the student's application, or any foreign exchange
3 student who is ~~between the ages of twelve years and sixteen years~~ less than sixteen years of age
4 who has completed the Department of Game, Fish and Parks' course of instruction in the safe
5 handling of firearms and has been issued a certificate of competency upon completion of
6 instruction and who has resided in the state for thirty days or more preceding ~~his~~ the student's
7 application, or any person who is a minor dependent of a resident of this state, is a resident of
8 the state for the purpose of this title. A violation of this section is a Class 2 misdemeanor.