

State of South Dakota

EIGHTY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2006

282M0668

SENATE AGRICULTURE AND NATURAL RESOURCES

COMMITTEE ENGROSSED NO. **HB 1212** -

02/14/2006

Introduced by: Representative Jensen

1 FOR AN ACT ENTITLED, An Act to revise certain provisions related to limited big game
2 hunting licenses for landowners.

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

4 Section 1. That § 41-6-19.3 be amended to read as follows:

5 41-6-19.3. ~~If a resident farmer or rancher who owns or leases the prescribed minimum~~
6 ~~acreage of farm or ranch land to qualify for landowner preference, and who actually resides on~~
7 ~~the land, or is an owner-operator of the land, or a member of the farmer or rancher's immediate~~
8 ~~family also residing on the land has not received a big game license pursuant to § 41-6-19~~
9 ~~during the west river prairie deer season, east river deer season, or west river firearm antelope~~
10 ~~season set by the Game, Fish and Parks Commission pursuant to § 41-2-18, the person may~~
11 ~~apply no earlier than twenty days prior to the commencement of the applicable season and~~
12 ~~obtain one of the licenses made available in the unit in which the person qualifies for landowner~~
13 ~~preference or as otherwise provided by rules promulgated by the commission pursuant to~~
14 ~~chapter 1-26. No more than two limited permits may be applied for by each farm or ranch~~
15 ~~household. Upon receipt of the application submitted on a form prescribed by the commission,~~



1 the Department of Game, Fish and Parks shall issue a limited permit that restricts the holder to
2 the taking of one animal as designated on the permit only from the farm or ranch lands specified
3 in the application. If the landowner or lessee also owns or leases land in a contiguous hunting
4 unit, the applicant may specify those lands in adjacent units where the permit is to apply and
5 may hunt on those described lands also. The holder of the permit may not take any big game
6 animal from land owned or leased by other persons. If a resident farmer or rancher who owns
7 or leases for agricultural purposes the minimum acreage of privately-owned farm or ranch land
8 to qualify for landowner preference as prescribed by rules promulgated by the Game, Fish and
9 Parks Commission and who actually resides on the land, or is an owner-operator of the land, has
10 not received a big game license pursuant to § 41-6-19 that permits the harvest of a buck during
11 the west river prairie deer season, east river deer season, or firearm antelope season set by the
12 Game, Fish and Parks Commission pursuant to § 41-2-18, the farmer or rancher may obtain one
13 any-deer license, one any-antelope license, one license that has one any-deer tag and one any-
14 antlerless deer tag , or one any-antelope and one doe/kid antelope tag that is valid only on lands
15 owned or leased by the farmer or rancher within any unit for the specified hunting season.

16 If a member of the immediate family of the farmer or rancher qualified to obtain a license
17 under this section has not received a big game license pursuant to § 41-6-19 that permits the
18 harvest of a buck during the west river prairie deer season, east river deer season, or firearm
19 antelope season set by the Game, Fish and Parks Commission pursuant to § 41-2-18, the
20 immediate family member may also obtain one any-deer license, one any-antelope license, one
21 license that has one any-deer tag and one any-antlerless deer tag, or one any-antelope and one
22 doe/kid antelope tag that is valid only on lands owned or leased by the resident farmer or
23 rancher within any unit for the specified hunting season.

24 Upon receipt of the application prescribed by the department and applicable fee, the

1 Department of Game, Fish and Parks shall issue a limited license that restricts the holder to the
2 taking of the big game animals as designated on the license only from the privately-owned farm
3 or ranch lands owned or leased by the resident farmer or rancher. The holder of the license may
4 not take any big game animal from land owned or leased by other persons.

5 Section 2. That § 41-6-19.4 be amended to read as follows:

6 41-6-19.4. For the purposes of issuance of the limited permit to ~~hunt deer~~ pursuant to § 41-
7 6-19.3, the term "~~immediate family~~", immediate family, means the applicant, the applicant's
8 spouse, and the applicant's children residing with the applicant or on land owned or leased by
9 the resident farmer or rancher.