

AN ACT

ENTITLED, An Act to revise certain provisions concerning the definition of big game and the possession, transportation, and sale of big game meat and animal parts.

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

Section 1. That subdivision (4) of § 41-1-1 be amended to read as follows:

(4) "Big game," all cloven-hoofed wild animals, wild mountain lion, wild black bear, and wild turkey. The term includes facsimiles of big game used for law enforcement purposes, but does not include any captive nondomestic animal of the mammalia class and the products thereof regulated by the Animal Industry Board under Title 40;

Section 2. That § 41-14-12 be amended to read as follows:

41-14-12. It is a Class 1 misdemeanor to purchase, barter, or sell the meat, internal organs, or paws of any big game animal.

Section 3. That § 41-14-13 be amended to read as follows:

41-14-13. Subject to the provisions provided for in this section, the skins, including bear skins with paws attached, heads, claws, and antlers of any big game animal lawfully caught, taken, killed, or possessed may be sold. It is unlawful to buy, sell, or attempt to buy or sell antlers in the velvet stage unless those antlers are tagged or marked in accordance with rules promulgated pursuant to chapter 1-26 by the Game, Fish and Parks Commission. A violation of any provision of this section is a Class 1 misdemeanor.

Section 4. That § 34A-8-10 be amended to read as follows:

34A-8-10. A species of wildlife appearing on any of the lists enumerated in § 34A-8-9 may enter South Dakota from another state or from a point outside the territorial limits of the United States and may be transported, possessed, sold, and purchased in accordance with the terms of a permit issued pursuant to rules promulgated by the Game, Fish and Parks Commission pursuant to chapter 1-26.

However, a person may transport into South Dakota or otherwise possess, sell, or purchase within the state any animal or parts thereof appearing on any of the lists enumerated in § 34A-8-9 that were lawfully taken or acquired in another state or lawfully taken or acquired from a point outside the territorial limits of the United States if the items are accompanied by the appropriate license, documentation, Convention on International Trade in Endangered Species (CITES) permit, or CITES tag. It is a Class 2 misdemeanor to transport, possess, sell or purchase a species of wildlife appearing on any of the lists enumerated in § 34A-8-9 in violation of the conditions of a permit, or to transport, possess, sell, or purchase any part thereof, in violation of the provisions of this section. The provisions of this section do not apply to any captive nondomestic animal of the mammalia class and the products thereof regulated by the Animal Industry Board under Title 40.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1023

Chief Clerk
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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1023
File No. _____
Chapter No. _____

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Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor
=====

The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State