



AGENDA

Game, Fish and Parks Commission

March 5-6, 2020

Ramkota Hotel & Convention Center

920 W. Sioux Avenue, Pierre, SD

Livestream link <http://www.sd.net/home/>

Call to order 10:00 AM CT/ 9:00 AM MT

Division of Administration

Action Items:

1. Conflict of Interest Disclosure
2. Approve Minutes of the January 2020 and February Special Meeting
<https://gfp.sd.gov/commission/archives/>
3. Additional Commissioner Salary Days

Information Items:

4. Commissioner Introductions
5. Second Century Initiatives and Habitat Fund Board Update
6. Legislative Update
7. Marketing Update
 - a. Pheasant Hunting Marketing Workgroup Update

Petitions

8. Youth Pheasant Hunting Season

Proposals

9. River Otter Delisting
10. Flathead Catfish – Border Waters
11. Archery Deer Season
12. Landowner Elk License Applications
13. Youth Waterfowl Season

Public Hearing 2:00 PM CT/ 1:00 PM MT (Remote Public Input)

Open Forum (Remote Public Input)

Action Item

14. Nest Predator Bounty Program

Finalizations

15. Public Waters
16. Bighorn Sheep Hunting Season
17. Elk: BH, Archery, CSP and Prairie
18. Waterfowl: Duck, Youth Duck, Tundra Swan
19. Rules Review Chapters 41:06-41:07

- 20. West River Spring Turkey – Use of Rifles
- 21. Flathead Catfish Trophy Regulations
- 22. Nonresident East River Special Deer License
- 23. Hunting Requirements and Prohibited Methods - CWD

Division of Wildlife

Action Item:

- 24. Black Hills Fisheries Plan

Information Items:

- 25. Captive Cervid Herds and CWD – AIB
- 26. CWD Update
- 27. Border Water State Agency Update
- 28. Refuge Meeting Update
- 29. Elk Aerial Survey Results
- 30. Elk Depredation Update
- 31. Creel Survey Enhancements
- 32. License Sales Update

Division of Parks and Recreation

Action Items:

- 33. Custer State Park Private Cabin Transfer
- 34. Spring Creek Concessions

Information Items:

- 35. Preliminary Flooding Outlook
- 36. Revenue, Camping and Visitation Report

Solicitation of Agenda Items from Commissioners

Adjourn

Next meeting information:

April 2-3, 2020

Good Earth State Park

26924 480th Avenue, Sioux Falls, SD

GFP Commission Meeting Archives <https://gfp.sd.gov/commission/archives/4/>

Donations can be made to honor former GFP Commissioner, Cathy Peterson, by visiting the SD Parks & Wildlife Foundation website at <https://parkswildlifefoundation.org/donate.aspx>. Select "Other" as the program you wish to contribute and note "Cathy Peterson" in the explanation box. The SD Parks & Wildlife Foundation and Cathy's family will use the funds to honor her memory for future habitat projects.

Minutes of the Game, Fish, and Parks Commission
January 16-17, 2020

Chairman Gary Jensen called the meeting to order at 1:00 p.m. CT at the Capitol Lake Visitors Center in Pierre, South Dakota. Commissioners Gary Jensen, Mary Anne Boyd, Jon Locken, Russell Olson, Charles Spring, Robert Whitmyre and approximately 60 public, staff, and media were present.

DIVISION OF ADMINISTRATION

Conflict of Interest Disclosure

Chair Jensen called for conflicts of interest to be disclosed. None were presented.

Approval of Minutes

Jensen called for any additions or corrections to the December 12-13 meeting minutes or a motion for approval.

Motion by Body with second by Locken TO APPROVE THE MINUTES OF THE DECEMBER 12-13 MEETING. Motion carried unanimously.

Additional Commissioner Salary Days

Jensen requested 1 day for other meetings and 4 days each for he and Bies for attendance at WAFWA. Olson requested 1 day for Boyd for all the correspondence she responds to on behalf of the Commission.

Motion by Olson, second by Whitmyre TO APPROVE THE ADDITIONAL SALARY DAYS AS REQUESTED. Motion carried unanimously.

Election of Officers

Jensen opened the floor for nominations.

Motion by Olson with second by Whitmyre TO NOMINATE JENSEN AS CHAIR. Motion carried unanimously.

Motion by Boyd with second by Locken TO NOMINATE OLSON AS VICE CHAIR. Motion carried unanimously.

License List Request

Chris Petersen, Administration Division Director, presented a license list request from Rounds for Senate to be used for fund raising efforts focusing on outdoor recreators. Petersen noted this is a one-time use only full fee license list request.

Motion by Olson with second by Boyd TO APPROVE THE LICENSE LIST REQUEST. Motion carried.

Cathy Peterson Memorial

Kent Peterson spoke on behalf of the Peterson family in regard to the memorial set up in his mother's honor as a former GFP Commissioner. Donations can be made through the Parks and Wildlife Foundation.

Second Century Initiatives and Fund Board Update

Kevin Robling, deputy secretary, and Tom Kirschenmann, deputy wildlife directory, provided an update on the status of Second Century initiatives.

Lisa Weyer, executive director, provided an update on the Second Century Habitat Fund Board.

Nest Predator Bounty Public Survey Result

Mark Duda, Responsive Management, explained the study was conducted for the South Dakota Department of Game, Fish and Parks (GFP) to determine the opinions and attitudes of South Dakota residents toward the Nest Predator Bounty Program, as well as participants' opinions and attitudes toward the Program. The study entailed scientific multi-modal surveys: a probability-based survey of residents of South Dakota, and a second survey of participants of the Program wherein an attempt was made in the survey effort to contact every participant. This project entailed two separate scientific surveys: a probability-based survey of the adult general population of the state, and a second survey of participants in the Program. This second survey was actually a census (wherein all people are contacted) rather than a sample survey (wherein a sample of the total population is contacted), as the multi-modal approach allowed for an attempt to be made to contact every participant. The overwhelming majority of South Dakota residents (83%) approve of the Program, while 11% disapprove.

Nest Predator Bounty Program Overview

Kevin Robling, deputy secretary, and Keith Fisk, program administrator, provided an overview of the nest predator bounty program and presented Resolution 20-06 which recognizes the Department of Game, Fish and Parks' desire to conduct the Nest Predator Bounty Program for 2020 and proposes for public consideration the following: an expenditure for five dollars per tail not to exceed \$250,000 for the bounty of nest predators for the Commissions approval.

Motion by Olson, second by Locken TO APPROVE RESOLUTION 20-06 (APPENDIX C)

Department Sponsored Legislation for 2020

Kevin Robling and Jon Kotilnek, staff attorney, provide a legislative update on bills introduced pertaining to GFP.

Waterfowl – Missouri River Refuge Follow-up

Kevin Robling informed the Commission that a meeting will be held on February 19th to continue discussions on Missouri River Waterfowl Refuges.

R3 Workgroup Updates

Taniya Bethke, education division staff specialist, provide an update on R3 efforts with focus on small game and fishing which show declining license sales and the status and next steps on the R3 plan.

PETITIONS

Tom Kirschenmann, wildlife division director, provided information on the petition process and options available for commission action.

Nonresident East River Special Deer License

Cody Weyer, Landowner and Outfitter Alliance said his fellow board members are all on the same page in support of this. Gov says SD is open for business and this year has been hard on farmers and ranchers. Nonresident west river tags are not an option east river and should be an option to provide farmers and ranchers the revenue option. We all have family members and friends who have moved away. We should use this as a means of recruiting these individuals the opportunity to hunt in what was their home state. This is not in competition with public hunting. If these people pay taxes, they should be able to maximize the revenue on their property. Not sure of any negative biological impact.

Petitioner Doug Abraham explained this petition would establish new license with fee of \$500. 250,000 generated would go toward department expenses for resident hunters. This petition is about landowner rights. Those people who are providing for and feeding wildlife throughout the year.

Motioned by Locken, second by Olson TO APPROVE THE PETITION ON WEST RIVER LANDOWNER DEER TAGS. Roll call vote: Boyd-no; Locken – yes; Olson- yes; Whitmyre - yes; Spring- yes; Jensen-yes. Motion passes with 5 yes votes and 1 no vote. Motion passes.

Retirement Deer Tag

Kirschenmann presented the petition submitted by Michael Hill of Aberdeen, SD to 1. Establish a Resident only 'Retirement Tag' for those individuals aged 65 and above. 2. 500 'Retirement Tags' would be available for 'Any Deer' state wide at the cost of \$100 per tag allocated annually. 3. Applicant will be allowed to hunt both private and public property. 4. No purchase of preference point option.

Motioned by Locken, second by Olson TO DENY THE PETITION ON RETIREMENT DEER TAGS. Motion carried unanimously.

Motion by Whitmyre, second by Boyd TO ADOPT RESOLUTION 20-07 (APPENDIX D) DENYING THE PETITION. Motion withdrawn to add additional language.

PUBLIC HEARING

The Public Hearing began at 2:00 p.m. and concluded at 2:57 p.m. The minutes follow these Commission meeting minutes.

OPEN FORUM

Jensen opened the floor for discussion from those in attendance on matters of importance to them that may not be on the agenda.

Bill Paulton, Edgemont, SD spoke regarding elk problems on his land. Conservation practices have been drawing in the elk of approximately 1,000 head and are there through the whole rutting season causing a tremendous loss of forage. Bless to have the wildlife and next generation on the ranch and this is threatening the way of life due to financial loss which is well over 100,000 a year. Obvious solutions would be to reduce numbers. Very happy with GFP personnel and everyone has been responsive with the tool they have need other solutions. Participated in a great meeting with GFP last week in Rapid City to discuss options.

Tim Goodwin, Hill City, SD as an avid lion hunter appreciates extension of hunting season. Explains it's a lot easier to hunt stealthy animals when there is snow on the ground. Sons started a cougar association to share stories and everyone is welcome.

Nancy Hilding, Black Hawk, SD, Prairie Hills Audubon Society, spoke about 39 vulnerable species in South Dakota. Asked that the commission allow public comment be allowed remotely be video conferencing help protect the environment. Also requested the meeting start earlier to allow for all the comment on controversial topics. Opposed to nest predator bounty program.

Tom Pischke, Dell Rapids, SD would like to see some stocking at Lake Andes Lakes. Recently received an email from GFP regarding duck hunting limits. Likes the ability to shoot 5-6 hunts.

Senator VJ Smith, Brookings, SD spoke about senate bill 179 to require a habitat stamp where residents would pay \$10 each and nonresidents \$20 each. We are excluding a population of people who are simple just putting their guns away. It's time to fully enroll the James River Watershed. We all understand the need for improved habitat. Seen small towns in South Dakota fade away, but it is the first 3 weeks of pheasant season that makes a lot of their income. This is another way to help make these places attractive and projected revenue would be a little over 3 million and 2.7 million for aquatics.

PROPOSALS

Public Waters

Mike Klosowski, wildlife regional supervisor, presented the recommended changes to remove the current water safety zone at Mina Lake on the southwest side of the dam and remove the current water safety zone at Lake Norden. Klosowski explained the request to remove these safety zones as the areas are not active swimming beaches in these locations and no public desire for buoyed safety zones in these locations.

Motioned by Whitmyre, second by Olson TO REMOVE THE WATER SAFETY ZONES AT MINA LAKE AND LAKE NORDEN AS PRESENTED. Motion carried unanimously.

Bighorn Sheep Hunting Season

Chad Switzer, wildlife program administrator, presented the recommended changes to the Black Hills Bighorn Sheep Hunting Season. He explained that due to the presence of pneumonia, low recruitment and low ram numbers, the Department recommends retaining the hunting closure for Unit 1. The establishment and availability of licenses for Unit 4 (Hell Canyon) is a result of a successful transplant and availability of quality rams. The establishment and availability of a license for Custer State Park is the result of management implemented from research findings and will not negatively affect the viewability of bighorn sheep for park visitors.

1. No more than 8 bighorn sheep licenses may be issued.
2. Modify Unit 2 to include that portion of Custer and Fall River counties within a line beginning at the junction of SD Hwy 16 and the WY state line, east on SD Hwy 16 to the intersection of SD Hwy 16 and Mann Rd (USFS Rd 270) then south along the Mann Rd to Pass Creek Rd (USFS Rd 272) then south on Pass Creek to Richardson Cutoff (USFS Rd 276) then east on Richardson Cutoff to Pleasant Valley Rd (USFS Rd 715) then south on Pleasant Valley Rd to Pilger Mountain Rd (USFS

317) then south on Pilger Mountain Rd to County Rd 15 then south on County Rd 15 to SD Hwy 18 then west on SD Hwy 18 to County Rd 16 then north on County Rd 16 to Dewey Rd (USFS Rd 769) then north and west on Dewey Rd to the Custer County line then west on the Custer county line to the WY state line then north on the WY state line to the point of origin.

3. Establish Unit 4 which includes those portions of Custer and Pennington counties beginning at the junction of the WY state line and Summit Ridge Rd (USFS Rd 265) then north on Summit Ridge Rd to Boles Canyon Rd (USFS 117) then north on Boles Canyon Rd to Six-Mile Rd (USFS 301) the east on Six-Mile Rd to Ditch Creek Rd (USFS Rd 291) then south on Ditch Creek Rd to the Custer/Pennington county line then east on the Custer/Pennington county line to SD Hwy 79 then south on SD Hwy 79 to the Custer/Fall River county line then west on the Custer/Fall River county line to Pilger Mountain Rd (USFS Rd 317) then north on Pilger Mountain Rd to Pleasant Valley Rd (USFS Rd 715) then north and east on Pleasant Valley Rd to Richardson Cutoff (USFS Rd 276) then north on Richardson Cutoff to Pass Creek Rd (USFS Rd 272) then west and north on Pass Creek Rd to Mann Rd (USFS Rd 270) then north on Mann Rd to SD Hwy 16 then west on SD Hwy 16 to the WY state line then north on the WY state line to the point of origin, excluding Jewel Cave National Monument (SEE UNIT MAP).

4. Establish Custer State Park unit which includes the fenced portion of Custer State Park (SEE UNIT MAP)

Motioned by Whitmyre, second by Olson TO APPROVED THE RECOMMENDED CHANGES TO THE BLACK HILLS BIGHORN SHEEP HUNTING SEASON AS PRESENTED. Motion carried unanimously.

Elk - Chronic Wasting Disease

Switzer presented the recommended changes to chronic wasting disease endemic areas defined as listed.

1. Modify 41:06:03:15 (listed above) by adding the following deer hunting units: WRD-11B, WRD-15B, WRD-35A, WRD-35L within WRD-35A, WRD-31A, WRD-39B, WRD-49A, WRD-49B, WRD-60A, RFD-LC1 and RFD-LC2.
2. Modify 41:06:03:15 (listed above) by adding the following elk hunting units: BHE-H1, PRE-09A, PRE-11A, PRE-11B, PRE-11C, PRE-11D, PRE-35A and PRE-WRA.

He explained a CWD endemic area is defined as a hunting unit where CWD has been confirmed in wild cervids. Managing the transportation and disposal of carcasses or carcass parts outside of a known CWD endemic is critical in reducing the artificial spread of CWD. Hunting units identified as a CWD endemic area will automatically trigger intrastate transportation and carcass disposal requirements as outlined in 41:06:03:17, 41:06:03:18 and 41:06:03:19. Information regarding these new endemic areas and CWD regulations will be incorporated into all deer and elk applications so applicants are aware of these regulations for applicable hunting units.

Motioned by Boyd, second by Olson TO MODIFY THE LISTED CWD ENDEMIC AREAS. Motion carried unanimously.

Switzer presented the recommended changes to repeal the mandatory submission of samples for chronic wasting disease testing. He explained the goal of surveillance strategies in South Dakota is to determine the likely spread of chronic wasting disease (CWD) to new units where the disease has not been detected in wild, free-ranging cervids. Assuming natural movement of CWD by wild cervids will provide the most predictable disease spread across the landscape, high surveillance sampling goals will be established for units with no known CWD positive wild cervids that are within the expected dispersal distance of a known, wild CWD positive cervid. Without pre-determined research design and management objectives, prevalence rates will not be quantified. If research objectives require prevalence rates or a management strategy will be implemented based on prevalence rate thresholds (i.e., implement management

strategy X if prevalence exceeds Y%), prevalence will be estimated by collecting a representative sample with desired levels of precision.

Motioned by Olson, second by Whitmyre TO REPEAL THE ADMINISTRATIVE RULE THAT REQUIRES THE MANDATORY SUBMISSION OF SAMPLES FOR CWD TESTING. Motion carried unanimously.

Elk – BH, Archery, CSP and Prairie

Switzer presented the recommended changes to the Black Hills Elk Hunting Season to adjust the total number of available licenses from 425 "any elk" and 700 "antlerless elk" licenses (total of 1,125 licenses) to 430 "any elk" and 715 "antlerless elk" licenses (total of 1,145 licenses).

Switzer presented the recommended changes to the Archery Elk Hunting Season to adjust the number of licenses available from 142 "any elk" and 80 "antlerless elk" licenses (total of 222 licenses) to 142 "any elk" and 85 "antlerless elk" licenses (total of 227 licenses).

Switzer presented the no recommended changes to the Custer State Park Special Antlerless Elk Hunting Season.

Switzer presented the recommended changes to the Custer State Park Archery Antlerless Elk Hunting Season to reduce the number of "any elk" licenses from 3 to 2.

Switzer presented the recommended changes to the Custer State Park Any Elk Hunting Season to reduce the number of "any elk" licenses from 8 to 7.

Switzer presented the recommended changes to the Prairie Elk Hunting Season to

3. Adjust the number of licenses available from 68 "any elk" and 73 "antlerless elk" licenses (total of 141 licenses) to 78 "any elk" and 75 "antlerless elk" licenses (total of 151 licenses).
4. Establish a new unit (PRE-WRA) for those portions of South Dakota west of the Missouri River not associated with another prairie elk unit, excluding Corson, Dewey, Oglala Lakota, Todd and Ziebach counties with season dates of September 1 to December 1-31 (see attached map).
5. Modify those portions of Unit 9 in Butte and Lawrence counties to include that area within a line beginning at the intersection of U.S. Highways 85 and 212, then east on Highway 212 to Whitewood Valley Road, then south on Whitewood Valley Road to Interstate 90, then west on Interstate 90 to U.S. Highway 85, then north on U.S. Highway 85 to point of origin. That portion of Unit 9 in Meade County would remain unchanged.
6. Modify Unit 15A to include those portions of Butte and Lawrence counties within a line beginning at the junction of the South Dakota-Wyoming border, east on Sourdough Road to U.S. Highway 85, then south on U.S. Highway 85 to Interstate 90, then west on Interstate 90 to the South Dakota-Wyoming border, then north to the point of origin.
7. Modify Unit 27A to include all of Fall River County not included in BHE-H3.
8. Eliminate Unit 30A (portions of Gregory County) and include this geographic area into the West River prairie unit.

Switzer presented the administrative action for elk license allocation by unit. (see appendix E)

He explained the intent of the changes being recommended are to allow an opportunity for adjustments to be made at finalization during the Commission meeting in March and in administrative rule to maximize hunter opportunity based on the results of

the upcoming aerial survey and to meet population objectives identified in the elk management plan.

Motioned by Locken, second by Olson TO APPROVE THE RECOMMENDED CHANGES TO THE ELK HUNTING SEASONS AND LICENSE ALLOCATIONS BY UNIT. Motion carried unanimously.

CSP Bison

Matt Snyder, parks and recreation regional supervisor, presented information on the Custer State Park Bison. He said fifteen non-trophy bull bison licenses are issued with seven allocated to South Dakota residents in a first draw. License holders are restricted to one day for the harvest, must arrange the hunt date with the Custer State Park office and shall be accompanied by an authorized park official when hunting. Eight trophy bull bison licenses are issued with two allocated to South Dakota residents in the first draw. Custer State Park's trophy bison harvest is the tool used to remove over mature bison bulls (10+ year-old) but is a sought after trophy opportunity. These bulls are eligible for Boone and Crockett awards and most qualify above the 115" minimum score. License holders are restricted to three days for the harvest and must arrange their hunting dates with the Custer State Park Office and be accompanied by an authorized park official when hunting. No changes to these rules are recommended at this time.

DIVISION OF WILDLIFE

Land Donation – Brown County

Paul Coughlin, program administrator, provided a request to accept 80 acres of property located eleven miles northeast of Aberdeen in Brown County. The property is a donation from the Frank L. Sieh Trust which contains significant habitat and hunting opportunities for pheasants and will be managed as a GPA.

Motion by Olson, second by Boyd TO ADOPT RESOLUTION 20-01 (APPENDIX A) AUTHORIZING THE DEPARTMENT TO ACCEPT THE DONATION OF LAND IN BROWN COUNTY. Motion carried unanimously.

Pheasant Hunting Marketing Efforts

Jona Ohm, Strategic Communications Director for GFP, was joined by Kirk Hulstein, Industry Outreach & Development Director and Mike Gussiaas, Global Marketing & Brand Strategy Director from South Dakota Tourism. The presentation outlined Tourism's efforts to bring pheasant hunters to South Dakota, where these visitors spend approximately \$287 million each year. The number of visitors arriving in our state for the opening weekend of pheasant season rivals Memorial Day weekend, the Sturgis Motorcycle Rally and Labor Day weekend. Tourism spends approximately \$307,000 annually advertising in a number of ways including television, digital/internet ads, magazine spreads, podcasts and out-of-home opportunities like working with the MN Vikings to place ads around US Bank Stadium. Though Tourism and GFP work in tandem to bolster hunting and angling in South Dakota, messages from GFP differ based on the agency's mission and role. GFP messages to pheasant hunters and potential pheasant hunters includes licensing information, rules and regulations, and biological information.

In Governor Noem's State of the State address, she directed GFP and Tourism to join forces and secure South Dakota's legacy as the number one place to hunt pheasants in North America, and those efforts are getting underway.

Fish and Wildlife Service R3 Efforts – not presented due to meeting time limitations.

HuntSAFE and Bowhunter Education Update

Taniya Bethke, education division staff specialist, provide an update on HuntSAFE and bowhunter education noting regulation changes and efforts to produce engagement in activities and partnerships.

Captive Cervid Herds and CWD – not presented due to meeting time limitations.

CWD Update Chad Switzer – verbal

Chad Switzer, wildlife program administrator, provided a brief update on chronic wasting disease (CWD) surveillance efforts. CWD was recently confirmed in Haakon and Butte counties. Since September of 2019, CWD has been detected in Bennett, Butte, Haakon, Harding, Jackson, Meade and Tripp counties. A detailed update on CWD surveillance efforts from the 2019 hunting season will be provided to the commission at the March meeting.

Aquatic Habitat Projects and Approach

Jason Jungwirth, senior fisheries biologist, stated declining aquatic habitat is a growing issue in South Dakota. This update will provide you with what aquatic habitat issues are affecting South Dakota waters. We will also discuss what the Department of Game, Fish and Parks is doing currently to address these issues and what we would like to be able to do moving forward. Our neighbor, Nebraska, has developed an extremely successful long-standing program addressing these same issues and what it will take for South Dakota to reach their success. You will also get to see some of the tools that can be used to address the issues through a case study of Lake Alvin, Lincoln County. Not one agency or group can tackle these issues on their own due to the magnitude and cost, but through partnerships, stakeholders and working together, successes can be achieved to improve water quality and aquatic habitat to enhance the quality of life for all South Dakotans.

Black Hills Fisheries Plan Update

Jake Davis, senior fisheries biologist, informed the Commission that the draft South Dakota Game, Fish and Parks 2020-2024 Black Hills Fisheries Management Area Plan was available for public comment. A brief overview was given on the structure of the plan and how it differed from the previous version. Additionally, examples of issues and objectives were provided for Black Hills streams and reservoirs. Finally, the Commission was notified that a public meeting would be held in Rapid City to discuss the draft plan.

License Sales Update and Year End Summary

Heather Villa, wildlife administration chief, presented license sales for 2019 were down \$1.4 million which equates to an 8% drop in license sales. We have seen a consistent drop since 2017. We are focusing on inclusive programming as well a joint marketing plan with Tourism to try to help combat this issue. We are not alone in this decline, as many other states are seeing a decline in hunter and angler participation. The national R3 (recruitment, retention, and reactivation) movement is focused on trying to increase outdoor recreation.

Distinguished Achievement Award

Tom Kirschenmann, Wildlife Division Director, provided background and selection process of determining the 2019 Distinguished Achievement award. The recipient was Nikolai O'Hara within the GIS section. Mr. O'Hara has produced several databases and GIS products which have made several agency programs and efforts more efficient and effective. He has assisted staff from every section within the department and he and his products have been a great asset to GFP. In recognition of his efforts and productivity, he was nominated by three different agency staff.

DIVISION OF PARKS AND RECREATION

Custer State Park Private Cabin Transfer – not presented due to meeting time limitations

Roy Lake Concession Extension

Al Nedved, Deputy Director for the Division of Parks and Recreation, provided the Commission with a background on the numerous attempts to facilitate the sale of Roy Lake Resort located in Roy Lake State Park in Marshall County. Due to the inability for the resort to find a viable buyer, and the desire of the concessionaire to discontinue providing services, the Department entered into a purchase agreement with the concessionaire under the provisions of the concession rules. The current concession agreement expired on December 31, 2019. A condition of the purchase agreement was to allow the concessionaire to operate two additional months in 2020 to honor commitments made to host two fishing tournaments. At such time of closing on the property, the concessionaire will surrender concession rights. Department staff recommended resolution 20-05 that will extend the concession agreement for a period of one year.

Motion by Boyd, second by Whitmyre TO APPROVE RESOLUTION 20-05 (APPENDIX B) EXTENDING THE CONCESSION AGREEMENT PERIOD FOR ONE YEAR. Motion carried unanimously.

Land and Water Conservation Fund Awards

Randy Kittle, grant and loan specialist, provided an overview of the Land and Water Conservation Fund (LWCF) Program. The federal assistance program comes from the National Park Service and is administered in South Dakota by GFP. The program provides up to 50 percent reimbursement for outdoor recreation projects. He explained the open project selection process and use of SCORP to identify the priorities. He noted it is a competitive program informed the Commission of the awarded projects.

Capital Development Project Update

Al Nedved and Adam Kulesa, program administrator, presented a brief presentation highlighting current and FY 2021 proposed projects. Current year highlights included flood repair damage at Mina Lake Spillway, bridge replacement at Randall Creek, and the campground expansion at Lake Vermillion. Proposed FY2021 project highlights included Custer State Park Wildlife Loop asphalt overlay, Pelican Lake dump station, Farm Island trail repairs, Oahe Downstream shoreline repairs, and Phase I of the Palisades State Park expansion. The proposed FY2021 budget request of 11.8 million dollars includes 8 million dollars in preventative maintenance projects including 4.8 million dollars covering 27 different road repair projects.

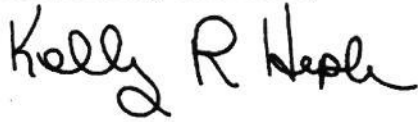
Revenue, Camping and Visitation Report

Al Nedved, parks and recreation deputy director, provide the year to date revenue, camping and visitation reports for all parks and districts.

Adjourn

Meeting adjourned at 11:10 A.M. Motion carried unanimously.

Respectfully Submitted,

A handwritten signature in black ink that reads "Kelly R Hepler". The signature is written in a cursive, flowing style.

Kelly R. Hepler, Department Secretary

Public Hearing Minutes of the Game, Fish and Parks Commission
January 16, 2020

The Commission Vice chair Scott Phillips began the public hearing at 2:00 p.m. CT at Capitol Lake Visitors Center in Pierre, South Dakota. Commissioners Gary Jensen, Mary Anne Boyd, Jon Locken, Charles Spring, and Robert Whitmyre were present. Olson indicated written comments were provided to the Commissioners prior to this time and will be reflected in the Public Hearing Minutes. Olson then invited the public to come forward with oral testimony.

Waterfowl

Dr. Jeffery Liudahl, Pierre, SD would like to see the opening date moved to September 6th because years with early frost the bluewing teal and wood ducks migrate. This early opening would enhance opportunity for hunting.


West River Spring Turkey – Use of Rifles

John Moisan, Ft. Pierre, SD nearly shot in 1977 turkey hunting and other incidents when riffles were used because they didn't see other hunters or shot across land. This also destroys the meat. Riffles are absolutely not necessary and is not safe in turkey hunting. The technology has changed over the years with sophisticated decoys.

John Cooper, Pierre, SD recently attended the NWTF state convention. Regulations need to be simple to follow. The department has gone through review processes to make regulations simple but each time you make an exception rules are no longer simple.

See attached written public comments submitted prior to the public hearing
The public Hearing concluded at 2:57 p.m.

Respectfully Submitted,



Kelly R. Hepler, Department Secretary

Appendix A
Resolution 20-01

WHEREAS, the Frank L. Sieh Revocable Trust, dated March 6, 2008, 2715 Old Pond Cove, Fort Wayne, Indiana 46819, owns real property (Property) described as:

West Half of the Northwest Quarter (W½NW¼) of Section Twenty-five (25), Township One Hundred Twenty-four (124) North, Range Sixty-two (62) West of the 5th P.M., Brown County, South Dakota, subject to all other easements, restrictions, and reservations shown of record in the office of the Register of Deeds of Brown County, South Dakota, containing 80 acres, more or less; and

Whereas, pursuant to its wishes, the Frank L. Sieh Revocable Trust desires to gift and transfer title to the Property to the South Dakota Department of Game, Fish and Parks (Department) for use as a Game Production Area; and

Whereas, the Department has evaluated and determined that the Property would serve very well as a Game Production Area, offering wildlife habitat, public hunting, and other wildlife related outdoor recreational opportunities; and

Whereas, the Department is authorized to accept gifts of property for Game Production Area as per SDCL 41-2-19 and desires to accept the gift of the Property upon confirmation of the gift by the Game, Fish and Parks Commission; and

Whereas, the Game, Fish and Parks Commission desires to acknowledge the Department's acceptance of this gift of the Property from Frank L. Sieh Revocable Trust for use as a Game Production Area, and further acknowledge the extreme generosity of Frank L. Sieh Revocable Trust.

NOW, THEREFORE, BE IT RESOLVED, that the Game, Fish and Parks Commission does hereby confirm the decision by the Department to accept the transfer and gift of the Property from Frank L. Sieh Revocable Trust to be used as a Game Production Area.

BE IT FURTHER RESOLVED that the Game, Fish and Parks Commission, on behalf of the citizens and sportspersons of South Dakota, does hereby acknowledge and express its deepest appreciation and gratitude to Frank L. Sieh Revocable Trust for its generosity, and further acknowledge the outdoor recreation opportunities this gift will provide to South Dakotans for many years to come.

Appendix B
Resolution 20-05

WHEREAS, the current Concession Lease Agreement at Roy Lake Resort located in Roy Lake Recreation Area dated January 1, 2004 expires on December 31, 2019; and

WHEREAS, as required by the regulations promulgated by the Game, Fish and Parks Commission, the Department issued prospectuses to solicit a successor concessionaire for a new ten-year concession lease agreement; and

WHEREAS, the prospectus issuances expired and did not yielded an acceptable proposal; and

WHEREAS, the Department signed a settlement agreement on January 9, 2020 to purchase the Concessionaire Facilities and Personal Property from the Concessionaire with a closing date of March 2, 2020; and

WHEREAS, the Concessionaire had previously scheduled an ice fishing tournament for late January and early February; and

WHEREAS, as further provided in the regulations promulgated by the Game, Fish and Parks Commission, the Commission may extend the Concession Lease Agreement for one year at a time; and

WHEREAS, the current Concessionaire, Janice Thames (Concessionaire) is agreeable to a one-year extension of the Concession Lease Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the GFP Commission does hereby approve an extension of the current Concession Agreement for one year resulting in an expiration date of December 31, 2020.

Appendix C
RESOLUTION 20-06
NEST PREDATOR BOUNTY PROGRAM

WHEREAS, pursuant to SDCL 40-36-9, SDCL 41-2-16, and SDCL 41-2-34, the Department of Game, Fish and Parks may conduct programs to control wild animals. The removal of nest predators from the landscape can enhance the nest success of pheasants, ducks and other ground nesting birds in South Dakota. Furthermore, such programs have proven to expose people to the trapping tradition and the outdoors; and

WHEREAS, Eighty-three percent of the general public supported the operation of the Nest Predator Bounty Program as demonstrated by a professional scientific survey; and

WHEREAS, Predator removal efforts on properties with habitat to increase nest success of pheasants and ducks has been used as a management technique in South Dakota for decades; and

WHEREAS, intensive predator removal efforts can enhance nest success of pheasants and ducks at localized levels when implemented at high intensities during the nesting season; and

WHEREAS, the Department of Game, Fish and Parks has previously operated this program and paid all expenditures for this program from the fund established in SDCL 41-2-34 (license dollars) and plans to utilize these funds for 2020.

NOW, THEREFORE BE IT RESOLVED, that the Game, Fish and Parks Commission recognizes the Department of Game, Fish and Parks' desire to conduct the Nest Predator Bounty Program for 2020 and proposes for public consideration the following: an expenditure for five dollars per tail not to exceed \$250,000 for the bounty of nest predators. Participants under the age of 18 and landowners harvesting nest predators from their own land are not required to have a license. All other participants must have a hunting, fishing, or trapping license.

BE IT FURTHER RESOLVED, that the Nest Predator Bounty Program shall be operated from April 1 to July 1, 2020, to coincide with the primary nesting season of pheasants, ducks, and other ground nesting birds. The method of take is expanded to include shooting of nest predators in addition to trapping.

BE IT FURTHER RESOLVED, the Commission, after considering comments, will determine if there will be a 2020 Bounty Program and if so, lay out the final parameters at the March 5th, 2020 Commission meeting, to include a method to identify and monitor goals of the program. Some of these goals include but are not limited to: removal of 50,000 nest predators, increase furbearer license sales by 5%, double participation in ETHICS SD, and have 20% of bounty participants under the age of 18.

Appendix D

Resolution 20-07

WHEREAS, Michael Hill of Aberdeen, South Dakota, submitted a Petition to the Game, Fish and Parks Commission (Commission) dated January 13, 2020, requesting that the Game, Fish and Parks Commission amend ARSD § 41:06 (Hunting Seasons and Methods) – to create a special retirement tag for “any deer” for the reasons more fully set out in the petition (hereinafter referred to as “the Petition”); and

WHEREAS, all members of the Commission have been furnished with and have reviewed a copy of the Petition; and

WHEREAS, the Commission has been advised that a copy of the Petition has been served on all members of the Interim Rules Review Committee and Director of the Legislative Research Council as required by SDCL § 1-26-13; and

WHEREAS, the Commission has been advised that SDCL § 1-26-13 requires that within thirty (30) days of submission of a Petition, the Commission shall either “deny the petition in writing (stating its reasons for the denials) or shall initiate rule-making proceedings in accordance with SDCL 1-26-4.”; and

WHEREAS, the Commission has been advised and is of the opinion that a hearing on the Petition is neither statutorily required nor necessary; and

WHEREAS, the Commission has reviewed and carefully considered the requirements and procedures set out in SDCL §1-26-13 and the contents of the Petition, including the reasons advanced by Petitioner in support of creating a retirement tag for an any deer; and

WHEREAS, the Commission recognizes the high demand for limited-draw deer and other big game lottery licenses; and

WHEREAS, for the 2019 deer hunting season there were 9,580 deer applicants that were 65 years of age or older for all deer season applicants; and

WHEREAS, the Commission has recently implemented changes such as the cubing of preference points and modified the deer drawing structure to enhance an applicant’s success in drawing their preferred deer license; and

WHEREAS, the Commission has received prior requests from the public and organizations for unique license types and season structures and has not proceeded due to current options available and the difficulty in establishing new licenses from an equitable standpoint ; and

WHEREAS, the Commission and Department are taking on efforts to update the education plan with a strong emphasis on R3; this process would be an appropriate place to further discuss this and other types of license options.

NOW, THEREFORE, BE IT RESOLVED, that the Commission does hereby deny the Petition for the reasons hereinabove stated in this Resolution, which said Resolution as adopted by the Commission shall constitute the Commission’s written denial of the Petition and its reasons therefore.

BE IT FURTHER RESOLVED that the Petition, a record of the Commission’s discussions concerning same, and this Resolution be made a part of the Minutes of the Commission meeting at which this Resolution is adopted, and further, that the Department be and it is hereby authorized and directed in compliance with SDCL §1-26-13 to serve a copy of an extract of that portion of the Commission minutes which pertain to the Commission’s discussion of the Petition and its adoption of this Resolution, including a copy of the Resolution, on all members of the Interim Rules Review Committee and Director of the Legislative Research Council with copies also to be provided to the Petitioner, Michael Hill of Aberdeen, South Dakota.

Appendix E
2020-2021 Elk Hunting Seasons

2019

Black Hills Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	60		
H1B		20	
H2A	250		
H2B		75	
H2C		75	
H2D		25	
H2E		75	
H2F		75	
H2G		75	
H2H		15	
H2I		15	
H2J		15	
H3A	80		
H3B		15	
H3C		15	
H3D		15	
H3E		50	
H3F		50	
H3G		50	
H4A	10		
H4B		10	
H5A	5		
H7A	10		
H7B		10	
H9A	10		
H9B		20	
TOTAL	425	700	1,125
Contingency	NA	140	140

2020-2021

Black Hills Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	60		
H1B		30	
H2A	255		
H2B		75	
H2C		75	
H2D		25	
H2E		75	
H2F		75	
H2G		75	
H2H		15	
H2I		15	
H2J		15	
H3A	80		
H3B		15	
H3C		15	
H3D		15	
H3E		50	
H3F		50	
H3G		50	
H4A	10		
H4B		15	
H5A	5		
H7A	10		
H7B		10	
H9A	10		
H9B		20	
TOTAL	430	715	1,145
Contingency	NA	143	143

Archery Elk

Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	20	10	
H2A	90	50	
H3A	25	20	
H4A			
H5A	2		
H7A	5		
H9A			
30A			
TOTAL	142	80	222

Archery Elk

Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	20	15	
H2A	95	50	
H3A	25	20	
H4A			
H5A	2		
H7A	5		
H9A			
30A			
TOTAL	147	85	232

Prairie Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
9A	10	10	
11A		18	
11B	16		
11C	16		
11D		30	
15A	8	5	
27A	10	10	
30A			
35A	8		
West River	Not Applicable		
TOTAL	68	73	141

Custer State Park			
Season	Resident Licenses		
	Any Elk 21	Atl Elk 23	
CEE-CU1	3		
CUE-CU1	9		
TOTAL	12		12

Prairie Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
9A	10	10	
11A		20	
11B	16		
11C	16		
11D		30	
15A	8	5	
27A	10	10	
30A			
35A	8		
West River	10		
TOTAL	78	75	153

Custer State Park			
Season	Resident Licenses		
	Any Elk 21	Atl Elk 23	
CEE-CU1	2		
CUE-CU1	8		
TOTAL	10		10

**Minutes of the Game, Fish, and Parks Commission
February 6, 2020**

Chairman Gary Jensen called the meeting to order at 3:00 a.m. CT at via teleconference. Commissioners Gary Jensen, Mary Anne Boyd, Jon Locken, Russell Olson, Douglas Sharp, Charles Spring, and Robert Whitmyre were present when the roll was called. It was noted that a quorum was present. Secretary Kelly Hepler was present along with 8 staff and public in Pierre, 2 staff and public in Sioux Falls and 1 staff in Rapid City, and 3 staff and public in the Watertown, and 1 staff in the Chamberlain location.

Conflict of Interest Disclosure

Chair Jensen called for conflicts of interest to be disclosed. None were presented.

Jon Kotilnek, senior staff attorney, explained the reason for the special meeting and the requirements.

Spring Creek Concession Prospectuses

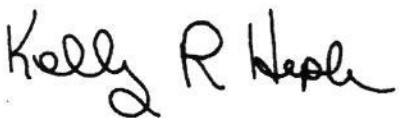
Scott Simpson, parks and recreation division director, provided the Commission information on the Spring Creek Concession explaining that the Department received a signed purchase agreement from Spring Creek Ventures on January 21, 2020. Closing took place on January 31, 2020. The Department would like to solicit two concessionaires, one to operate a restaurant and one to operate the convenience store. The Parks Division will operate the cabins and the marina. In order to solicit concessionaires as per administrative rule, a prospectus must be approved by the commission. Once a prospectus is approved, it must be issued for a minimum of 30 days. The department desires to offer the prospectus as soon as possible with hopes of having both concessions operable in May.

Motion by Sharp, second by Olson TO APPROVE THE ISSUANCE OF PROSPECTUSES FOR BOTH THE RESTAURANT AND CONVEIENCE STORE FOR SPRING CREEK CONCESSIONS. Roll call vote: Boyd-yes; Locken – yes; Olson- yes; Whitmyre - yes; Spring – yes; Sharp- yes; Spring – yes; Jensen-yes. Motion passes with 8 yes votes and 0 no vote. Motion passed unanimously.

Adjourn

The meeting adjourned at 3:20 p.m.

Respectfully Submitted,



Kelly R. Hepler, Department Secretary

Comes, Rachel

From: info@gfp.sd.us
Sent: Monday, February 17, 2020 3:35 PM
To: sdpheasanthunt@yahoo.com
Cc: Comes, Rachel
Subject: Petition for Rule Change Form

Categories: Commission

South Dakota - Game, Fish, and Parks

Petition for Rule Change

A new form was just submitted from the <http://gfp.sd.gov/> website with the following information:

ID: 86

Petitioner Name: Savannah Hendricks

Address: 28739 248th Street
Vivian, SD 57576

Email: sdpheasanthunt@yahoo.com

Phone: 605-683-6202

Rule Identification: 41:06:55:01

Describe Change: To change or increase the days that youth can hunt to include two full weekends.

Reason for Change: I am 13 years old and I am involved in Pheasants Forever, 4-H Prairie Rangers, 4-H Shooting Sports, volleyball, basketball, and track, attend Jones County School, and the Vivian Lutheran Church. I am an Honor Roll Student who has a huge passion for the outdoors. This policy has not been examined since 2008. As we all know technology has exploited our youth. It is crucial to instill a passion for hunting and outdoors in our youth at a very young age. Any youth who are either academically or athletically inclined are unable to utilize the Monday, Tuesday, or Wednesday of the current "Youth Pheasant Hunt Season." I've done some research on a national movement called "R3." I feel its necessary to our South Dakota hunting industry to support the "R3" movement and I feel by changing this policy we will not only do so but make an impact on the next generation of hunters by letting them know they are important to South Dakota.

GAME, FISH, AND PARKS COMMISSION ACTION PROPOSAL

9

State Threatened and Endangered Species Listings

Chapter 41:10:02:04

Commission Meeting Dates:	Proposal	March 5-6, 2020	Pierre
	Public Hearing	May 7, 2020	Custer State Park
	Finalization	May 7-8, 2020	Custer State Park

DEPARTMENT RECOMMENDATION

Recommended change: Remove North American River Otter (*Lontra canadensis*) from list of state threatened mammals.

SUPPORTIVE INFORMATION

River otters were historically widespread across North America, including South Dakota in appropriate habitats. However, due to habitat loss and degradation and unregulated take during the early 20th century, river otter populations were drastically reduced, including likely extirpation from South Dakota. In 1978, river otters were included on the first list of South Dakota state threatened mammals.

Several factors have allowed river otter populations to rebound across much of their former range, including reintroductions, improvements in wetland and river habitat management, and protections afforded under various state threatened and endangered species laws. In South Dakota, the Flandreau Santee Sioux Tribe released 35 river otters along the Big Sioux River on tribal grounds in Moody County in 1998 and 1999. As part of a study to determine river otter distribution in the state, Kiesow and Dieter (2003) collected 34 confirmed reports of river otter in South Dakota. The majority (89%) of these reports occurred along the Big Sioux River; half occurred in Moody County. Melquist reported in 2015 that river otter distribution included the following: Big Sioux, Vermillion and James River drainages, Jorgenson River, Little Minnesota River, Whetstone River, Yellow Bank River, Jim Creek/Big Slough and the Missouri River downstream from Pierre (Melquist 2015).

South Dakota Game, Fish and Parks (SDGFP), through the South Dakota Natural Heritage Program, maintains a database of river otter reports from across the state. Data are from a variety of sources including universities, government wildlife agencies, private contractors, and the general public. Reports include the sighting of an otter, incidental catch, river otter sign (tracks, scat, or snow slide), or a vehicle kill. Not every river otter encounter is reported to SDGFP and not all reports are verified. The number of verified river otter reports has increased over time (Figure 1). Approximately half of these reports came from Grant, Roberts or Moody counties. The tribal reintroduction, along with natural recolonization from other areas has resulted in a growing river otter population in eastern South Dakota.

In 2012, a 5-year plan was written to provide general, strategic guidance for the recovery and sustained management of river otter. As directed in the plan, recovery criteria were developed to justify removing the species from the state threatened species list when appropriate. Delisting of the river otter will be recommended when the following conditions are met: 1) verified reports of reproduction are documented in three of the five basins (60%) within the recovery area (Figure 2), and 2) within each basin, the presence of river otters has been documented by verified reports in at least 40% of their subbasins. Both criteria shall be met during at least two of the five years prior to recommended delisting. These criteria were met in 2019 (Figure 3). Department recommends that protection under the state endangered species law is no longer justified.

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

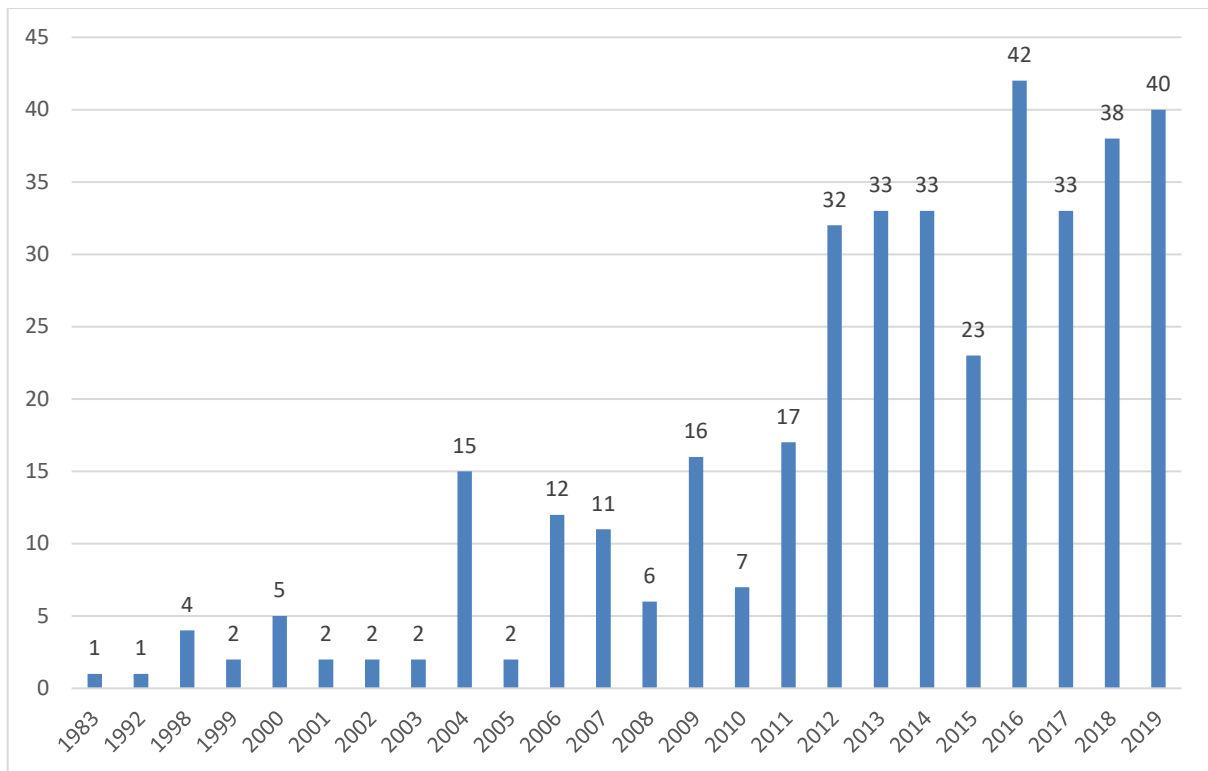


Figure 1. Verified reports of river otters in South Dakota from 1983 through 2019. Reports include the sighting of an otter, incidental catch, river otter sign (tracks, scat or sign) or vehicle kill.

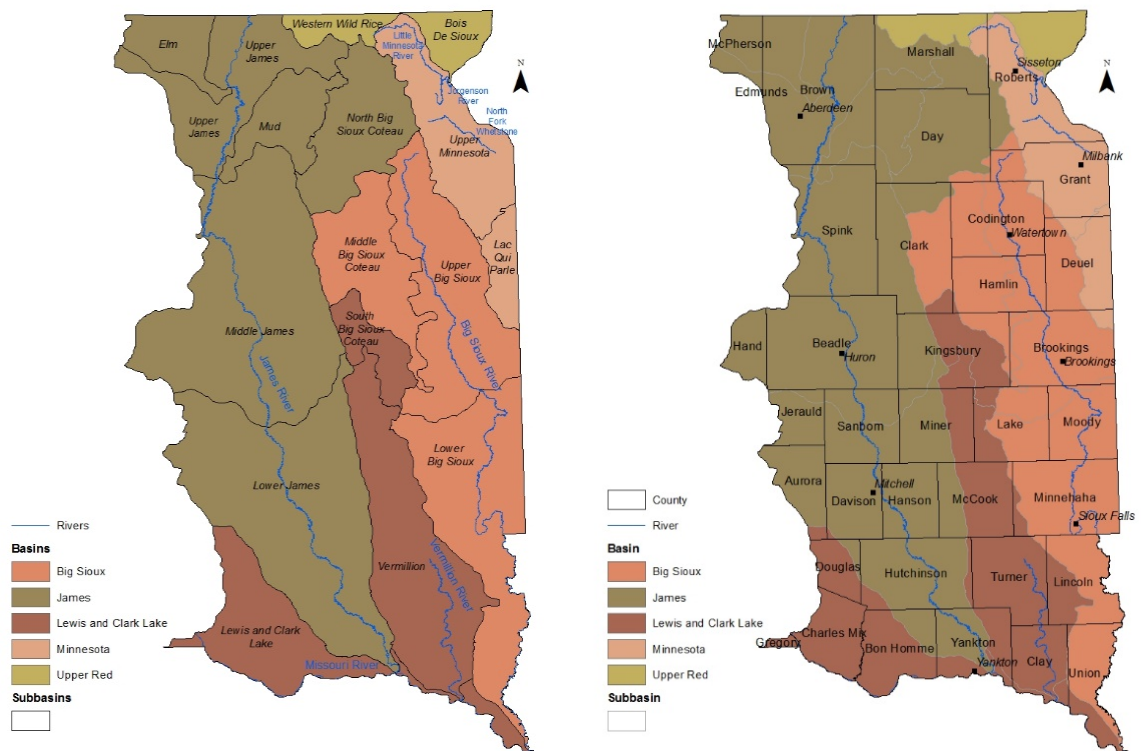


Figure 2. Recovery area watershed basins and subbasins. Basins are hydrological unit level six watersheds while subbasins are hydrological unit level eight watersheds, as defined by the U. S. Geological Survey (USGS) National Watershed Boundary Dataset.

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

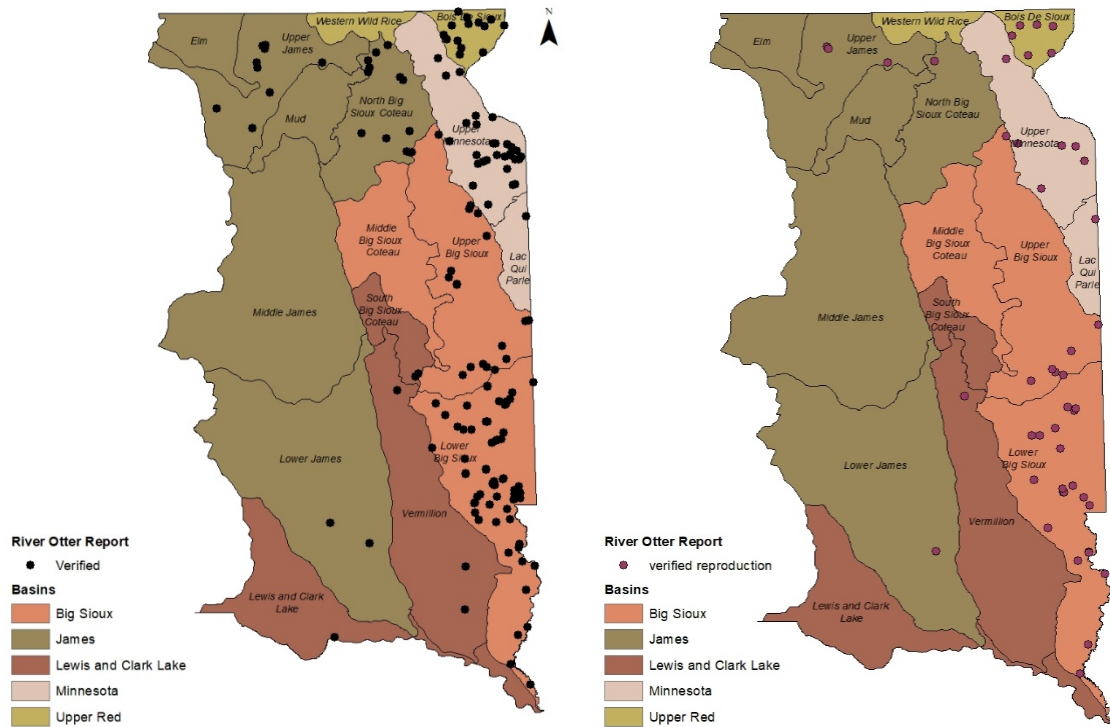


Figure 3. Verified reports of river otters (left) and reproduction (right) across the recovery watersheds in eastern South Dakota from 2015 – 2019. These reports represent a conservative estimate because many reports come from the public, and it is reasonable to assume not every river otter encounter is reported to SDGFP.

Literature Cited

- Kiesow, A. M. and C. D. Dieter. 2003. Status and distribution of river otters, *Lontra canadensis*, in South Dakota. Proceedings of the South Dakota Academy of Science 82:79-87.
- Melquist, W. E. 2015. Determination of river otter (*Lontra canadensis*) distribution and evaluation of potential sites for population expansion in South Dakota. South Dakota Department of Game, Fish and Parks, Wildlife Division Final Report, Pierre, SD.

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

10

Fish Limits Chapter 41:07:03

Commission Meeting Dates:	Proposal	March 5, 2020	Pierre
	Public Hearing	May 7-8, 2020	Custer
	Finalization	May 7-8, 2020	Custer

COMMISSION PROPOSAL

Proposed Change:

1. In the Nebraska/South Dakota border waters, limit the harvest of flathead catfish 30 inches or longer in length to at most, one fish daily, as part of the daily limit.

Background Information

- Administrative rules 41:07:03:01 through 41:07:03:03 list harvest restrictions for catfish for South Dakota inland and border waters.
- There are no daily or possession limits for catfish of any species for the inland waters of the Missouri River and the Grand, Moreau, Cheyenne, Belle Fourche, Bad, White, and Little Missouri Rivers.
- The daily and possession limits for all species of catfish, combined, for all other inland waters are 10 and 20 fish, respectively.
- No length restrictions are currently in place for catfish of any species in inland waters or for the Iowa border waters with South Dakota.
- No length restrictions are in place for catfish of any species for the South Dakota portion of the South Dakota-Nebraska border waters but at most one flathead catfish 30 inches or longer may be kept as part of the daily limit for the Nebraska portion.
- For the South Dakota-Minnesota border waters, at most one catfish 24 inches or longer may be kept as part of the daily limit.

SUPPORTIVE INFORMATION

Department staff met with Iowa and Nebraska staff in February to discuss border water catfish regulations. To standardize regulations for anglers, all three states desired matching regulations between border waters of NE-SD and IA-SD.

To standardize South Dakota border water regulations with Nebraska regulations, the department recommends changing flathead catfish regulations on the border waters such that at most 1 flathead catfish over **30** inches or longer may be included as part of the daily limit..

As anglers are already restricted to one flathead catfish over 30" in length in the daily limit on the NE border water, adding the same regulation to the South Dakota border water would make the regulations between both border waters the same.

The IA-SD border water regulations are currently the same but lack any length restrictions. If the 1 flathead catfish over 30" in the daily limit regulation is moved forward for NE-SD border waters in South Dakota, Iowa will run the same length restriction through their process for addition on the IA-SD border waters. If that is accomplished, the Department would recommend adding the 1 flathead catfish over 30" in the daily limit restriction on the IA-SD border water at that time.

"One Over" regulations are effective at reducing harvest of fish when it is common for anglers to catch two or more fish above the specified length during a fishing trip. No negative impacts of a one-over-30" regulation on flathead catfish populations are anticipated, however, staff believe the regulation will not result in an increase in larger flathead catfish.

APPROVE_____	MODIFY_____	REJECT_____	NO ACTION_____
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RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate?

There is no impact of the proposed regulation on an individual's ability to participate.

2. Does the regulation increase the opportunity for new and existing users?

The only impact on opportunities for new and existing users would be limiting individual anglers to only one larger flathead catfish per day.

3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists?

Negligible impacts are anticipated.

4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors?

Adding the proposed regulation to restrict the harvest of flathead catfish to at most one fish 30 inches or longer as part of the daily limit will add complexity to regulations. However, "one-over" regulations can, from a social perspective, increase value placed on larger fish for which harvest is limited. Increased awareness that flathead catfish above 30 inches exist may increase interest in this fishery. Also, addition of the same regulation on the Nebraska-South Dakota border waters will help standardized border water regulations.

GAME, FISH, AND PARKS COMMISSION ACTION PROPOSAL

11

Archery Deer Hunting Season 41:06:22

Commission Meeting Dates:	Proposal	March 5-6, 2020	Pierre
	Public Hearing	May 7, 2020	Custer State Park
	Finalization	May 7-8, 2020	Custer State Park

DEPARTMENT RECOMMENDATION

Duration of Recommendation: 2020 hunting season

Season Dates: September 1, 2020 – January 1, 2021

Open Area: “Any Deer” Licenses: Statewide, East River, West River
“Antlerless Whitetail Deer” Licenses: Unit ARD-LM1
“Any Antlerless Deer” Licenses: Custer, Rapid City, Sioux Falls and Sturgis city limits

Licenses: Unlimited “any deer” licenses
Unlimited single tag “antlerless whitetail deer” licenses
500 single-tag “any antlerless deer” resident licenses

Requirements and Restrictions:

1. Resident and nonresident hunters may purchase one (1) statewide “any deer” license or one (1) East River “any deer” license and one (1) West River “any deer” license.
2. Residents and nonresidents may purchase one (1) “antlerless whitetail deer” license for Unit ARD-LM1.
3. Residents may apply for and possess one (1) “any antlerless deer” license valid for a municipal deer unit.
4. Shooting hours are ½ hour before sunrise to ½ hour after sunset.
5. Sand Lake National Wildlife Refuge is through January 1, except during the refuge firearm deer seasons.
6. Waubay Lake State Game Refuge and Waubay National Wildlife Refuge in Day County are open through January 1, except during refuge firearm deer seasons.
7. Lacreek National Wildlife Refuge is open through January 1, except during the refuge firearm deer seasons.
8. Licensees must obtain an access permit from the Department issued by lottery drawing before hunting Adams Homestead and Nature Preserve and Good Earth State Park.

Recommended changes from last year:

1. Modify the season start date for Lacreek National Wildlife Refuge from the fourth Saturday of September to September 1.
2. Modify the season start date for Sand Lake National Wildlife Refuge from the third Saturday of October to September 1.
3. In addition to the one “antlerless whitetail deer” license for residents and nonresidents for Unit ARD-LM1, make an allowance for no more than 500 single-tag “antlerless any deer” licenses that would be distributed amongst all municipal archer deer hunting units. Regular price of a single tag “any antlerless deer” resident license.
4. Establish municipal archery deer hunting units for the following city limits: Custer, Rapid City, Sioux Falls and Sturgis. Season structure and specific regulations would be determined by the appropriate municipality within the requirements and restrictions of the South Dakota archery season.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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SUPPORTIVE INFORMATION

Deer associated with urban areas can cause property damage and increase vehicle deer collisions. The issuance and oversight of kill permits to manage urban deer populations does create additional workload for Department staff. Some municipalities have worked with the Department to develop urban deer management plans. Archery deer hunting within city limits can help address issues caused by urban deer populations and provide additional hunting opportunities. The above municipal governments are interested in implementing this management tool.

It is the desire of the respective USFWS wildlife refuges to align their archery deer hunting seasons with the statewide season.

RESIDENT/NONRESIDENT CRITERIA

1. The Issue
 - Why make the change, what are the change alternatives, how will public/stakeholder input be solicited, and how will the change be evaluated if implemented?
 - i. Deer associated with urban areas can cause property damage and increase vehicle deer collisions. The issuance and oversight of kill permits to manage urban deer populations does create additional workload for Department staff. Some municipalities have worked with the Department to develop urban deer management plans. Archery deer hunting within city limits can help address issues caused by urban deer populations and provide additional hunting opportunities.
 - ii. At the request of the USFWS refuge system, it is the desire to align the opening dates of archery deer season with the statewide season.
2. Historical Considerations – Department has used access permits and issued kill permits for some municipalities to harvest urban deer.
3. Biological Considerations
 - What is the current and projected status of the population and habitat conditions for these populations?
 - i. This management tool will assist local municipalities and the Department in managing deer populations within social tolerances.
4. Social Considerations
 - Will provide additional archery deer hunting opportunities.
5. Financial considerations – No significant financial benefit to Department but will improve efficiency of Department staff time.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? No, provides additional opportunity.
2. Does the regulation increase the opportunity for new and existing users? Yes.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Provides additional archery deer hunting opportunities.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Yes.

APPROVE _____

MODIFY _____

REJECT _____

NO ACTION _____

GAME, FISH, AND PARKS COMMISSION ACTION
PROPOSAL

12

Application for License
41:06:01

Commission Meeting Dates:	Proposal	March 5-6, 2020	Pierre
	Public Hearing	May 7, 2020	Custer State Park
	Finalization	May 7-8, 2020	Custer State Park

DEPARTMENT RECOMMENDATION

Recommended changes from last year:

1. Modify 41:06:01:15 to read as follows:

41:06:01:15. Elk application requirements. The following requirements and restrictions apply to all applications for license for the Black Hills elk season, the archery elk hunting season, and the prairie elk hunting season: **(NO CHANGE)**

- (1) Only a resident of the state may apply for a license; **(NO CHANGE)**

(2) Except for a qualifying landowner-operator applicant, and except as provided in § 41:06:01:09, a person who received an elk hunting license for this season in the first lottery drawing or the second drawing by using preference points in any of the nine preceding years may not apply for a license under this chapter for the next nine years; and **(NO CHANGE)**

(3) Fifty percent of the licenses are available to persons who qualify for landowner-operator preference under the provisions of SDCL [41-6-21](#). A minimum of 240 acres of land within an elk unit which has had at least 500 days of elk use since the last day of the previous application period is required to qualify. An elk use day is any day an elk feeds or waters on private land. For purposes of elk preference eligibility, members of the qualifying landowner-operator's family including grandparents, parents, spouse, children, children's spouse, or grandchildren who live on the ranch or in the closest community and have an active role in the ranch operation also qualify. Only one qualifying applicant per ranch unit per year may apply for a landowner-operator preference elk license in the first draw. A ranch unit is described as all private property owned and leased for agricultural purposes by written agreement by an individual qualifying landowner in the state. A ranch unit may not be subdivided for the purpose of qualifying for more than one landowner-operator preference. **(CURRENT RULE)**

(3) Fifty percent of the licenses are available to persons who must annually qualify for landowner-operator preference under the provisions of SDCL [41-6-21](#). For the purpose of qualification, the applicant must own or operate for agricultural purposes a minimum of 240 acres of land within one or more designated elk units for the respective elk hunting season applied for. The qualifying lands must have experienced habitual elk use since the last day of the previous application period to qualify. Habitual elk use is defined as land being regularly used by elk that are bedding, feeding, watering or causing damage on private land. Elk use must be documented by the landowner-operator or verified by a department representative in order to qualify. Members of the qualifying landowner-operator's family including grandparents, parents, spouse, children, children's spouse, or grandchildren who live on the ranch or in the closest community and have an active role in the day to day ranch operation may also qualify for landowner-operator elk preference. Only one qualifying applicant per ranch unit per year may apply for a landowner-operator preference elk license in the first draw. A ranch unit is described as all private property owned and leased for agricultural purposes by written agreement by an individual qualifying landowner-operator in the state. Landowner-operators with land parcels totaling 240 acres or more that are not located immediately adjacent to each other must demonstrate that each parcel is being used for agricultural purposes and at least one of the parcels has habitual elk use in that qualifying year. A contiguous parcel of land that falls within 2 or more elk units and is 240 acres or larger may qualify, however, the landowner-operator preference applicant would be required to select the one unit where he or she will hunt that license year in their application. A qualifying ranch unit cannot be subdivided for the purpose of qualifying for more than one landowner-operator elk preference. **(RECOMMENDED RULE)**

APPROVE _____

MODIFY _____

REJECT _____

NO ACTION _____

2. Establish new administrative rules for Landowner Own-land Elk licenses with the following requirements:
 1. The applicant for this license must own a minimum of 240 acres of land within one or more designated elk hunting units that comprise a respective elk hunting season in order to qualify.
 2. The applicant is limited to one any elk license per year and may only hunt on those lands owned and operated or leased and operated for agricultural purposes within the designated elk hunting units.
 3. The fee for the landowner own-land elk licenses would be half price of a regular resident elk license.
 4. Landowner own-land elk licenses are only valid for use in elk hunting units where the department has determined the elk population objective as "slightly decrease" or "substantially decrease".
 5. Season dates for this season will be August 1st through March 31st of the following year.

SUPPORTIVE INFORMATION

Recommended changes to 41:06:01:15 are an effort to clarify the intent of this rule as it relates to qualifying land, documentation and qualifying members of the family. Changes also eliminate the "500 elk us days" as this is not easily defined in the field and is left to some interpretation by a qualifying landowner and the Department. Changes to elk use should clarify the intent of the rule that a qualifying landowner-operator must demonstrate that elk use the qualifying property.

Currently there are landowners that qualify as landowner elk preference applicants but are not receiving an elk license in units where the Department is seeking to reduce the number of elk. The Department recommends establishing a limited landowner own-land elk license to ensure that landowners can hunt elk on agricultural lands they own or operate within elk units where the Department's management objective is to decrease the overall elk population. Landowner licenses help to build tolerance for elk and promote elk hunter access and serve to demonstrate the appreciation that the Department has for landowners and producers that help support elk populations, hunter access, the Department's mission and other wildlife management objectives.

Landowner Elk Comparison Table

LICENSE COMPARISON	LANDOWNER PREFERENCE	LANDOWNER OWN-LAND
Applicant Eligibility	Available to qualifying resident landowners whose owned or leased property is used for agricultural purposes.	Available to qualifying resident landowners whose owned or leased property is used for agricultural purposes.
Land Eligibility Requirements	Applicant must own or operate a minimum of 240 acres of land within one or more units for a respective elk hunting season.	Applicant must own or operate a minimum of 240 acres of land within one or more units for a respective elk hunting season.
Elk Use Requirement	The qualifying land must have experienced habitual elk use since the last day of the previous application period.	Not applicable.
Open Area	License is valid anywhere on private and public land for the respective hunting unit.	Applicant's land that is owned or leased.
Number of Licenses	No more than one license per ranch unit whether a landowner preference or landowner own-land.	
License Availability	Available for hunting units with an allocation of elk licenses.	Only available for hunting units with a "slightly decrease" or "substantially decrease" population objective as determined by the Department.
License Type	Any elk or antlerless elk	Any elk
License Fee	50% of regular license fee	50% of regular license fee
Season Dates	Regular season dates for the respective season or hunting unit.	August - March

APPROVE _____

MODIFY _____

REJECT _____

NO ACTION _____

GAME, FISH AND PARKS COMMISSION ACTION
PROPOSAL

13

Youth Waterfowl Hunting Season

Chapter 41:06:49

Commission Meeting Dates:	Proposal	March 5-6, 2020	Pierre
	Public Hearing	May 7, 2020	Custer State Park
	Finalization	May 7-8, 2020	Custer State Park

DEPARTMENT RECOMMENDATION

Duration of Recommendation: 2020 hunting season

Season Dates: September 12-13, 2020

Open Area: Statewide

Daily Limit: Same as for regular duck and goose seasons

Possession Limit: Same as for regular duck and goose seasons

Requirements and Restrictions:

1. Residents and nonresidents who have not reached the age of 18 by the first day of the season may hunt in the youth waterfowl hunting season.
2. Each youth hunter must be accompanied by an adult while hunting.
The youth hunter must be properly licensed to hunt waterfowl in the state, unless participating under a Mentored Hunt scenario as described in "Mentored Youth Hunting".
3. All other hunting restrictions will be the same as during the regular waterfowl seasons.

Recommended change from last year:

1. Modify the eligibility from youth who have not reached the age of 16 to youth who have not reached the age of 18.

SUPPORTIVE INFORMATION

This amendment would align state regulations regarding the age definition of youth with federal regulations, which are less restrictive.

With this recommended change, youth ages 16-17 would be able to participate in the youth waterfowl season.

RESIDENT/NONRESIDENT CRITERIA

Not applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate?
 - a. No.
2. Does the regulation increase the opportunity for new and existing users?
 - a. Yes, waterfowl hunters ages 16-17 will now be able to participate in the youth waterfowl season.

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists?
 - a. This creates a new opportunity for 16-17-year-old waterfowl hunters who have historically not had access to the youth waterfowl season.
 - b. Recruitment for youth hunters under the age of 16 has been high, however a large percentage of youth lapse out of hunting through high school years as other activities compete with hunting. Allowing 16-17-year-old waterfowl hunters to participate in a youth waterfowl season would incentivize and potentially retain those lapsed hunters as well as provide an opportunity for recruiting a new age group.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors?
 - a. Yes.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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RESOLUTION 20-06
NEST PREDATOR BOUNTY PROGRAM

WHEREAS, pursuant to SDCL 40-36-9, SDCL 41-2-16, and SDCL 41-2-34, the Department of Game, Fish and Parks may conduct programs to control wild animals. The removal of nest predators from the landscape can enhance the nest success of pheasants, ducks and other ground nesting birds in South Dakota. Furthermore, such programs have proven to expose people to the trapping tradition and the outdoors; and

WHEREAS, Eighty-three percent of the general public supported the operation of the Nest Predator Bounty Program as demonstrated by a professional scientific survey; and

WHEREAS, Predator removal efforts on properties with habitat to increase nest success of pheasants and ducks has been used as a management technique in South Dakota for decades; and

WHEREAS, intensive predator removal efforts can enhance nest success of pheasants and ducks at localized levels when implemented at high intensities during the nesting season; and

WHEREAS, the Department of Game, Fish and Parks has previously operated this program and paid all expenditures for this program from the fund established in SDCL 41-2-34 (license dollars) and plans to utilize these funds for 2020.

NOW, THEREFORE BE IT RESOLVED, that the Game, Fish and Parks Commission recognizes the Department of Game, Fish and Parks' desire to conduct the Nest Predator Bounty Program for 2020 and proposes for public consideration the following: an expenditure for five dollars per tail not to exceed \$250,000 for the bounty of nest predators. Participants under the age of 18 and landowners harvesting nest predators from their own land are not required to have a license. All other participants must have a hunting, fishing, or trapping license.

BE IT FURTHER RESOLVED, that the Nest Predator Bounty Program shall be operated from April 1 to July 1, 2020, to coincide with the primary nesting season of pheasants, ducks, and other ground nesting birds. The method of take is expanded to include shooting of nest predators in addition to trapping.

BE IT FURTHER RESOLVED, the Commission, after considering comments, will determine if there will be a 2020 Bounty Program and if so, lay out the final parameters at the March 5th, 2020 Commission meeting, to include a method to identify and monitor goals of the program. Some of these goals include but are not limited to: removal of 50,000 nest predators, increase furbearer license sales by 5%, double participation in ETHICS SD, and have 20% of bounty participants under the age of 18.

GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

PUBLIC WATERS Chapter 41:04:02

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

41:04:02:22. Edmunds County public water safety zones. Edmunds County public water safety zones are as follows:

(1) The waters of Mina Lake fronting on that portion of Mina Lake State Recreation Area from a point along the shoreline due south of the southwest corner of the bathhouse and extending 200 feet in either direction along the shoreline are a "public swimming zone";

~~(2) The waters of Mina Lake fronting an area extending southwest of the south end of the dam located on the southeast side of the lake for 100 yards are a "public swimming zone";~~

(3) The waters of Mina Lake fronting on the east bridge across S.D. Highway 134 are a "no wake zone"; and

(4) The waters of Mina Lake are a "no wake zone" during any time at which the water level in Mina Lake reaches the height of 18 inches or more over the level of the top of the spillway.

41:04:02:28. Hamlin County public water safety zones. Hamlin County public water safety zones are as follows:

(1) The waters of Lake Poinsett fronting on that portion of department land known as Sorenson Public Access Area beginning at a point approximately 100 feet north of the south property line in the southeast quarter of the northeast quarter of section 36, township 113 north, range 53 west of the fifth principal meridian and extending approximately 500 feet northerly of this point are a "no wake zone";

~~—— (2) The waters of Lake Norden fronting on that portion of the land known as the Lake Norden Recreation Area beginning at a point 70 feet southwest of the spillway and extending approximately 275 feet southwesterly from that point are a "no wake zone."~~

Proposed changes from last year:

1. Remove the current water safety zone at Mina Lake on the southwest side of the dam (see map).
2. Remove the current water safety zone at Lake Norden (see map).

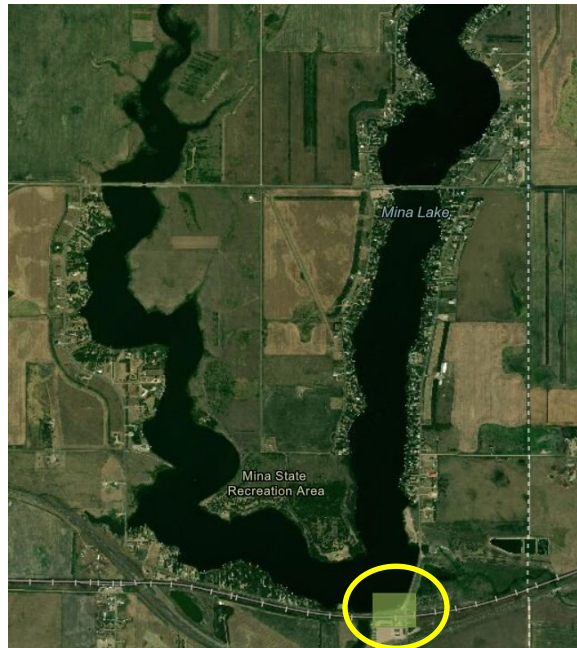
DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

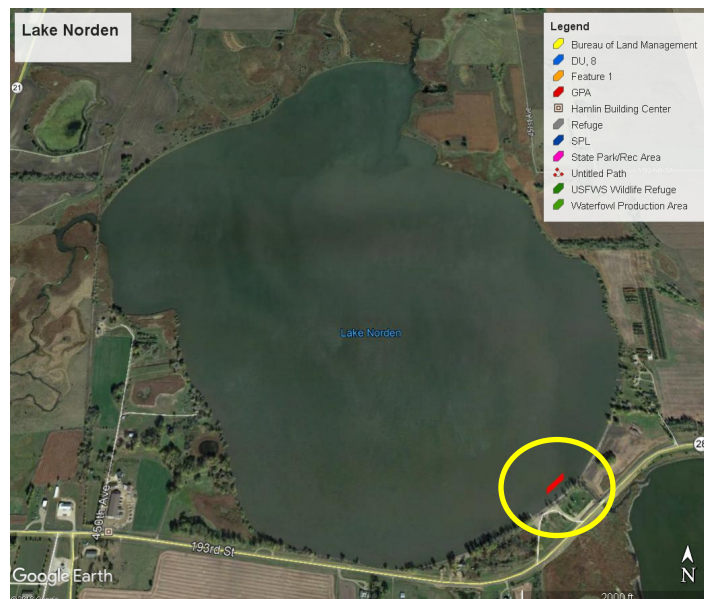
APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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SUPPORTIVE INFORMATION

It is the Department recommendation to remove the current water safety zone at Mina Lake on the southwest side of the dam. There is no active swimming beach located at this location and there has been no public desire for a buoyed safety zone in this area.



It is the Department recommendation to remove the current water safety zone at Lake Norden in Hamlin County. Recreational use of this swimming area is limited. Placement and maintenance of the buoys has diminished over time. Department staff have visited with several home owners along the lake and with the mayor of Lake Norden with a strong majority in favor of removing this safety zone.



RESIDENT/NONRESIDENT CRITERIA

Not applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

Not applicable.

APPROVE	MODIFY	REJECT	NO ACTION
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GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

Black Hills Bighorn Sheep Hunting Season

Chapter 41:06:56

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2020 hunting season

Season Dates: September 1 – December 31, 2020

Open Area: Units 2, 3, 4, and Custer State Park. See unit map for boundaries.

Licenses: No more than 8 “ram bighorn sheep” licenses.

One of the 8 licenses shall be an auction “ram bighorn sheep” license if a minimum of three total bighorn sheep licenses are allocated.

Requirements and Restrictions:

1. All licensees are required to attend an orientation meeting prior to the opening day of the season at the regional office in Rapid City.
2. Except for the auction license, application for a license may be made by any resident hunter who has not been previously issued a bighorn sheep license in South Dakota.
3. An applicant can apply for up to two licenses if one choice includes Custer State Park.
4. Land operator preference is not applicable to these licenses.
5. One bighorn sheep license shall be allocated as an auction license if a minimum of three bighorn licenses are approved by the Commission. The Commission shall determine in which unit or units the auction license is valid.
6. All successful hunters must submit their bighorn sheep to a conservation officer or Department representative for inspection and permanent marking within 24 hours after the kill.

Proposed changes from last year:

1. No more than 8 bighorn sheep licenses may be issued.
2. Modify Unit 2 to include that portion of Custer and Fall River counties within a line beginning at the junction of SD Hwy 16 and the WY state line, east on SD Hwy 16 to the intersection of SD Hwy 16 and Mann Rd (USFS Rd 270) then south along the Mann Rd to Pass Creek Rd (USFS Rd 272) then south on Pass Creek to Richardson Cutoff (USFS Rd 276) then east on Richardson Cutoff to Pleasant Valley Rd (USFS Rd 715) then south on Pleasant Valley Rd to Pilger Mountain Rd (USFS 317) then south on Pilger Mountain Rd to County Rd 15 then south on County Rd 15 to SD Hwy 18 then west on SD Hwy 18 to County Rd 16 then north on County Rd 16 to Dewey Rd (USFS Rd 769) then north and west on Dewey Rd to the Custer County line then west on the Custer county line to the WY state line then north on the WY state line to the point of origin (SEE UNIT MAP).
3. Establish Unit 4 which includes those portions of Custer and Pennington counties beginning at the junction of the WY state line and Summit Ridge Rd (USFS Rd 265) then north on Summit Ridge Rd to Boles Canyon Rd (USFS 117) then north on Boles Canyon Rd to Six-Mile Rd (USFS 301) the east on Six-Mile Rd to Ditch Creek Rd (USFS Rd 291) then south on Ditch Creek Rd to the Custer/Pennington county line then east on the Custer/Pennington county line to SD Hwy 79 then south on SD Hwy 79 to the Custer/Fall River county line then west on the Custer/Fall River county line to Pilger Mountain Rd (USFS Rd 317) then north on Pilger Mountain Rd to Pleasant Valley Rd (USFS Rd 715) then north and east on Pleasant Valley Rd to Richardson Cutoff (USFS Rd 276) then north on Richardson Cutoff to Pass Creek Rd (USFS Rd 272) then west and north on Pass Creek Rd to Mann Rd (USFS Rd 270) then north on Mann Rd to SD Hwy 16 then west on SD Hwy 16 to the WY state line then north on the WY state line to the point of origin, excluding Jewel Cave National Monument (SEE UNIT MAP).
4. Establish Custer State Park unit which includes the fenced portion of Custer State Park (SEE UNIT MAP).

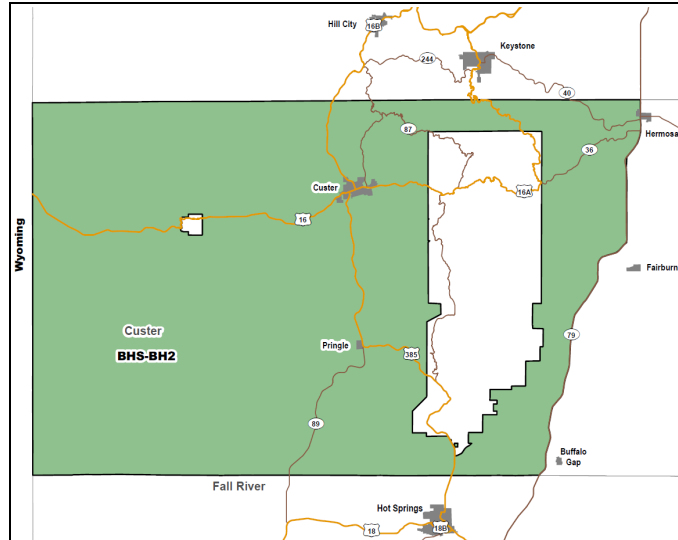
APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Allocation of Licenses by Unit

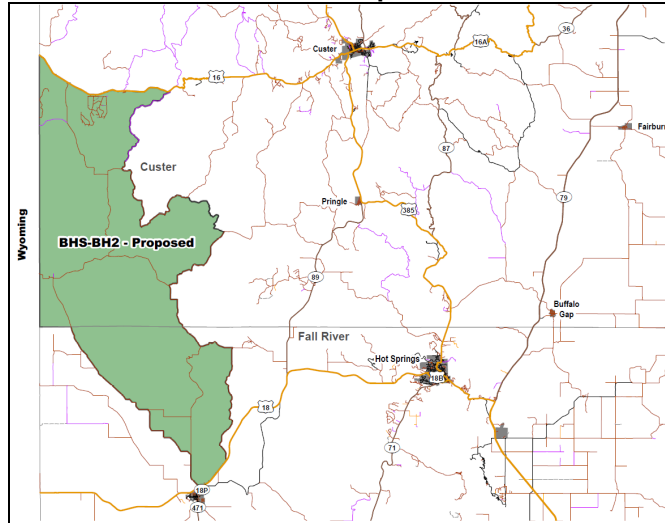
Unit	2019 Licenses	2020 Licenses
1	0	0
2	2	3
3	1	1
4	0	2
CSP	0	1

In addition to the licenses allocated by units above, the Department recommends the auction license to valid in all units except for Unit 4 and Custer State Park.

Unit 2 – Current

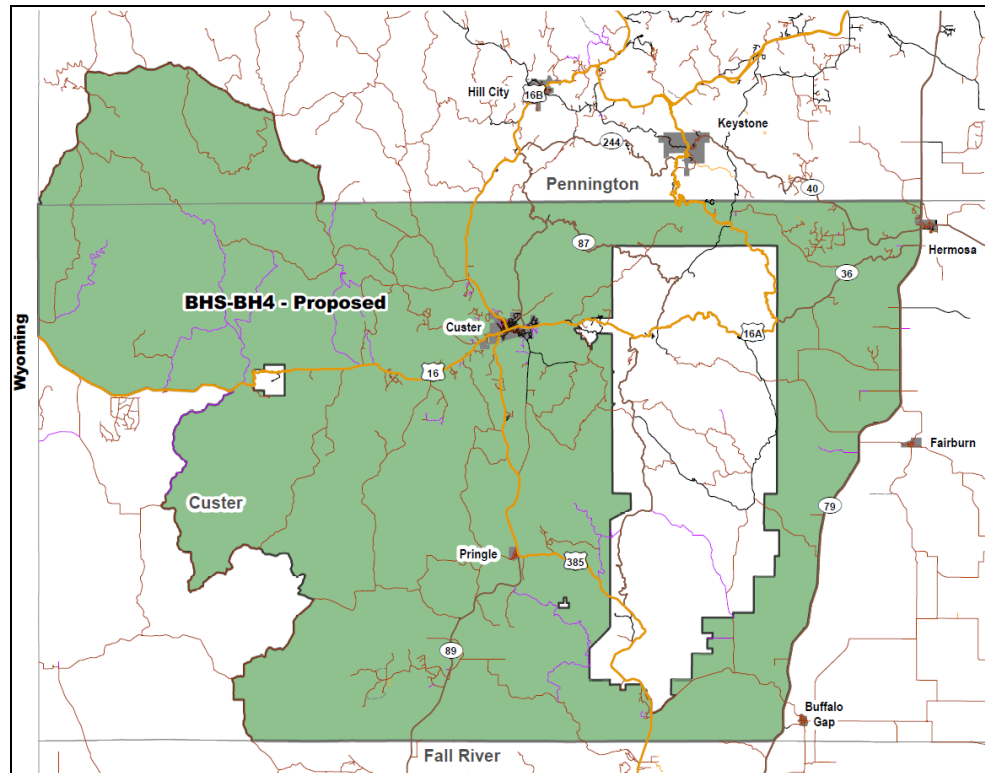


Unit 2 – Proposed

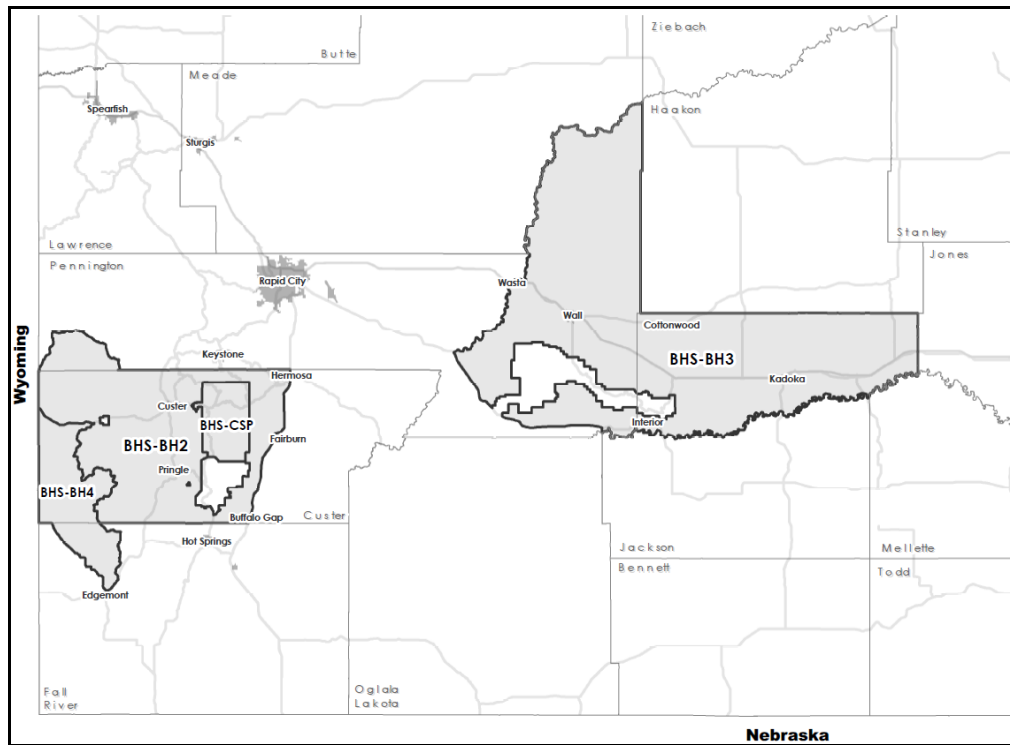


APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

Unit 4—Proposed



Proposed 2020 Hunting Units



APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

SUPPORTIVE INFORMATION

Due to the presence of pneumonia, low recruitment and low ram numbers, the Department recommends retaining the hunting closure for Unit 1. The establishment and availability of licenses for Unit 4 (Hell Canyon) is a result of a successful transplant and availability of quality rams. The establishment and availability of a license for Custer State Park is the result of management implemented from research findings and will not negatively affect the viewability of bighorn sheep for park visitors.

RESIDENT/NONRESIDENT CRITERIA

Not applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? Not applicable.
2. Does the regulation increase the opportunity for new and existing users? Yes.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? The proposed changes to units and license allocation would enhance bighorn sheep hunting opportunities.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? The proposed changes to units and license allocation would enhance bighorn sheep hunting opportunities.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION

17

Black Hills Elk Hunting Season
Chapter 41:06:26

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2020 and 2021 hunting seasons.

Season Dates:

Units	2020 Hunting Season Dates	2021 Hunting Season Dates
Any Elk Units	October 1 - 31	October 1 - 31
Antlerless Elk Units: H1B, H7B and H9B	October 15 - 31 AND December 1 - 16	October 15 - 31 AND December 1 - 16
Antlerless Elk Units: H2B, H2E, H2H, H3B and H3E	October 15 - 31	October 15 - 31
Antlerless Elk Units: H2C, H2F, H2I, H3C and H3F	December 1 - 16	December 1 - 16
Antlerless Elk Units: H2D, H2G, H2J, H2D and H3G	December 17 - 31	December 17 - 31

Open Area: See attached maps.

Licenses: 430 "any elk" and 715 "antlerless elk" licenses (total of 1,145 licenses)

Requirements and Restrictions:

1. No person may possess more than one (1) elk license of any type in a year.
2. No more than two persons may submit applications together.
3. Except for landowner/operator preference applicants, no person who receives a license in the first drawing for this season shall be eligible to apply for a Black Hills elk license in first drawings for the next 9 years.
4. One-half of the licenses allocated in each unit are available for landowner/operator preference. One member of each qualifying landowner/operator household may apply every year.
5. Each elk harvested must be inspected by a Conservation Officer or designee within 24 hours after kill.

Proposed changes from last year:

1. Adjust the total number of available licenses from 425 "any elk" and 700 "antlerless elk" licenses (total of 1,125 licenses) to 430 "any elk" and 715 "antlerless elk" licenses (total of 1,145 licenses).

DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

1. Adjust the total number of available licenses from 425 "any elk" and 700 "antlerless elk" licenses (total of 1,125 licenses) to 450 "any elk" and 470 "antlerless elk" licenses (total of 920 licenses).

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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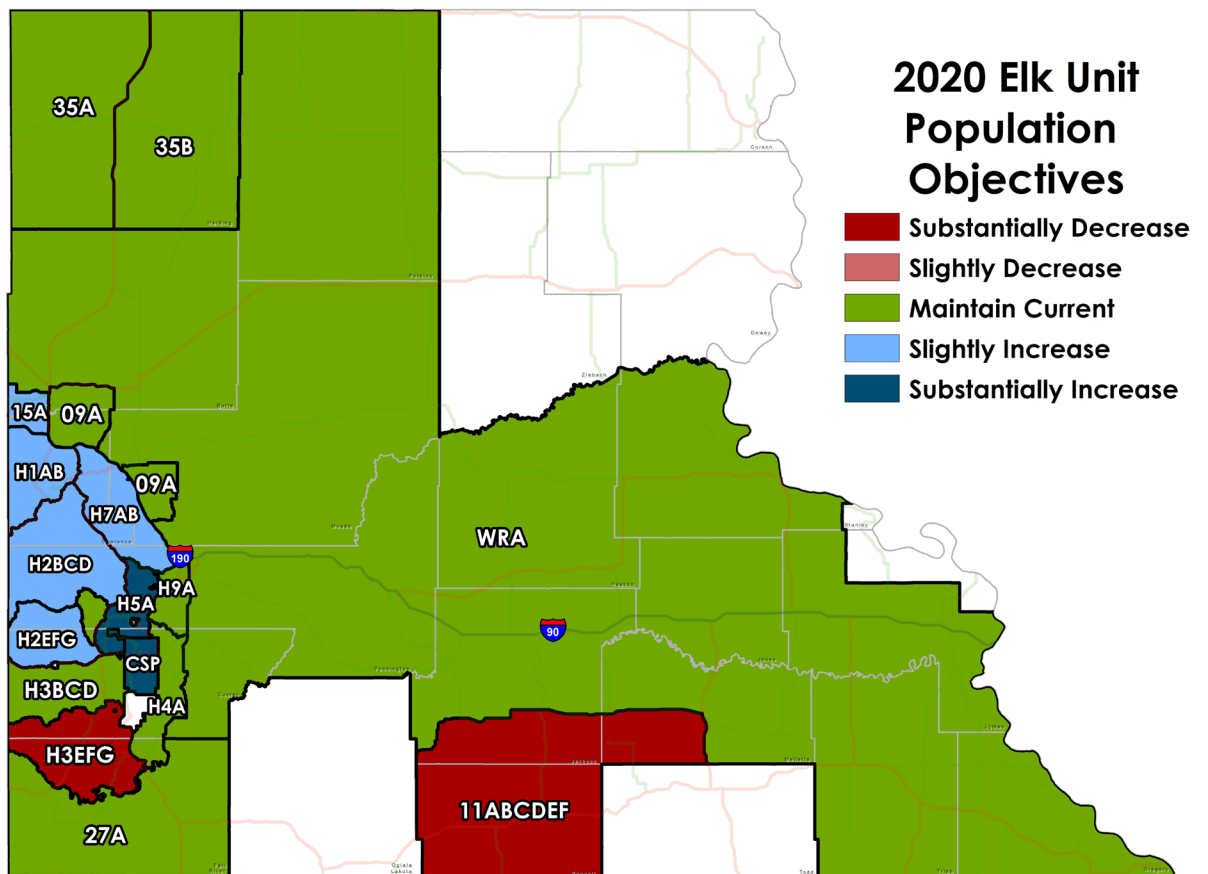
SUPPORTIVE INFORMATION

The intent of the changes being recommended are to allow an opportunity for adjustments to be made at finalization during the Commission meeting in March and in administrative rule to maximize hunter opportunity based on the results of the upcoming aerial survey and to meet population objectives identified in the elk management plan.

Year	Licensed Hunters	Hunter Success	Bulls Harvested	Cows Harvested
2014	664	71%	299	174
2015	922	71%	312	345
2016	1,745	62%	363	724
2017	1,581	66%	366	684
2018	1,124	64%	315	402

2018	"Any Elk"					"Antlerless Elk" (All Units Combined)				
Unit	Appl.1st Choice	Licensed Hunters	Harvest Success	Bulls Harvested	Cows Harvested	Appl.1st Choice	Licensed Hunters	Harvest Success	Bulls Harvested	Cows Harvested
H1	1,131	60	73%	44	0	53	20	33%	0	7
H2	8,534	249	77%	179	13	453	445	62%	5	269
H3	1,190	80	77%	58	3	55	195	48%	3	90
H4	54	10	90%	9	0	3	10	70%	0	7
H5	58	5	60%	3	0	NA	NA	NA	NA	NA
H7	278	10	90%	9	0	8	10	40%	0	4
H9	51	10	40%	3	1	3	20	45%	1	8

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____



RESIDENT/NONRESIDENT CRITERIA

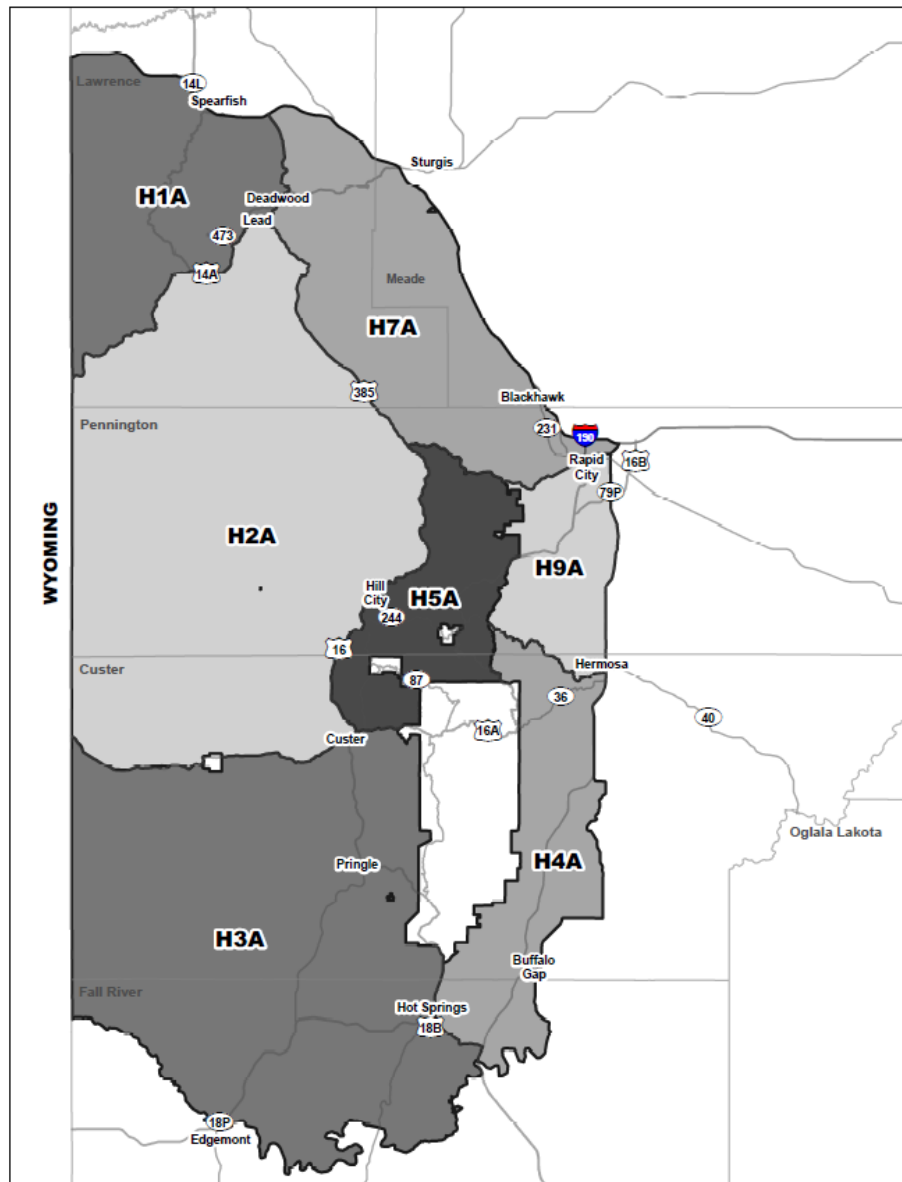
Not applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

- Does the regulation or fee inhibit a user's ability to participate? Not applicable.
- Does the regulation increase the opportunity for new and existing users?
 - The proposed changes to license allocation would slightly increase elk hunting opportunity.
- How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Not applicable.
- Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

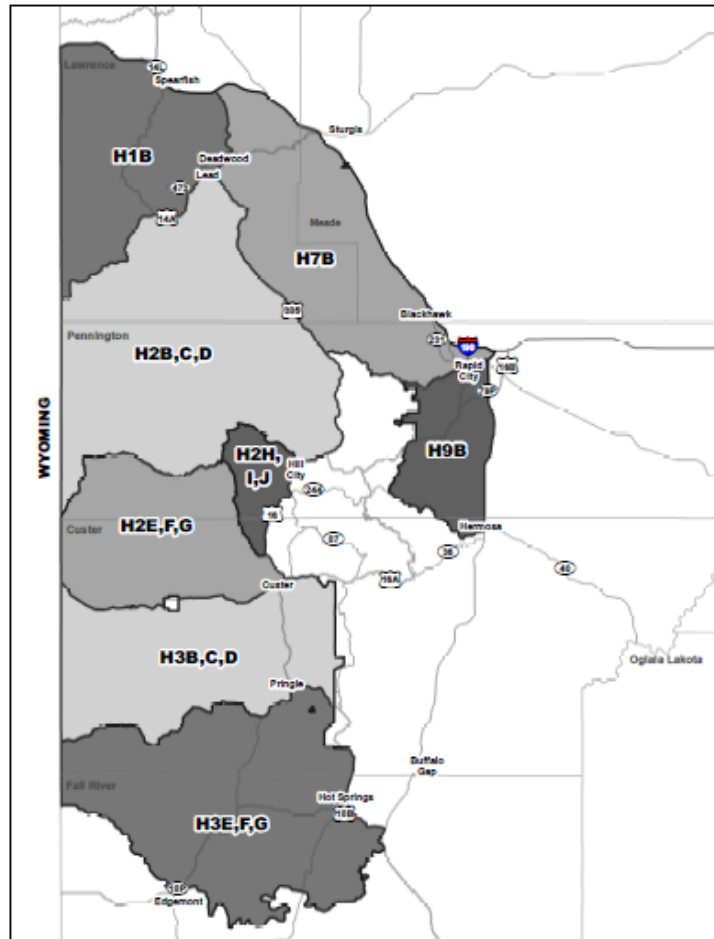
APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

BLACK HILLS “ANY” ELK UNITS



2020 & 2021	
Unit	“Any” Elk Licenses
H1A	50
H2A	240
H3A	100
H4A	20
H5A	5
H7A	20
H9A	15
Total	450

BLACK HILLS “ANTLERLESS” ELK UNITS



2020 & 2021	
Unit	“Antlerless” Elk Licenses
H1B	15
H2B	15
H2C	10
H2D	0
H2E	25
H2F	25
H2G	0
H2H	5
H2I	15
H2J	15
H3B	30
H3C	30
H3D	30
H3E	60
H3F	60
H3G	60
H4B	40
H7B	15
H9B	20
Total	470

GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION

17a

Archery Elk Hunting Season
Chapter 41:06:43

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSIN PROPOSAL

Duration of Proposal: 2020 and 2021 hunting seasons.

Season Dates: Black Hills Units: September 1-30, 2020
September 1-30, 2021

Open Area: See attached map

Licenses: 142 "any elk" and 85 "antlerless elk" licenses (total of 227 licenses)

Requirements and Restrictions:

1. No person may possess more than one (1) elk license of any type in a year.
2. No more than two persons may submit applications together.
3. Except for landowner/operator preference applicants, no person who receives a license in the first drawing for this season shall be eligible to apply for an archery elk license in first drawings for the next 9 years.
4. One-half of the licenses allocated in each unit are available for landowner/operator preference application. One member of each qualifying landowner/operator household may apply every year.
5. Each elk harvested must be inspected by a Conservation Officer or designee within 24 hours after kill.

Proposed changes from last year:

1. Adjust the number of licenses available from 142 "any elk" and 80 "antlerless elk" licenses (total of 222 licenses) to 142 "any elk" and 85 "antlerless elk" licenses (total of 227 licenses).

DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

1. Adjust the number of licenses available from 142 "any elk" and 80 "antlerless elk" licenses (total of 222 licenses) to 152 "any elk" and 75 "antlerless elk" licenses (total of 227 licenses).

SUPPORTIVE INFORMATION

The intent of the changes being recommended are to allow an opportunity for adjustments to be made at finalization during the Commission meeting in March and in administrative rule to maximize hunter opportunity based on the results of the upcoming aerial survey and to meet population objectives identified in the elk management plan.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Year	Licensed Hunters	Hunter Success	Bulls Harvested	Cows Harvested
2014	106	39%	38	4
2015	196	34%	54	12
2016	280	29%	57	25
2017	269	27%	48	23
2018	219	38%	65	19

2018	"Any Elk"					"Antlerless Elk"				
Unit	Appl.1st Choice	Licensed Hunters	Harvest Success	Bulls Harvested	Cows Harvested	Appl.1st Choice	Licensed Hunters	Harvest Success	Bulls Harvested	Cows Harvested
H1	660	19	33%	6	0	11	10	40%	1	3
H2	3,671	88	57%	49	1	42	50	27%	0	13
H3	446	25	26%	7	0	10	20	6%	0	1
H4	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA
H5	40	2	0%	0	0	NA	NA	NA	NA	NA
H7	126	5	60%	3	0	NA	NA	NA	NA	NA
H9	NA	NA	NA	NA	NA	NA	NA	NA	NA	NA

RESIDENT/NONRESIDENT CRITERIA

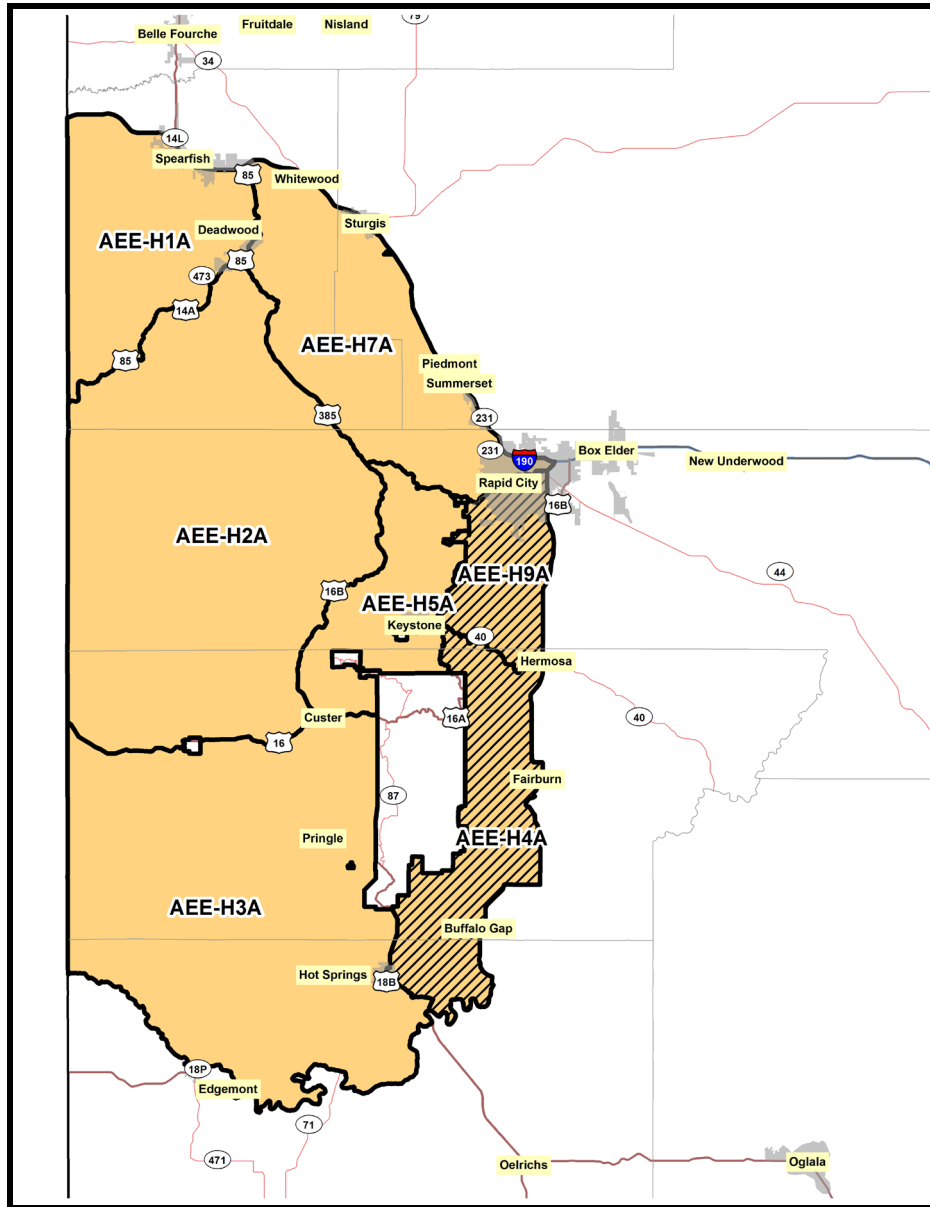
Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? Not applicable.
2. Does the regulation increase the opportunity for new and existing users? The proposed changes to license allocation would slightly increase elk hunting opportunities.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Not applicable.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

BLACK HILLS ARCHERY ELK UNITS



Unit	2020 & 2021		
	"Any" Elk Tags	"Antlerless" Elk Tags	Total Tags
H1	20	15	35
H2	95	40	135
H3	25	20	45
H4	0	0	0
H5	2	0	2
H7	10	0	10
H9	0	0	0
TOTAL	152	75	227

**GAME, FISH, AND PARKS COMMISSION ACTION
FINALIZATION**

17b

Custer State Park Elk Hunting Season (Any Elk)

Chapter 41:06:27

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2020 and 2021 hunting seasons.

Season Dates: October 1-31, 2020
October 1-31, 2021

Licenses: 7 resident "Any Elk" licenses

Requirements and Restrictions:

1. The unit is open within the boundaries of Custer State Park.
2. Harvested elk must be inspected within 24 hours.

Proposed changes from last year:

1. Reduce the number of "any elk" licenses from 8 to 7.

DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

1. Retain current allocation of 8 "any elk" licenses.

SUPPORTIVE INFORMATION

The intent of the changes being recommended are to allow an opportunity for adjustments to be made at finalization during the Commission meeting in March and in administrative rule to maximize hunter opportunity based on the results of the upcoming aerial survey and to meet population objectives identified in the elk management plan.

Year	Licenses	Applicants	Success Rate
2006	41	11,709	95%
2007	41	12,768	93%
2008	36	12,572	97%
2009	36	13,063	86%
2010	21	13,065	80%
2011	11	12,060	91%
2012	4	11,133	100%
2013	4	12,888	100%
2014	4	11,762	100%
2015	8	9,136	100%
2016	9	8,951	89%
2017	9	8,828	89%
2018	9	8,670	89%

RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

Not Applicable.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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**GAME, FISH, AND PARKS COMMISSION ACTION
PROPOSAL**

Custer State Park Early Archery Elk Hunting Season

Chapter 41:06:28

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2020 and 2021 hunting seasons.

Season Dates: September 1-30, 2020
September 1-30, 2021

Licenses: 2 "Any Elk" licenses

Requirements and Restrictions:

1. Harvested elk must be inspected within 24 hours.

Proposed changes from last year:

1. Reduce the number of "any elk" licenses from 3 to 2.

DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

1. Retain current allocation of 3 "any elk" licenses.

SUPPORTIVE INFORMATION

The intent of the changes being recommended are to allow an opportunity for adjustments to be made at finalization during the Commission meeting in March and in administrative rule to maximize hunter opportunity based on the results of the upcoming aerial survey and to meet population objectives identified in the elk management plan.

Year	Licensed Hunters	1st Choice Applicants	Success Rate	Elk Harvested
2008	8	3,084	25%	2 bulls
2009	8	3,134	25%	2 bulls
2010	5	3,031	0%	None
2011	3	2,000	33%	1 bull
2012	3	2,078	0%	0
2013	3	2,740	100%	3 bulls
2014	4	3,023	100%	4 bulls
2015	4	3,600	75%	3 bulls
2016	3	3,707	33%	1 bull
2017	3	3,704	33%	1 bull
2018	3	3,772	67%	2 bulls

RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

Not Applicable.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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**GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION**

17d

**Prairie Elk Hunting Season
Chapter 41:06:59**

Commission Meeting Dates:	Proposal Public Hearing Finalization	January 16-17, 2020 March 5, 2020 March 5-6, 2020	Pierre Pierre Pierre
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COMMISSION PROPOSAL

Duration of Proposal: 2020 and 2021 hunting seasons.

Season Dates:

Unit	2020 Hunting Season Dates	2021 Hunting Season Dates
9A	September 15 - October 31 AND December 1 - 31	September 15 - October 31 AND December 1 - 31
11A	July 15 - August 31	July 15 - August 31
11B	September 1-30	September 1-30
11C	November 1-30	November 1-30
11D	September 1 - October 31	September 1 - October 31
11E	November 1 - December 31	November 1 - December 31
11F	January 1 - February 28	January 1 - February 28
15A	September 1 - October 31 AND December 1 -31	September 1 - October 31 AND December 1 -31
15B	December 1 - January 31	December 1 - January 31
27A	October 1 - 31 AND December 1 -31	October 1 - 31 AND December 1 -31
35A	September 15 - October 31 AND December 1 - 31	September 15 - October 31 AND December 1 - 31
35B	September 15 - October 31 AND December 1 - 31	September 15 - October 31 AND December 1 - 31
WRA	September 1 - December 31	September 1 - December 31

<u>Open Area:</u>	Unit 09A Unit 11A-F Unit 15A and B Unit 27A Unit 35A Unit 35B Unit WRA	Portions of Butte, Lawrence and Meade counties Bennett County; portions of Jackson and Mellette counties Portions of Butte and Lawrence counties Portions of Fall River County Harding County west of US Hwy. 85 Harding County east of US Hwy. 85 Those portions of South Dakota west of the Missouri River not associated with another prairie elk unit, excluding Corson, Dewey, Oglala Lakota, Todd and Ziebach counties.
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Licenses: 78 "any elk" and 75 "antlerless elk" licenses (total of 153 licenses)

Requirements and Restrictions:

1. No person may possess more than one (1) elk license of any type in a year.
2. No more than two persons may submit applications together.
3. Except for landowner/operator preference applicants, no person who receives a license in the first drawing for this season shall be eligible to apply for a prairie elk license in first drawings for the next 9 years.
4. One-half of the licenses allocated in each unit are available for landowner/operator preference. One member of each qualifying landowner/operator household may apply every year.
5. Each elk harvested must be inspected by a Conservation Officer or designee within 24 hours after kill.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Proposed changes from last year:

1. Adjust the number of licenses available from 68 “any elk” and 73 “antlerless elk” licenses (total of 141 licenses) to 78 “any elk” and 75 “antlerless elk” licenses (total of 151 licenses).
2. Establish a new unit (PRE-WRA) for those portions of South Dakota west of the Missouri River not associated with another prairie elk unit, excluding Corson, Dewey, Oglala Lakota, Todd and Ziebach counties with season dates of September 1 to December 1-31 (see attached map).
3. Modify those portions of Unit 9 in Butte and Lawrence counties to include that area within a line beginning at the intersection of U.S. Highways 85 and 212, then east on Highway 212 to Whitewood Valley Road, then south on Whitewood Valley Road to Interstate 90, then west on Interstate 90 to U.S. Highway 85, then north on U.S. Highway 85 to point of origin. That portion of Unit 9 in Meade County would remain unchanged.
4. Modify Unit 15A to include those portions of Butte and Lawrence counties within a line beginning at the junction of the South Dakota-Wyoming border, east on Sourdough Road to U.S. Highway 85, then south on U.S. Highway 85 to Interstate 90, then west on Interstate 90 to the South Dakota-Wyoming border, then north to the point of origin.
5. Modify Unit 27A to include all of Fall River County not included in BHE-H3.
6. Eliminate Unit 30A (portions of Gregory County) and include this geographic area into the West River prairie unit.

DEPARTMENT RECOMMENDATION**Recommended changes from proposal:**

1. Adjust the number of licenses available from 68 “any elk” and 73 “antlerless elk” licenses (total of 141 licenses) to 78 “any elk” and 178 “antlerless elk” licenses (total of 256 licenses).
2. Modify the proposed Unit PRE-WRA to also exclude the boundary of the Lower Brule Indian Reservation.
3. Establish two additional antlerless elk seasons for Unit 11 as follows:
 - a. Unit 11E with season dates of November 1 – December 31
 - b. Unit 11F with season dates of January 1 – February 28
4. In conjunction with the proposed unit boundary change to Unit 15A, establish Unit 15B for antlerless elk harvest and season dates of December 1 – January 31.
5. Modify Unit 35A that currently includes all of Harding County to the following:
 - a. Unit 35A: that portion of Harding County west of US Hwy. 85
 - b. Unit 35B: that portion of Harding County east of US Hwy. 85

SUPPORTIVE INFORMATION

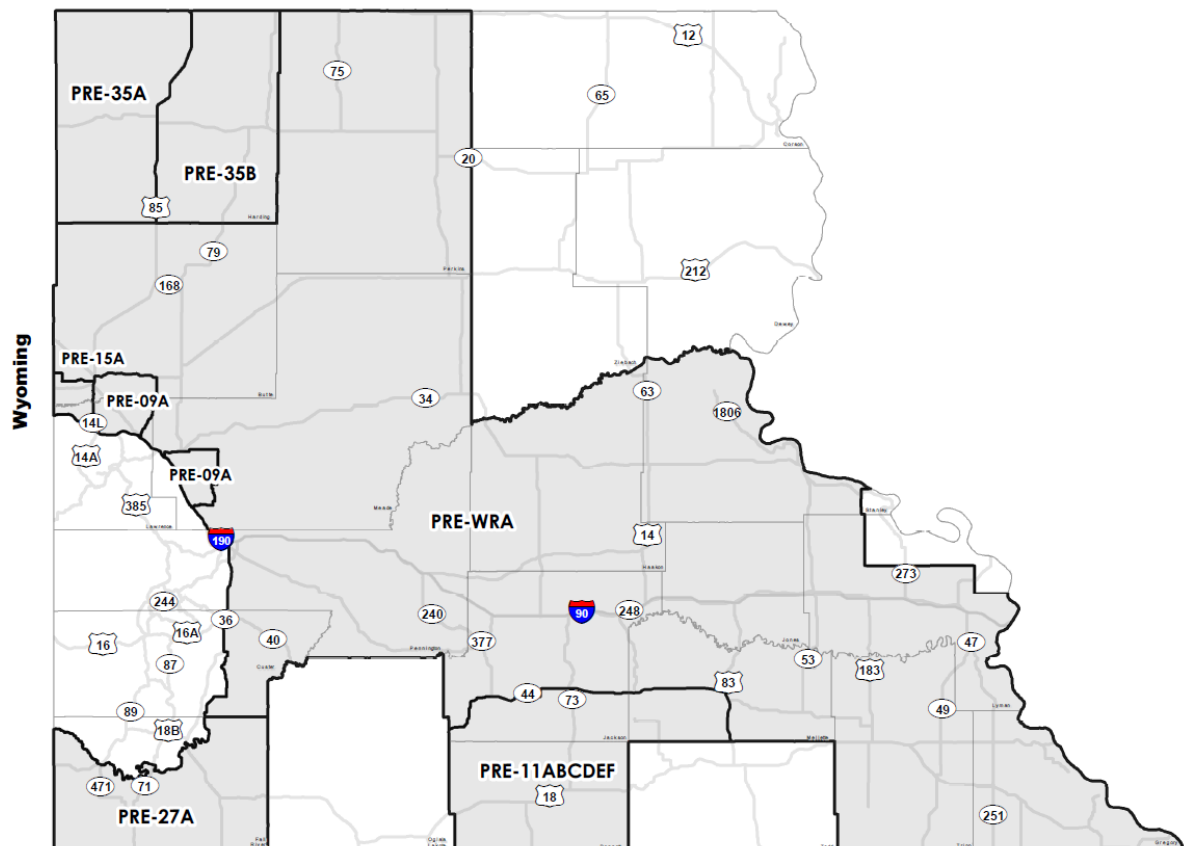
The intent of the changes being recommended are to allow an opportunity for adjustments to be made at finalization during the Commission meeting in March and in administrative rule to maximize hunter opportunity based on the results of the upcoming aerial survey and to meet population objectives identified in the elk management plan.

Year	Licensed Hunters	Hunter Success	Bulls Harvested	Cows Harvested
2014	92	68%	30	31
2015	98	55%	29	25
2016	148	40%	32	27
2017	149	54%	41	39
2018	139	79%	59	51

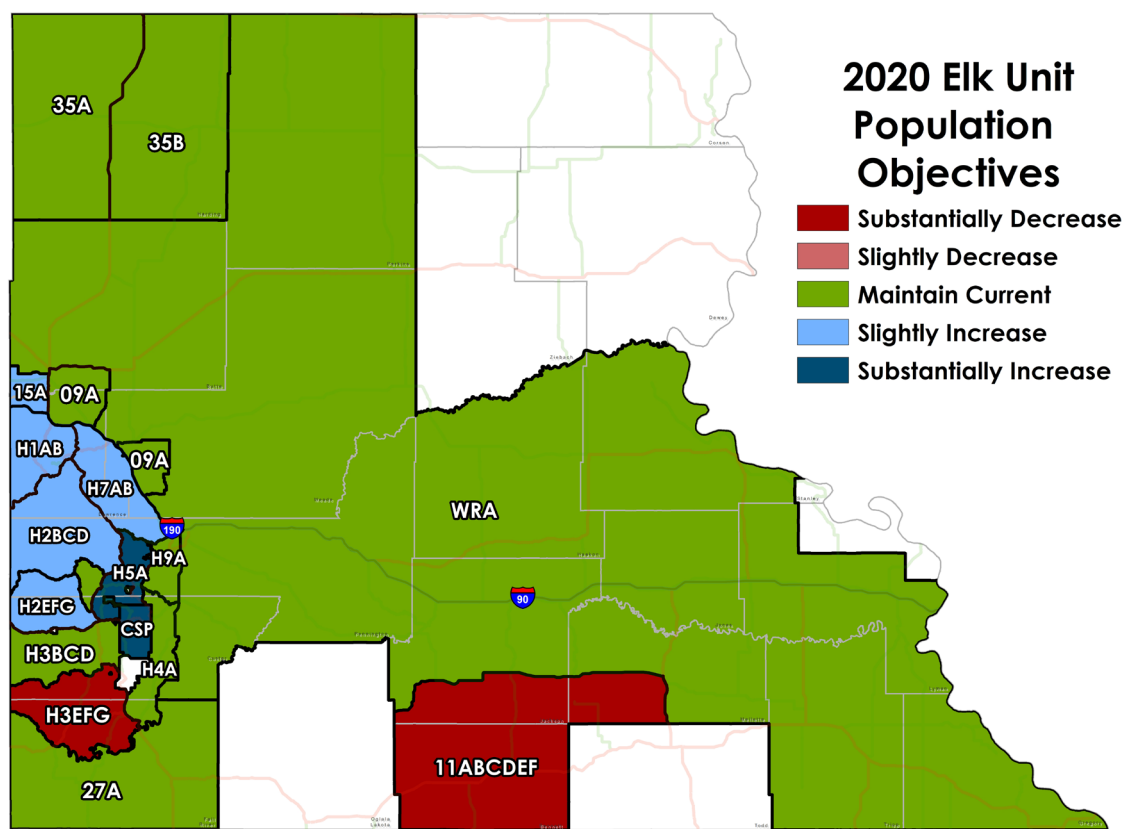
APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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2018	"Any Elk"				"Antlerless Elk"			
Unit	Licensed Hunters	Harvest Success	Bulls Harvested	Cows Harvested	Licensed Hunters	Harvest Success	Bulls Harvested	Cows Harvested
09A	10	80%	8	0	10	50%	0	5
11A	NA	NA	NA	NA	17	93%	0	16
11B	16	100%	16	0	NA	NA	NA	NA
11C	16	69%	10	1	NA	NA	NA	NA
11D	NA	NA	NA	NA	30	70%	0	26
15A	8	100%	8	0	10	0%	0	0
27A	10	80%	8	0	10	40%	1	3
30A	NA	NA	NA	NA	NA	NA	NA	NA
35A	8	100%	8	0	NA	NA	NA	NA

Prairie Elk Units



APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? No. With the recommended West River prairie elk unit (PRE-WRA), the Department is also recommending modifying the unit boundaries of some other units to simplify their respective unit boundary descriptions.
2. Does the regulation increase the opportunity for new and existing users?
 - The proposed changes to license allocation would slightly increase elk hunting opportunities.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Increases opportunity for elk hunting in western South Dakota and simplifies prairie elk hunting units.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Increases opportunity for elk hunting in western South Dakota.

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

Elk Hunting Seasons – Hunting Unit License Allocations

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

LICENSE ALLOCATION BY SEASONS AND UNITS

See Attached Spreadsheet

2020-2021 Elk Hunting Seasons

2019

Black Hills Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	60		
H1B		20	
H2A	250		
H2B		75	
H2C		75	
H2D		25	
H2E		75	
H2F		75	
H2G		75	
H2H		15	
H2I		15	
H2J		15	
H3A	80		
H3B		15	
H3C		15	
H3D		15	
H3E		50	
H3F		50	
H3G		50	
H4A	10		
H4B		10	
H5A	5		
H7A	10		
H7B		10	
H9A	10		
H9B		20	
TOTAL	425	700	1,125
Contingency	NA	140	140

2020-2021

Black Hills Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	50		
H1B		15	
H2A	240		
H2B		15	
H2C		10	
H2D			
H2E		25	
H2F		25	
H2G			
H2H		5	
H2I		15	
H2J		15	
H3A	100		
H3B		30	
H3C		30	
H3D		30	
H3E		60	
H3F		60	
H3G		60	
H4A	20		
H4B		40	
H5A	5		
H7A	20		
H7B		15	
H9A	15		
H9B		20	
TOTAL	450	470	920
Contingency	NA	94	94

Archery Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	20	10	
H2A	90	50	
H3A	25	20	
H4A			
H5A	2		
H7A	5		
H9A			
30A			
TOTAL	142	80	222

Archery Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
H1A	20	15	
H2A	95	40	
H3A	25	20	
H4A			
H5A	2		
H7A	10		
H9A			
30A			
TOTAL	152	75	227

Prairie Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
9A	10	10	
11A		18	
11B	16		
11C	16		
11D		30	
11E	Not Applicable		
11F	Not Applicable		
15A	8	5	
15B	Not Applicable		
27A	10	10	
30A			
35A	8		
35B	Not Applicable		
WRA	Not Applicable		
TOTAL	68	73	141

Prairie Elk			
Unit	Resident Licenses		
	Any Elk 21	Atl Elk 23	
9A	10	15	
11A		18	
11B	16		
11C	16		
11D		30	
11E		30	
11F		30	
15A	8		
15B		5	
27A	10	10	
30A			
35A	4	8	
35B	4	12	
WRA	10	20	
TOTAL	78	178	256

Custer State Park			
Season	Resident Licenses		
	Any Elk 21	Atl Elk 23	
CEE-CU1	3		
CUE-CU1	9		
TOTAL	12		12

Custer State Park			
Season	Resident Licenses		
	Any Elk 21	Atl Elk 23	
CEE-CU1	3		
CUE-CU1	9		
TOTAL	12		12

GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

18

Duck Hunting Season Chapter 41:06:16

Commission Meeting Dates:	Proposal	December 12-13, 2019	Madison
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2020-21 hunting season

Season Dates and Open Areas:

High Plains Zone:	October 10, 2020 – January 14, 2021
Low Plains North & Low Plains Middle Zone:	September 26 – December 8, 2020
Low Plains South Zone:	October 24, 2020 – January 5, 2021

Daily Limits:

Ducks: 6 The duck limit may be comprised of no more than: 5 mallards (which may include no more than 2 hens), 3 wood ducks, 2 redheads, 2 canvasbacks, 1 pintail and 1 scaup.

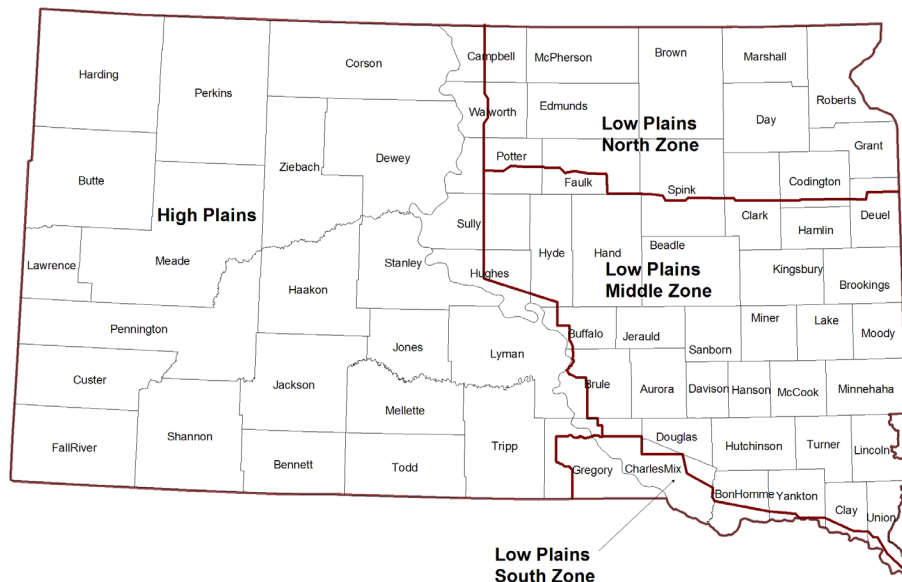
- Bonus blue-winged teal (first 16 days of the season only)
Low Plains North & Low Plains Middle Zones: September 26 – October 11, 2020
Low Plains South Zone: October 24 – November 8, 2020
High Plains Zone: October 10 – 25, 2020

Coots: 15

Mergansers: 5 (may include no more than 2 hooded mergansers).

Possession Limits: Three times the daily bag limits.

Duck Hunting Zones



Proposed changes from last year:

- Decrease the scaup daily bag limit from 3 to 1.
- Modify the start date of the Low Plains Middle and North Zones from beginning on the last Saturday of September to the Saturday closest to September 24.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Low Plains Middle and North Zones -- 74 Day Season				
Current Rule			Recommended Rule	
The last Saturday of September			The Saturday closest to September 24th	
Year	Start Date	End Date	Start Date	End Date
2020	09/26/2020	12/08/2020	09/26/2020	12/08/2020
2021	09/25/2021	12/07/2021	09/25/2021	12/07/2021
2022	09/24/2022	12/06/2022	09/24/2022	12/06/2022
2023	09/30/2023	12/12/2023	09/23/2023	12/05/2023
2024	09/28/2024	12/10/2024	09/21/2024	12/03/2024
2025	09/27/2025	12/09/2025	09/27/2025	12/09/2025
2026	09/26/2026	12/08/2026	09/26/2026	12/08/2026
2027	09/25/2027	12/07/2027	09/25/2027	12/07/2027
2028	09/30/2028	12/12/2028	09/23/2028	12/05/2028
2029	09/29/2029	12/11/2029	09/22/2029	12/04/2029

DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

SUPPORTIVE INFORMATION

Year	Resident Hunters	Nonresident Hunters	Ducks Harvested
2014	13,471	3,565	221,981
2015	11,994	3,937	213,745
2016	10,533	3,832	185,105
2017	10,557	4,159	189,320
2018	10,271	4,051	175,822

APPROVE _____ MODIFY _____ REJECT _____ NO ACTION _____

RESIDENT/NONRESIDENT CRITERIA

1. The Issue
 - Why make the change, what are the change alternatives, how will public/stakeholder input be solicited, and how will the change be evaluated if implemented?
 - i. Change to the daily bag limit for scaup is recommended as this is a requirement of the federal framework recently recommended by the Central Flyway Council and adopted by the U.S. Fish and Wildlife Service (USFWS). Harvest management of scaup will be monitored by state wildlife management agencies and the USFWS.
 - ii. Modifying the start date as recommended would provide additional opportunity earlier in the season for some years, thus allowing hunters to take advantage of local breeding ducks such as blue-winged teal.
2. Historical Considerations – Not Applicable
3. Biological Considerations
 - What is the current and projected status of the population and habitat conditions for these populations?
 - i. A reduction in harvest was identified as a need to meet scaup population objectives.
 - ii. Start date would have no biological consideration as harvest is managed with the daily bag limits.
4. Social Considerations
 - Again, would provide additional opportunity earlier in the season for some years, thus allowing hunters to take advantage of local breeding ducks such as blue-winged teal.
5. Financial considerations – Not Applicable

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? Not applicable.
2. Does the regulation increase the opportunity for new and existing users?
 - Regulation change would not reduce the total daily bag limit of ducks but does restrict the hunter to one scaup.
 - Again, would provide additional opportunity earlier in the season for some years, thus allowing hunters to take advantage of local breeding ducks such as blue-winged teal.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Not applicable.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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**GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION**

18a

Youth Waterfowl Hunting Season

Chapter 41:06:49

Commission Meeting Dates:	Proposal	December 12-13, 2019	Madison
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2020 hunting season

Season Dates: September 12-13, 2020

Open Area: Statewide

Daily Limit: Same as for regular duck and goose seasons

Possession Limit: Same as for regular duck and goose seasons

Requirements and Restrictions:

1. Residents and nonresidents who have not reached the age of 18 by the first day of the season may hunt in the youth waterfowl hunting season.
2. Each youth hunter must be accompanied by an adult while hunting.
The youth hunter must be properly licensed to hunt waterfowl in the state, unless participating under a Mentored Hunt scenario as described in "Mentored Youth Hunting".
3. All other hunting restrictions will be the same as during the regular waterfowl seasons.

Proposed change from last year:

1. Modify the start date from beginning on the Saturday prior to the last Saturday of September of September to beginning 14 days prior to the Saturday closest to September 24.

DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

RESIDENT/NONRESIDENT CRITERIA

1. The Issue
 - Why make the change, what are the change alternatives, how will public/stakeholder input be solicited, and how will the change be evaluated if implemented?
 - i. Modifying the start date as recommended would provide additional opportunity earlier in the season, thus allowing youth hunters to take advantage of local breeding ducks such as blue-winged teal.
2. Historical Considerations – Not Applicable
3. Biological Considerations
 - What is the current and projected status of the population and habitat conditions for these populations?
 - i. Start date would have no biological consideration as harvest is managed with the daily bag limits.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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4. Social Considerations
 - Again, would provide additional opportunity earlier in the season, thus allowing youth duck hunters to take advantage of local breeding ducks such as blue-winged teal.
5. Financial considerations – Not Applicable

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? The proposed changes to the age requirement would allow more youth to hunt during the youth duck season.
2. Does the regulation increase the opportunity for new and existing users?
 - Again, would provide additional opportunity earlier in the season, thus allowing hunters to take advantage of local breeding ducks such as blue-winged teal.
 - Does the regulation or fee inhibit a user's ability to participate? The proposed changes to the age requirement would allow more youth to hunt during the youth duck season.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? The proposed change to the age requirement is a tool to help recruit youth into waterfowl hunting.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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**GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION**

18b

**Waterfowl Hunting Season – Tundra Swan Hunting Season
Chapter 41:06:16**

Commission Meeting Dates:	Proposal	December 12-13, 2019	Madison
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Duration of Proposal: 2019-20 hunting season

Season Dates: October 3, 2020 – January 8, 2020

Open Area: All counties east of the Missouri River except Charles Mix, Bon Homme, Yankton, Clay, Union, Lincoln, Turner, Hutchinson and Douglas counties.

Licenses: 1,100 resident and 200 nonresident single tag licenses

Requirements and Restrictions:

1. Each resident and nonresident hunter may apply for and receive only one permit from the respective resident and nonresident permit pools in the first drawing. Nonresident permits are issued only in conjunction with a prerequisite nonresident waterfowl license and must be applied for at the same time.
2. For the second drawing, if permits remain unsold, only those residents and nonresidents who do not have a permit may submit one application for a permit remaining in the respective resident and nonresident pools.
3. For the third drawing, if any resident or nonresident permits remain unsold, any resident or nonresident may apply for a first or second permit but, in total, may only have up to two permits.
4. Licenses required include all licenses needed for waterfowl hunting.
5. One tag will be issued with each permit and each swan must be tagged immediately upon retrieval.
6. All licensees receiving a hunter report card will be required to complete and return the report card.
7. Preference certificates will be issued to applicants who are unsuccessful in the first drawing.

Proposed changes from last year:

1. Reduce the total number of licenses from 1,675 to 1,300.
2. Of the total number of licenses available, reduce the number available for nonresidents from 250 to 200.

DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

SUPPORTIVE INFORMATION

The joint Flyway Management Plan for the eastern population of tundra swans follows harvest objectives based on the 3-year running average of the combined Atlantic and Mississippi Flyway mid-winter survey. The current average of 108,000 is now below the population average threshold (110,000) as indicated in the plan. As a result, the U.S. Fish and Wildlife has modified the number of permits available to respective states in accordance with the guidelines found in the management plan.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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RESIDENT/NONRESIDENT CRITERIA

1. The Issue
 - Why make the change, what are the change alternatives, how will public/stakeholder input be solicited, and how will the change be evaluated if implemented?
 - i. Change to the number of licenses allocated to the states is recommended as this is a requirement of the federal framework recently recommended by the Central Flyway Council and adopted by the U.S. Fish and Wildlife Service (USFWS). Harvest management of tundra will be monitored by state wildlife management agencies and the USFWS.
2. Historical Considerations – Not Applicable
3. Biological Considerations
 - What is the current and projected status of the population and habitat conditions for these populations?
 - i. A slight reduction in harvest was identified as a need to meet tundra population objectives.
4. Social Considerations
 - The recommended reduction in licenses would still meet the historical demand for both resident and nonresident hunters.
5. Financial considerations – Not Applicable

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? Not applicable.
2. Does the regulation increase the opportunity for new and existing users?
 - The recommended reduction in licenses would still meet the historical demand for both resident and nonresident hunters and likely still allow new tundra swan hunters to obtain a license.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Not applicable.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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**GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION**

19

Administrative Rule Review

Article 41:06

Commission Meeting Dates:	Proposal	December 12-13, 2019	Madison
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

The Department recommends the following rule changes for the following administrative rules in an effort to reduce redundancy, increase transparency and improve consistency:

Chapter 41:06:00.01 – General provisions

41:06:00.01:01	Seasons not applicable to Indian lands—Exception
41:06:00.01:02	Definitions

Chapter 41:06:01 – Application for license

41:06:01:01	Applicability of chapter
41:06:01:02	Form of application—False representation prohibited—License prerequisite
41:06:01:03	Submission of application with fee
41:06:01:06	Lottery methods and procedure
41:06:01:07.01	Landowner preference application requirements and restrictions
41:06:01:07.02	Restrictions on landowner preference for legal entities
41:06:01:12	Mentored youth big game license—Restrictions
41:06:01:15	Elk application requirements
41:06:01:16	Purchase and accrual of preference points
41:06:01:17	Access permits required for specific deer hunting units and public lands
41:06:01:18	Authorization for terminally ill residents to hunt deer, antelope and turkeys

Chapter 41:06:02 – License forms and fees

41:06:02:01	License forms—Licensee to abide by license conditions
41:06:02:01.03	Replacement of lost or destroyed license, permit, or game tag
41:06:02:03	Hunting license fees

Chapter 41:06:03 – Possession, processing and transportation of game

41:06:03:02	Game bird transportation and packaging
41:06:03:05	Game transportation permits
41:06:03:06	Identification required for transportation of big game animal—Exception
41:06:03:11	Records required for wildlife processing facilities
41:06:03:12	Inspection of wildlife processing facilities

Chapter 41:06:04 – Hunting requirements and prohibited methods

41:06:04:01	Disturbing wildlife prohibited
41:06:04:04	Nonlicensee armed accompaniment prohibited—Exception
41:06:04:05	Migratory bird hunting season restrictions—Nontoxic shot
41:06:04:05.01	Nontoxic shot areas for small game

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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41:06:04:06	Use of motor vehicles to disturb game prohibited
41:06:04:11	Minimum size and type of big game ammunition
41:06:04:12	Use of rifles and handguns to hunt birds prohibited—Exception for wild turkeys
41:06:04:13	Minimum firearm size for elk
41:06:04:15	Turkey restrictions
41:06:04:16	Use of all-terrain vehicles
41:06:04:18	Licensees restricted to the use of bow and arrow

Chapter 41:06:05 – Archery Restrictions

41:06:05:03	Possession of firearm while archery hunting restricted
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Chapter 41:06:07 – Custer State Park restrictions

41:06:07:02	Eligibility of past licensees
41:06:07:03	Minimum gun size for bison

Chapter 41:06:08 – Pheasant hunting season

41:06:08:01	Pheasant hunting season established—Open units and dates
41:06:08:03	Possession limit

Chapter 41:06:09 – Grouse hunting season

41:06:09:01	Grouse hunting season established
41:06:09:03	Daily bag limit
41:06:09:04	Possession limit

Chapter 41:06:10 – Sage grouse hunting season

41:06:10:02	Open unit
41:06:10:03	Season limit

Chapter 41:06:11 – Quail hunting season

41:06:11:01	Quail hunting season established
41:06:11:02	Open unit

Chapter 41:06:12 – Partridge hunting season

41:06:12:01	Partridge hunting season established—Open area and dates
41:06:12:02	Daily bag limit
41:06:12:03	Possession limit

Chapter 41:06:13 – Spring wild turkey hunting season

41:06:13:01	Spring wild turkey hunting season established—Number and type of licenses available
41:06:13:04	Application requirements and restrictions

Chapter 41:06:14 – Fall wild turkey hunting season

41:06:14:01	Fall turkey hunting season established—Number and type of licenses
41:06:14:02.01	Prairie units
41:06:14:05	Application requirements and restrictions

Chapter 41:06:15 – Custer State Park spring wild turkey season

41:06:15:01	Season established
41:06:15:04	Applications for license

Chapter 41:06:16 – Waterfowl hunting seasons

41:06:16:01	Duck hunting season established
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APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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41:06:16:02	High Plains duck hunting season established—Exception
41:06:16:02.01	Low Plains duck hunting season established—Exceptions
41:06:16:03	Daily bag limit
41:06:16:05	Possession limit
41:06:16:08	Special Canada goose hunting unit established—Limited permits—Application
41:06:16:09.01	Tundra swan season established—Open units—Shooting hours
41:06:16:11	Maximum number of nonresident waterfowl licenses—Open units—Dates—License restrictions
41:06:16:11.01	Nonresident waterfowl license purchase restrictions—Unsold licenses and unit transfer dates

Chapter 41:06:17 – Common snipe hunting season

41:06:17:01	Snipe hunting season established
41:06:17:02	Open unit
41:06:17:03	Daily bag limit
41:06:17:04	Possession limit

Chapter 41:06:18 – Sandhill crane hunting season

41:06:18:01	Sandhill crane hunting season established
41:06:18:02	Open unit
41:06:18:03	Daily bag limit
41:06:18:04	Possession limit

Chapter 41:06:19 – Black Hills deer hunting season

41:06:19:01	Black Hills deer hunting season established—Number and type of licenses
41:06:19:04	Special deer licenses

Chapter 41:06:20 – West River prairie deer season

41:06:20:01	West River prairie deer hunting season established—Number and type of licenses
41:06:20:02	Open units—Exceptions

Chapter 41:06:21 – East River deer hunting season

41:06:21:01	East River deer hunting season established—Number and type of licenses
41:06:21:02	Open units—Exceptions

Chapter 41:06:22 – Archery deer hunting season

41:06:22:01	Archery deer hunting season established—Number and type of licenses—Access permits
41:06:22:02	Restricted areas—Exceptions
41:06:22:03.01	License purchase restrictions

Chapter 41:06:23 – Antelope hunting season

41:06:23:01	Antelope hunting season established—Number and type of licenses
41:06:23:02	West River units—Exceptions
41:06:23:03	East River units—Exceptions

Chapter 41:06:24 – Archery antelope hunting season

41:06:24:01	Archery antelope hunting season established—Open area--Number and type of licenses available
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APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Chapter 41:06:25 – Custer State Park antelope hunting season

41:06:25:02 Number of licenses—Type—Dates

Chapter 41:06:26 – Black Hills elk hunting season

41:06:26:01 Black Hills elk hunting season established—Number and type of licenses—Season dates

41:06:26:02 Open units

41:06:26:06 Antlerless elk contingency licenses—Maximum licenses

41:06:26:07 Eligibility for antlerless elk contingency licenses—Application procedure and selection

Chapter 41:06:27 – Custer State Park elk hunting season

41:06:27:01 Custer State Park elk hunting season established—Number and type of licenses—Season dates

41:06:27:02.01 One elk license available by raffle

41:06:27:02.02 Criteria for selection by commission of exempt organization

41:06:27:02.03 Application procedures

41:06:27:02.04 Application deadline

41:06:27:02.05 Selection of organization by commission

41:06:27:02.06 Execution of agreement on participation in elk license raffle—Contents of agreement

41:06:27:02.07 Eligibility of successful entrant for other elk licenses

Chapter 41:06:28 – Custer State Park early archery elk hunting season

41:06:28:01 Custer State Park early archery elk hunting season established—Number and type of licenses—Season dates

Chapter 41:06:29 – Mountain goat hunting season

41:06:29:01 Mountain goat hunting season established

41:06:29:05 Mandatory briefing and checkin

Chapter 41:06:34 – Cottontail rabbit hunting season

41:06:34:01 Cottontail rabbit hunting season established

41:06:34:02 Open area

41:06:34:03 Bag and possession limits

Chapter 41:06:35 – Tree squirrel hunting season

41:06:35:01 Tree squirrel hunting season established

41:06:35:02 Open area

41:06:35:03 Bag and possession limits

Chapter 41:06:36 – National Wildlife Refuge deer hunting seasons

41:06:36:01 Sand Lake deer hunting season established—Number and type of licenses

41:06:36:01.01 Lacreek deer hunting season established—Number and type of licenses

41:06:36:01.02 Waubay deer hunting season established—Number and type of licenses

41:06:36:02 Sand Lake open units

41:06:36:02.01 Lacreek open units

41:06:36:02.02 Waubay open units

Chapter 41:06:37 – Custer State Park coyote hunting season

41:06:37:01 Season established

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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41:06:37:04 Open area—Exceptions

Chapter 41:06:39 – Crow hunting season

41:06:39:01 Crow hunting season established
41:06:39:02 Open unit
41:06:39:03 Daily bag
41:06:39:04 Possession limit

Chapter 41:06:40 – Mourning dove hunting season

41:06:40:01 Dove hunting season established
41:06:40:02 Open unit
41:06:40:03 Daily bag limit
41:06:40:04 Possession limit
41:06:40:05 Restrictions

Chapter 41:06:41 – Custer State Park deer hunting season

41:06:41:01 Custer State Park deer hunting season established—Number and type of licenses
41:06:41:05 Report card required

Chapter 41:06:42 – Custer State Park trophy bison bull harvest

41:06:42:01 Season established
41:06:42:02 Number of licenses
41:06:42:03 Bag and possession limit
41:06:42:04 Guides required

Chapter 41:06:43 – Archery elk hunting season

41:06:43:01 Archery elk hunting season established—Number and type of licenses available—Season dates

Chapter 41:06:44 – Apprentice hunter deer season

41:06:44:01 Apprentice hunter deer hunting season established
41:06:44:02 Number and type of licenses available
41:06:44:02.01 Closed areas
41:06:44:04 Application requirements and restrictions

Chapter 41:06:45 – General muzzleloading deer hunting season

41:06:45:01 General muzzleloading deer hunting season established—Open unit—Number and type of licenses
41:06:45:02.01 Closed areas

Chapter 41:06:46 – Depredation permits

41:06:46:01 Depredation hunts established
41:06:46:02.01 Eligibility for standby hunter pool—Application procedure
41:06:46:04 Random drawing to determine inclusion in pool

Chapter 41:06:47 – Special Custer State Park antlerless elk hunting season

41:06:47:01 Special Custer State Park antlerless elk hunting season established—Number and type of licenses available—Season dates
41:06:47:05 Legal weapons

Chapter 41:06:48 – Custer State Park late archery elk hunting season

41:06:48:01 Custer State Park late archery elk hunting season established

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Chapter 41:06:49 – Youth waterfowl hunting season

- 41:06:49:01 Youth waterfowl hunting season established
- 41:06:49:02 Open area
- 41:06:49:03 Daily limit
- 41:06:49:04 Eligibility requirements and restrictions

Chapter 41:06:50 – Early fall Canada goose hunting season

- 41:06:50:02 Open unit and season dates
- 41:06:50:03 Daily and possession limits
- 41:06:50:04 Eligibility requirements and restrictions

Chapter 41:06:54 – Pheasant hunting season for disabled veterans

- 41:06:54:01 Special pheasant hunting season authorized—Valid on private land only
- 41:06:54:02 Season length—Shooting hours—Bag limits—License requirements
- 41:06:54:03 Application process
- 41:06:54:05 Season assistants
- 41:06:54:06 Report required

Chapter 41:06:55 – Youth pheasant hunting season

- 41:06:55:02 Shooting hours—Bag and possession limits—License requirements

Chapter 41:06:56 – Black Hills bighorn sheep hunting season

- 41:06:56:01 Bighorn sheep hunting season established
- 41:06:56:03 Number and type of licenses
- 41:06:56:04 Application requirements and restrictions
- 41:06:56:05 Mandatory briefing and checkin
- 41:06:56:06 One bighorn sheep license available by auction
- 41:06:56:08 Application procedures

Chapter 41:06:58 – Resident pheasant hunting season

- 41:06:58:02 Areas open to hunting
- 41:06:58:03 Shooting hours—Bag and possession limits—License requirements

Chapter 41:06:59 – Prairie elk hunting season

- 41:06:59:01 Prairie elk hunting season established—Number and type of licenses available—Season dates
- 41:06:59:02 Open units

Chapter 41:06:40 – Custer State Park non-trophy bison harvest

- 41:06:60:01 Season established
- 41:06:60:03 Bag and possession limit

Chapter 41:06:61 – Mountain lion hunting season

- 41:06:61:01 Mountain lion hunting season established

Recommended changes from proposal:

NONE

SUPPORTIVE INFORMATION

During the 2019 Legislative Session HB 1162 was introduced by Representative Gosch. The intent of the bill was to have the Department conduct a systematic review of our administrative rules. During the review the Department was to identify rules that are

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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irrelevant, inconsistent, illogically arranged, or unclear in their intent and direction. After discussions with Representative Gosch, the Department agreed to conduct the systematic review without legislation and to report its findings and corrective changes back to the Executive Board of the Legislative Research Council.

NON-RESIDENT CRITERIA

Not Applicable

RETENTION, REACTIVATION, AND RECRUITMENT CONSIDERATIONS (R3)

The suggested changes correct inconsistencies, remove unnecessary barriers and arrange rules logically thus promoting an administrative code that benefits current, former and new users.

APPROVE ____	MODIFY ____	REJECT ____	NO ACTION ____
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**GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION**

19a

Administrative Rule Review

Article 41:07

Commission Meeting Dates:	Proposal	December 12-13, 2019	Madison
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

The Department recommends the following rule changes for the following administrative rules in an effort to reduce redundancy, increase transparency and improve consistency:

Chapter 41:07:01 – General Provisions

41:07:01:01	Definition of terms
41:07:01:02	South Dakota-Minnesota reciprocal access agreement
41:07:01:02.01	South Dakota-Nebraska reciprocal access agreement
41:07:01:02.02	South Dakota-Iowa reciprocal access agreement
41:07:01:05	No fishing zones
41:07:01:07.02	Gifting of fish allowed—Conditions
41:07:01:07.03	Temporary possession of fish allowed for charitable and non-profit organizations—Permit requirements
41:07:01:08	Maximum number of hooks and lines allowed
41:07:01:09	Additional lines allowed for ice fishing
41:07:01:11	Introduction of nonnative fish into state waters prohibited
41:07:01:13	Snagging prohibited—Foul-hooked fish
41:07:01:14	High-grading of fish prohibited
41:07:01:16	Ice fishing shelter removal deadlines
41:07:01:17	Liberalized take of silver carp, bighead carp, smelt, and lake herring

Chapter 41:07:02 – Fishing Seasons

41:07:02:01	Inland waters
41:07:02:02	South Dakota-Minnesota boundary waters
41:07:02:02.01	South Dakota-Nebraska boundary waters
41:07:02:02.02	South Dakota-Iowa boundary waters
41:07:02:05	Special management waters

Chapter 41:07:03 – Fish Limits

41:07:03:01	Inland waters
41:07:03:02	South Dakota-Minnesota boundary waters
41:07:03:02.01	South Dakota-Nebraska boundary waters
41:07:03:02.02	South Dakota-Iowa boundary waters
41:07:03:03	Daily, possession, and length limit restrictions on special management waters—Additional restrictions described
41:07:03:06	Daily and possession limit for nonresident family fishing license

Chapter 41:07:04 – Snagging of Salmon

41:07:04:01	Snagging season in special management waters
41:07:04:02	Maximum number of hooks and lines allowed

Chapter 41:07:05 – Paddlefish Season

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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41:07:05:01	Snagging season
41:07:05:02	Paddlefish season in special management areas
41:07:05:03	Paddlefish snagging, processing, and transportation restrictions
41:07:05:05	Maximum number of hooks and lines allowed

Chapter 41:07:06 – Spearing

41:07:06:01	Spearing of rough fish in inland waters and South Dakota-Minnesota boundary waters
41:07:06:01.01	Spearing of rough fish in South Dakota-Nebraska boundary waters
41:07:06:03	Areas open to spearing of game fish
41:07:06:06	Limits
41:07:06:07	Restricted areas

Chapter 41:07:08 – Hoop Nets and Setlines

41:07:08:01	License requirements and fees
41:07:08:02	Maximum number of hooks allowed on a setline—Mechanical devices prohibited
41:07:08:02.01	Size and construction of hoop nets and traps
41:07:08:04	Selling of catfish
41:07:08:05	Use of another person's setline
41:07:08:05.02	Tending hoop nets
41:07:08:06	Areas and restrictions on the use of hoop nets, traps, and setlines

Chapter 41:07:09 – Bullfrogs

41:07:09:01	Season
41:07:09:02	Limit
41:07:09:03	Use of firearms

Chapter 41:07:10 – Turtles

41:07:10:01	Season
41:07:10:02	Limit
41:07:10:03	Turtle traps
41:07:10:04	Restrictions

Recommended changes from proposal:

NONE

SUPPORTIVE INFORMATION

During the 2019 Legislative Session HB 1162 was introduced by Representative Gosch. The intent of the bill was to have the Department conduct a systematic review of our administrative rules. During the review the Department was to identify rules that are irrelevant, inconsistent, illogically arranged, or unclear in their intent and direction. After discussions with Representative Gosch, the Department agreed to conduct the systematic review without legislation and to report its findings and corrective changes back to the Executive Board of the Legislative Research Council.

NON-RESIDENT CRITERIA

Not Applicable

RETENTION, REACTIVATION, AND RECRUITMENT CONSIDERATIONS (R3)

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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The suggested changes correct inconsistencies, remove unnecessary barriers and arrange rules logically thus promoting an administrative code that benefits current, former and new users.

APPROVE ____	MODIFY ____	REJECT ____	NO ACTION ____
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GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

Spring Turkey Hunting Season Chapters 41:06:13

Commission Meeting Dates:	Proposal	November 7-8, 2019	Watertown
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPSAL

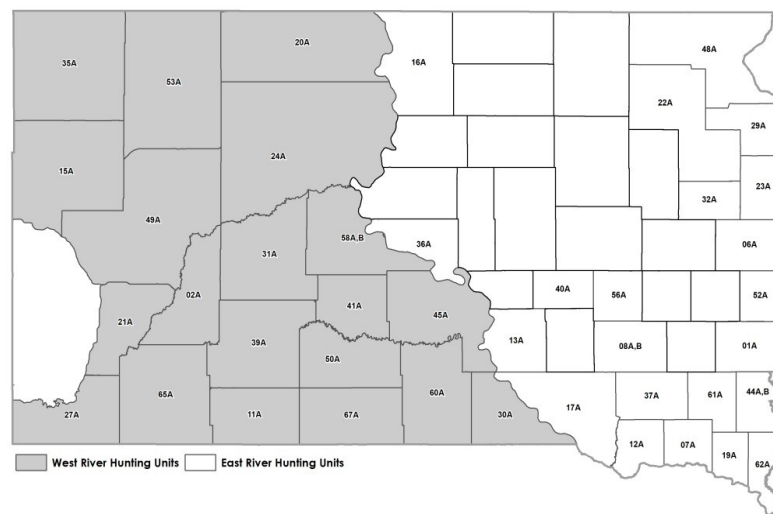
Current Rule

- A person is not allowed to use a rimfire, centerfire or muzzleloading rifle during the spring turkey season.

Proposed changes:

1. Allow the use of rifles (rimfire, centerfire, and muzzleloading) on private land (excluding private land leased by GFP for public hunting access through the Walk-In Area program) for West River spring prairie hunting units.

Spring Turkey Hunting Units



DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

1. Retain the current rule that prohibits the use of rifles during the spring turkey season.

SUPPORTIVE INFORMATION

Some individuals have contacted the department and commissioners on the topic of no longer allowing the use of rifles for hunting turkeys during the spring season. As a commissioner, I would like to provide some level of opportunity for the use of rifles, in particular on private land. A reasonable compromise seems to be the allowance of rifles on the west river prairie hunting units, but retain the prohibition of rifles in the Black Hills unit.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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RESIDENT/NONRESIDENT CRITERIA

Not Applicable

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate?
 - There are hunters who choose to use rifles to hunt turkeys in the spring and the current prohibition may inhibit them from participating.
2. Does the regulation increase the opportunity for new and existing users?
 - Should the prohibition of rifles be removed, it would allow existing turkey hunters who have historically used rifles to continue a method of preference.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists?
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors?
 - For those who desire to hunt with a rifle, it is assumed the allowance to use a rifle would have a positive impact on their hunting experience.

APPROVE ____	MODIFY ____	REJECT ____	NO ACTION ____
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**GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION**

21

**Fish Limits
Chapters 41:07:03**

Commission Meeting Dates:	Proposal Public Hearing Finalization	December 7, 2019 March 5, 2020 March 5-6, 2020	Madison Pierre Pierre
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COMMISSION PROPOSAL

Proposed Change:

1. In inland waters, limit the harvest of flathead catfish 28 inches or longer in length to at most one fish daily, as part of the daily limit.

Background Information

- Administrative rules 41:07:03:01 through 41:07:03:03 list harvest restrictions for catfish for South Dakota inland and border waters.
- There are no daily or possession limits for catfish of any species for the inland waters of the Missouri River and the Grand, Moreau, Cheyenne, Belle Fourche, Bad, White, and Little Missouri Rivers.
- The daily and possession limits for all species of catfish, combined, for all other inland waters are 10 and 20 fish, respectively.
- No length restrictions are currently in place for catfish of any species in inland waters or for the Iowa border waters with South Dakota.
- No length restrictions are in place for catfish of any species for the South Dakota portion of the South Dakota-Nebraska border waters but at most one flathead catfish 30 inches or longer may be kept as part of the daily limit for the Nebraska portion.
- For the South Dakota-Minnesota border waters, at most one catfish 24 inches or longer may be kept as part of the daily limit.

Department recommended changes to proposal:

1. Modify the proposed change to flathead catfish regulations in inland waters to allow at most one flathead catfish 30 inches or longer as part of the daily limit.

SUPPORTIVE INFORMATION

The Commission was petitioned to change harvest restrictions for flathead catfish, such that, at most, one flathead catfish 28 inches or longer could be harvested daily, as part of the daily limit, statewide. This proposal was made at the November 7-8, 2019 Commission meeting in Watertown.

“One Over” regulations are effective at reducing harvest of fish when it is common for anglers to catch two or more fish above the specified length during a fishing trip. No negative impacts of a one-over-28” regulation on flathead catfish populations are anticipated, however, staff believe the regulation will not result in an increase in larger flathead catfish.

The Commission modified the scope of the regulation change, from statewide to inland waters only, at their December 7-8, 2019 meeting in Madison. Limiting the scope of the regulation change to inland waters, instead of statewide, would allow for better coordination with neighboring states on catfish regulations for border waters. The SD-MN border waters currently have a more restrictive regulation on catfish (one channel or flathead 24 inches or longer daily) than a one-over-28-inch regulation. Changing the regulations on the South Dakota portion of the SD-MN border waters would mean regulations would differ between states and be less restrictive on the South Dakota side of the border. .

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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Department Recommended Change from Proposal

Department staff met with Iowa and Nebraska staff in February to discuss border water catfish regulations. To standardize regulations for anglers, all three states suggest attempting to match regulations between border waters of NE-SD and IA-SD. A new proposal recommendation is being brought forward to the Commission for the March meeting to accomplish this goal for the Nebraska border waters.

RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate?

There is no impact of the proposed regulation on an individual's ability to participate.

2. Does the regulation increase the opportunity for new and existing users?

The only impact on opportunities for new and existing users would be limiting individual anglers to only one larger flathead catfish per day.

3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists?

Negligible impacts are anticipated.

4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors?

Adding the proposed regulation to restrict the harvest of flathead catfish to at most one fish 28 inches or longer as part of the daily limit will add complexity to regulations. However, "one-over" regulations can, from a social perspective, increase value placed on larger fish for which harvest is limited. Increased awareness that flathead catfish above 28 inches exist may increase interest in this fishery.

GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

East River Deer Hunting Season

Chapter 41:06:21

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

Current Administrative Rule

41:06:21:02.01. Special any deer licenses -- Restrictions. The East River resident "special any deer" license allocation is the greater of four percent of the total East River deer licenses which included an "any deer" tag allocated in the previous year, or 500 resident licenses. These licenses are available by lottery and are valid only on private property not leased by the Department of Game, Fish and Parks for public hunting in any unit east of the Missouri River. The license is valid for one "any deer." An applicant may apply for both an East River special any deer license and a West River special any deer license, but may only receive one special any deer license in any given year. A successful East River special any deer licensee may not apply for an East River deer license in the initial or second drawing. A successful East River deer licensee may not apply for a leftover East River special any deer license. No person may make application for or receive the special any deer license provided for in this section unless the following conditions are met:

(1) The applicant has permission from an owner or lessee of private property to hunt deer on the owner's or lessee's property located within the permitted area during the deer hunting season for which the special any deer license is issued; and

(2) The applicant includes on the application for a special any deer license the name and telephone number of the owner or lessee of the private property granting the permission.

Proposed changes from last year:

1. Establish a nonresident East River special "any whitetail" deer license and fee of \$554.
2. Annually allocate 500 nonresident East River special "any whitetail" deer licenses.
3. Applicants must have permission from an owner or lessee of private land before applying.
4. Applicants must also include the name and telephone number of the owner or lessee providing permission.

DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None. The Department, however, does believe it is important to continue the discussion of the primary issue presented to the commission and department, the ability for nonresident landowners to hunt on their own-land, and other nonresident deer hunting opportunities for the East River deer season.

SUPPORTIVE INFORMATION

The proposed change for an allocation of 500 nonresident East River special "any whitetail" deer licenses is the result of a petition for rule change. The petition was adopted as written by the Commission as a proposal. Public comment is encouraged, and the Commission will take final action on this proposal at the March 5-6 Commission meeting in Pierre, South Dakota.

RESIDENT/NONRESIDENT CRITERIA

1. The Issue
 - Why make the change, what are the change alternatives, how will public/stakeholder input be solicited, and how will the change be evaluated if implemented?
 - The proposed change is the result of a petition that was adopted by the Commission as a formal proposal to obtain public comment.
 - The intent of the petition was to make an allocation of East River firearm license available to nonresident applicants and to be valid on private land only. Other alternatives could include: no change to current system; the

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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allocation of nonresident landowner-own-land licenses; an allocation of nonresidents licenses available during the regular lottery process; and likely other options.

- Public input will be accepted and taken into consideration by the Commission and Department.
- At this time there is no formal evaluation planned if implemented, other than the evaluation of license sales and hunter harvest survey data

2. Historical Considerations

- Unlike an 8% allocation of licenses for nonresidents within the Black Hills, West River and Refuge deer seasons, there is no allocation of nonresident licenses for the East River deer season.
- Nonresidents are not allowed to apply for an East River deer licenses until after the fourth drawing.
- Archery deer licenses are currently unlimited for both resident and nonresident deer hunters.
- The demand by residents for the East River deer licenses has been the justification for this difference between other seasons when it comes to the allocation of nonresident license for the East River deer season.

3. Biological Considerations

- What is the current and projected status of the population and habitat conditions for these populations?
 - The allocation of 500 “any whitetail” deer licenses would have no biological impact to the deer population.

4. Social Considerations

- As already indicated above, the demand by residents for East River deer licenses remains extraordinarily high, especially for certain hunting units.
- Even with the cubing of preference points and the modified drawing structure process, 119 landowners using landowner preference and 10,584 resident applicants were unsuccessful in drawing their first-choice license for the first drawing of the East River deer season.

5. Financial considerations

- Department revenue generated from the sale of 500 “any whitetail” deer licenses at \$554 each would be \$277,000.
- The financial impact to landowners who could charge access fees to successful applicants and income generated by businesses is unknown.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate?

- The allocation of 500 nonresident East River special “any whitetail” deer licenses would provide an opportunity for nonresidents to firearm deer hunt during the East River deer season.

2. Does the regulation increase the opportunity for new and existing users?

- The proposed change would increase the opportunity for nonresidents interested in deer hunting in eastern South Dakota.

3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists?

- Again, the proposed change does provide an opportunity for nonresidents interested in deer hunting in eastern South Dakota. In past discussions on this topic, there has been concern by some residents regarding the increased commercialization and potential effect this might have for some residents obtaining permission from private landowners.

4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Yes.

APPROVE _____ **MODIFY** _____ **REJECT** _____ **NO ACTION** _____

GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

23

Hunting Requirements and Prohibited Methods

Chapter 41:06:04

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSIN PROPOSAL

41:06:03:15. Chronic Wasting Disease endemic area defined. The following units as described in this chapter have known cases of Chronic Wasting Disease and are considered an endemic area: Deer units CUD-CU1, BHD-BH1, BHD-BD1, BHD-BD2, WRD-02A, WRD-21A, WRD-21B, WRD-27A, WRD-27B, and WRD-27L; and Elk units CUE-CU1, CEE-CU1, BHE-H2, BHE-H3, BHE-H4, BHE-H5, BHE-H7, BHE-H9 and PRE-27A. The provisions of this section apply only to the implementation of §§ 41:06:03:16 through 41:06:03:19.

Proposed changes from last year:

1. Modify 41:06:03:15 (listed above) by adding the following deer hunting units: WRD-11B, WRD-15B, WRD-35A, WRD-35L within WRD-35A, WRD-31A, WRD-39B, WRD-49A, WRD-49B, WRD-60A, RFD-LC1 and RFD-LC2.
2. Modify 41:06:03:15 (listed above) by adding the following elk hunting units: BHE-H1, PRE-09A, PRE-11A, PRE-11B, PRE-11C, PRE-11D, PRE-35A and PRE-WRA.

DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

Modify 41:06:03:15 to define chronic wasting disease endemic areas to include any firearm deer or elk hunting unit, excluding prairie elk Unit PRE-WRA, that includes any portion of a county where chronic wasting disease has been confirmed. In addition, any deer harvested during the archery, muzzleloader and apprentice deer seasons and any elk harvested from Unit PRE-WRA within a county where chronic wasting disease has been confirmed would be subject to carcass transportation and disposal regulations.

SUPPORTIVE INFORMATION

Managing the transportation and disposal of carcasses or carcass parts outside of a known CWD endemic is critical in reducing the artificial spread of chronic wasting disease (CWD). Hunting units identified within a CWD endemic area will automatically initiate intrastate transportation and carcass disposal regulations as outlined in 41:06:03:17, 41:06:03:18, 41:06:03:19 and 41:09:11:07 (see below).

41:06:03:16. Interstate cervid carcass transportation restriction. Whole or partial cervid carcasses and head with antlers attached may not enter this state unless delivered to a licensed taxidermist, a game processor, or to the hunter's domicile. Cervid carcasses passing through the state are exempt from this section. The provisions of this section are effective July 1, 2020.

41:06:03:17. Intrastate cervid carcass transportation restriction. Whole or partial cervid carcasses and head with antlers attached may not be transported from an endemic area unless delivered to a licensed taxidermist, a game processor, or to the hunter's domicile. The provisions of this section are effective July 1, 2020.

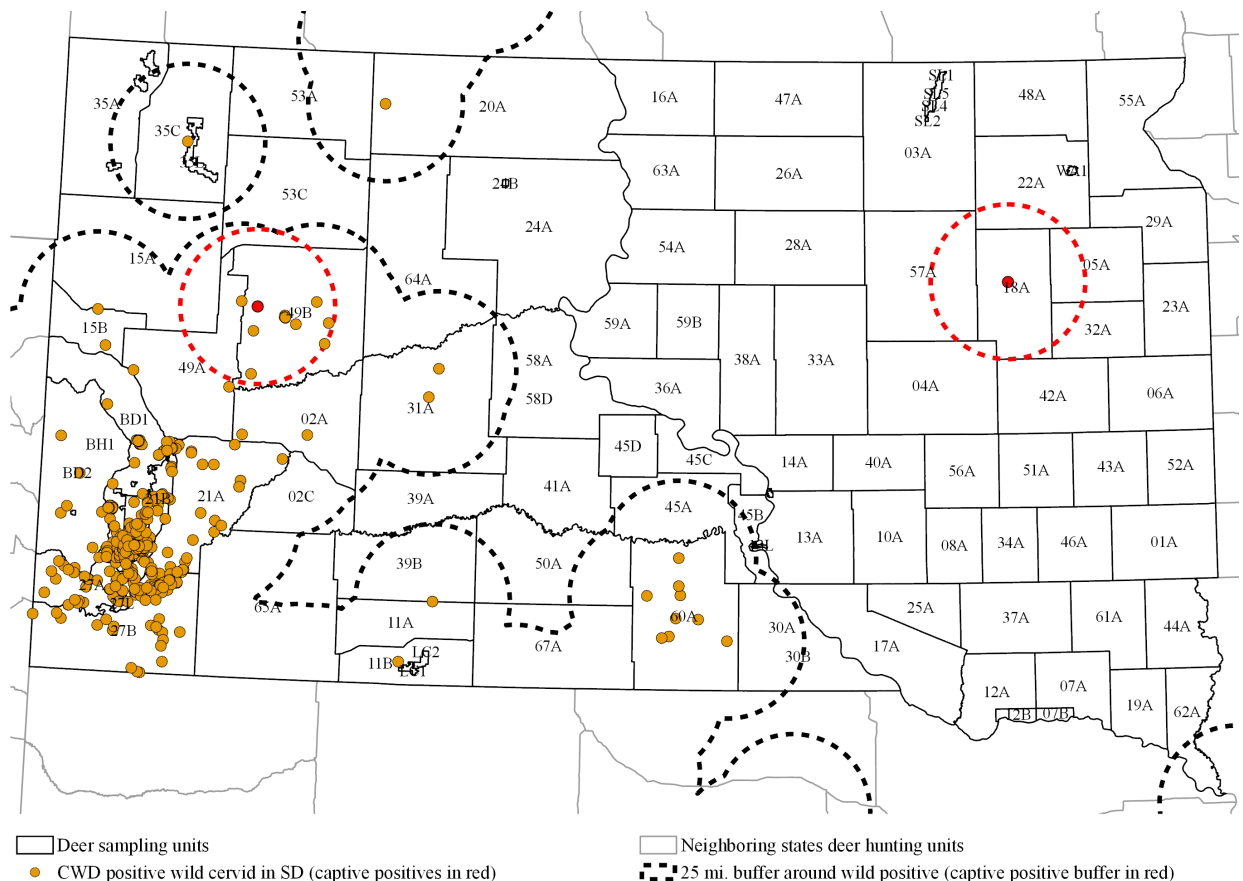
APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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41:06:03:18. Carcass disposal for hunter-harvested cervid. A person who transports cervid carcass parts from outside this state shall dispose of all remaining cervid carcass parts through a waste management provider or a permitted landfill. A person who transports cervid carcass parts from an endemic area in this state shall dispose of all remaining cervid carcass parts through a waste management provider or a permitted landfill. Cervid carcasses taken from an endemic area in this state that test negative for the disease are exempt from this section. The provisions of this section are effective July 1, 2020.

41:06:03:19. Carcass disposal for wildlife processing facilities. Wildlife processing facilities, as defined by § 41:06:03:10, shall dispose of all remaining cervid carcass parts obtained from outside this state through a waste management provider or a permitted landfill. Wildlife processing facilities shall dispose of remaining cervid carcass parts obtained from an endemic area within this state through a waste management provider or a permitted landfill. Game processors licensed by another state or federal entity shall dispose of carcasses as required by the conditions associated with the license. The provisions of this section are effective July 1, 2020.

41:09:11:07. Cervid carcass disposal. A taxidermist shall dispose of remaining cervid carcass parts obtained from outside this state through a waste management provider or a permitted landfill. A taxidermist shall dispose of remaining cervid carcass parts obtained from a known chronic wasting disease endemic area within this state through a waste management provider or permitted landfill. The provisions of this section are effective July 1, 2020.

Information regarding these new endemic areas and applicable CWD regulations will be incorporated into all deer and elk applications and any correspondence to all applicable license holders, licensed taxidermists and known game processors.



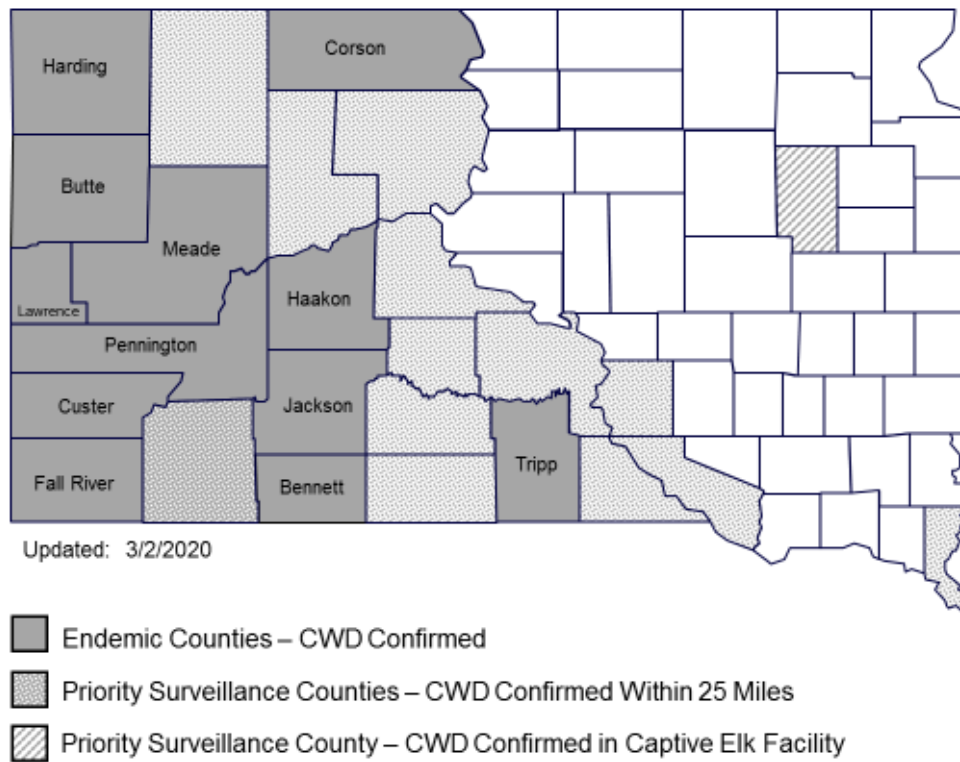


Figure 2. Confirmed CWD endemic counties and priority surveillance counties.

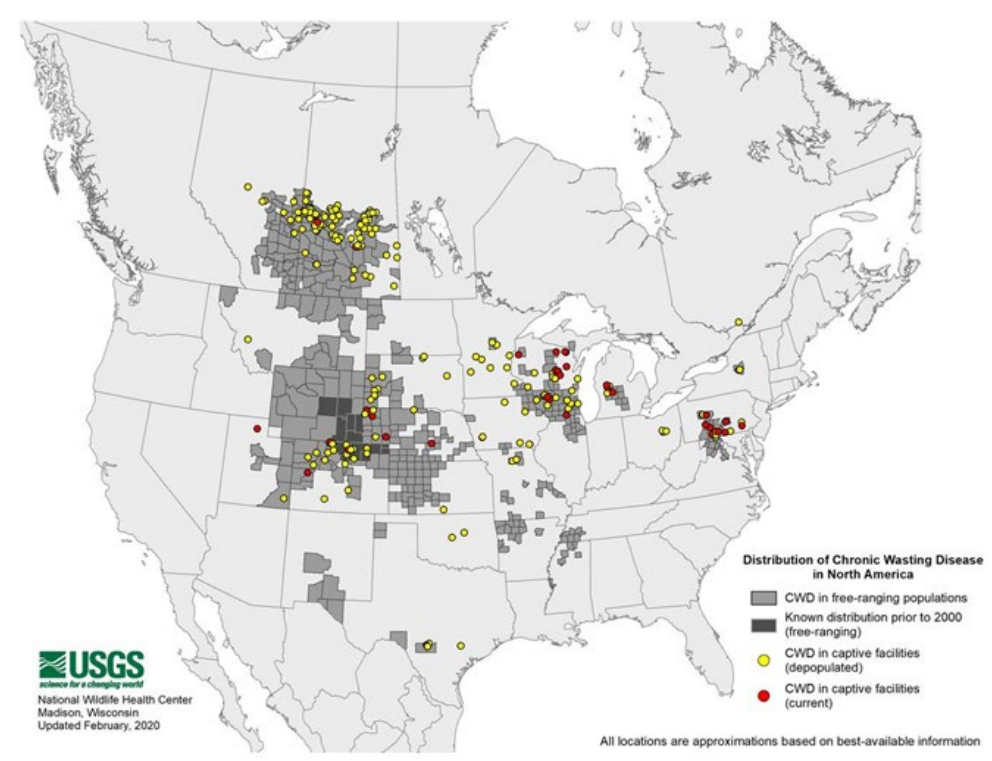


Figure 3. Known distribution of CWD in North America.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? Not directly but does enact additional requirements for a hunter to transport and dispose of deer and elk carcasses harvested from CWD endemic counties.
2. Does the regulation increase the opportunity for new and existing users? Not applicable.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Not applicable.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

APPROVE _____	MODIFY _____	REJECT _____	NO ACTION _____
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GAME, FISH AND PARKS COMMISSION ACTION
FINALIZATION

23a

Hunting Requirements and Prohibited Methods

Chapter 41:06:04

Commission Meeting Dates:	Proposal	January 16-17, 2020	Pierre
	Public Hearing	March 5, 2020	Pierre
	Finalization	March 5-6, 2020	Pierre

COMMISSION PROPOSAL

41:06:04:21. Mandatory submission of samples for chronic wasting disease testing. Each successful elk or deer hunter shall submit samples for chronic wasting disease testing for all elk and deer harvested from any Custer State Park hunting unit.

Proposed changes from last year:

1. Repeal 41:06:04:21 (listed above).

DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

SUPPORTIVE INFORMATION

The goal of surveillance strategies in South Dakota is to determine the likely spread of chronic wasting disease (CWD) to new units where the disease has not been detected in wild, free-ranging cervids. Assuming natural movement of CWD by wild cervids will provide the most predictable disease spread across the landscape, high surveillance sampling goals will be established for units with no known CWD positive wild cervids that are within the expected dispersal distance of a known, wild CWD positive cervid

Without pre-determined research design and management objectives, prevalence rates will not be quantified. If research objectives require prevalence rates or a management strategy will be implemented based on prevalence rate thresholds (i.e., implement management strategy X if prevalence exceeds Y%), prevalence will be estimated by collecting a representative sample with desired levels of precision.

RESIDENT/NONRESIDENT CRITERIA

Not Applicable.

RECRUITMENT, RETENTION, REACTIVATION (R3) CRITERIA

1. Does the regulation or fee inhibit a user's ability to participate? Does not inhibit a user's ability to participate, but the Department does not have pre-determined management objectives to address the prevalence of CWD at this time, thus the recommendation to repeal the current administrative rule of mandatory submission of samples for CWD testing.
2. Does the regulation increase the opportunity for new and existing users? Not applicable.
3. How does the regulation impact the next generation of hunters, anglers, trappers and outdoor recreationists? Not applicable.
4. Does the regulation enhance the quality of life for current and future generations by getting families outdoors? Not applicable.

APPROVE _____ **MODIFY** _____ **REJECT** _____ **NO ACTION** _____

License Sales Totals

(as of March 1)

date updated: 2 March 2020

Resident	2016	2017	2018	2019	2020	+/- Licenses	+/- Revenue
Combination	19,498	19,021	19,312	15,654	18,347	2,693	\$ 148,115
Junior Combination	1,399	1,429	1,306	1,054	1,340	286	\$ 7,722
Senior Combination	3,947	3,985	4,327	3,704	4,461	757	\$ 30,280
Small Game	1,053	859	778	706	719	13	\$ 429
Youth Small Game	475	453	381	329	385	56	\$ 280
1-Day Small Game	217	167	158	236	201	-35	\$ (420)
Migratory Bird Certificate	9,085	8,941	7,691	6,485	7,458	973	\$ 4,865
Predator/Varmint	881	605	656	572	593	21	\$ 105
Furbearer	1,790	1,684	2,025	1,832	1,987	155	\$ 4,650
Annual Fishing	9,937	9,451	9,705	6,751	9,075	2,324	\$ 65,072
Senior Fishing	2,615	2,421	2,268	1,661	2,200	539	\$ 6,468
1-Day Fishing	342	414	397	336	512	176	\$ 1,408
Gamefish Spearing/Archery	1,228	1,383	1,343	0	0	0	\$ -
Nonresident							
	2016	2017	2018	2019	2020		
Small Game	2,722	1,998	1,972	2,420	2,506	86	\$ 10,406
Youth Small Game	197	135	125	103	110	7	\$ 70
Annual Shooting Preserve	44	46	33	22	30	8	\$ 968
5-day Shooting Preserve	432	407	424	422	581	159	\$ 12,084
1-day Shooting Preserve	242	175	141	134	150	16	\$ 736
Spring Light Goose	594	700	214	102	278	176	\$ 8,800
Youth Spring Light Goose	25	23	6	3	11	8	\$ 208
Migratory Bird Certificate	44	37	20	23	47	24	\$ 120
Predator/Varmint	617	578	604	552	545	-7	\$ (280)
Furbearer	2	2	4	5	5	0	\$ -
Annual Fishing	7,032	6,031	6,079	3,845	4,844	999	\$ 66,933
Family Fishing	2,061	1,714	1,662	1,160	1,451	291	\$ 19,497
Youth Annual Fishing	368	235	212	164	190	26	\$ 650
3-Day Fishing	3,563	3,396	3,781	2,605	2,783	178	\$ 6,586
1-Day Fishing	1,593	1,402	1,357	1,096	1,404	308	\$ 4,928
Gamefish Spearing/Archery	381	362	375	0	0	0	\$ -
TOTALS =	72,384	68,054	67,356	51,976	62,213	10,237	\$ 400,680

RESOLUTION 20-02

WHEREAS, the South Dakota Game, Fish and Parks Commission has been advised that Richard Hoffman is an owner of a cabin located in Custer State Park (Custer County) on property described as:

No.5 Pine Crest in the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section Twelve (12), Township Four (4) South, Range Five (5) East of the Black Hills Meridian, Custer County, South Dakota.

WHEREAS, the property upon which the cabin is located is owned by the South Dakota Department of Game, Fish and Parks and has been leased to Richard Hoffman by permit by reason of a Stipulation of Settlement and Dismissal entered in Craft v. Wipf, Civil Action No. 85-5092, U.S. District Court for the District of South Dakota, Western Division, and subsequent agreements and permits executed thereafter based on said Stipulation and Dismissal; and

WHEREAS, the Commission has been advised that Richard Hoffman is deceased and per the Estate desires to and have transferred and assigned all of his joint interest in said cabin and cabin site permit to Adam Hoffman; and

WHEREAS, the Commission has been requested to approve said Transfer and Assignment.

NOW, therefore, be it resolved that in the event the Department receives an executed Agreement and Assignment of the cabin site permit and cabin and appurtenances located thereon and which further provides that said Assignee agrees to abide by all of the terms and conditions of the aforementioned Stipulation of Settlement and Dismissal and all subsequent agreements relative thereto, including but not limited to Cabin Site Permits, Addendums, and all agreements relative to establishing the lease or rental payments due the Department, then in that event, the Department is authorized to execute a Consent to the requested Assignment.

RESOLUTION 20-03

WHEREAS, the South Dakota Game, Fish and Parks Commission has been advised that Mary Ellen Dahlberg is an owner of a cabin located in Custer State Park (Custer County) on property described as:

No. 5 Sunkaka Humpa in the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section Twelve (12), Township Four (4) South, Range Five (5) East, of the Black Hills Meridian, Custer County, South Dakota.

WHEREAS, the property upon which the cabin is located is owned by the South Dakota Department of Game, Fish and Parks and has been leased to Mary Ellen Dahlberg by permit by reason of a Stipulation of Settlement and Dismissal entered in Craft v. Wipf, Civil Action No. 85-5092, U.S. District Court for the District of South Dakota, Western Division, and subsequent agreements and permits executed thereafter based on said Stipulation and Dismissal; and

WHEREAS, the Commission has been advised that Mary Ellen Dahlberg is deceased and per the Estate desires to and have transferred and assigned all of her interest in said cabin and cabin site permit to her daughter Angela Leggate, and sons James Dahlberg and Peter Dahlberg; and

WHEREAS, the Commission has been requested to approve said Transfer and Assignment.

NOW, therefore, be it resolved that in the event the Department receives an executed Agreement and Assignment of the cabin site permit and cabin and appurtenances located thereon and which further provides that said Assignee's agrees to abide by all of the terms and conditions of the aforementioned Stipulation of Settlement and Dismissal and all subsequent agreements relative thereto, including but not limited to Cabin Site Permits, Addendums, and all agreements relative to establishing the lease or rental payments due the Department, then in that event, the Department is authorized to execute a Consent to the requested Assignment.

RESOLUTION 20-04

WHEREAS, the South Dakota Game, Fish and Parks Commission has been advised that Donna K. Nelson is partial owner of a cabin located in Custer State Park (Custer County) on property described as:

The Oakes No. 2 in the SW1/4 of the NE1/4 of Section 20, Township 3 South, Range 6 East, of the Black Hills Meridian, Custer County, Custer South Dakota; and

WHEREAS, the property upon which the cabin is located is owned by the South Dakota Department of Game, Fish and Parks and has been leased to Donna K. Nelson and other joint owners by permit by reason of a Stipulation of Settlement and Dismissal entered in Craft v. Wipf, Civil Action No. 85-5092, U.S. District Court for the District of South Dakota, Western Division, and subsequent agreements and permits executed thereafter based on said Stipulation and Dismissal; and

WHEREAS, the Commission has been advised that Donna K. Nelson desires to and has transferred and assigned all of her interest in said cabin and cabin site permit to Justin Kane Nelson and Nicole Doneil Dave; and

WHEREAS, the Commission has been requested to approve said Transfer and Assignment.

NOW, therefore, be it resolved that in the event the Department receives an executed Agreement and Assignment of the cabin site permit and cabin and appurtenances located thereon and which further provides that said Assignee agrees to abide by all of the terms and conditions of the aforementioned Stipulation of Settlement and Dismissal and all subsequent agreements relative thereto, including but not limited to Cabin Site Permits, Addendums, and all agreements relative to establishing the lease or rental payments due the Department, then in that event, the Department is authorized to execute a Consent to the requested Assignment.

Division of Parks and Recreation

February 2020 Revenue by Item

36

	2019		2020		%
	Number	Dollar	Number	Dollar	Change
Annual	428	\$ 12,837	941	\$ 28,238	120%
2nd Annual	107	\$ 1,605	166	\$ 2,484	55%
Combo	585	\$ 26,325	937	\$ 42,174	60%
Transferable	82	\$ 5,330	131	\$ 8,495	59%
Daily License	269	\$ 1,613	572	\$ 3,432	113%
Unattended Vehicle Daily	15	\$ 150	29	\$ 285	90%
GSM Annual Trail Pass	97	\$ 1,455	114	\$ 1,710	18%
GSM Daily Trail Pass	111	\$ 444	104	\$ 416	-6%
Motorcoach Permit	-	\$ -	785	\$ 2,355	
CSP 7 Day Pass	168	\$ 3,358	231	\$ 4,617	37%
CSP 7 Day Bike Pass	-	\$ -	-	\$ -	
Rally Bike Band	-				
One-Day Special Event		\$ 150		\$ 50	-67%
PERMITS	1,862	\$ 53,267	4,009	\$ 94,256	77%
Camping Services		\$ 730,399		\$ 976,506	34%
Picnic Reservations		\$ 390		\$ 570	46%
Firewood	2	\$ 10	49	\$ 246	2360%
Gift Card		\$ 815		\$ 945	16%
LODGING	2	\$ 731,614	49	\$ 978,267	34%
TOTAL	1,864	\$ 784,881	4,058	\$ 1,072,523	37%

Division of Parks and Recreation

February YTD 2020 Revenue by Item

36A

	2019		2020		%
	Number	Dollar	Number	Dollar	Change
Annual	923	\$ 27,687	1,866	\$ 55,970	102%
2nd Annual	180	\$ 2,700	362	\$ 5,430	101%
Combo	1,109	\$ 49,904	2,073	\$ 93,292	87%
Transferable	159	\$ 10,335	179	\$ 11,635	13%
Daily License	644	\$ 3,866	1,210	\$ 7,258	88%
Unattended Vehicle Daily	39	\$ 390	40	\$ 395	1%
GSM Annual Trail Pass	185	\$ 2,775	819	\$ 12,285	343%
GSM Daily Trail Pass	156	\$ 624	157	\$ 628	1%
Motorcoach Permit	28	\$ 84	785	\$ 2,355	2704%
CSP 7 Day Pass	463	\$ 9,262	651	\$ 13,018	41%
CSP 7 Day Bike Band	4	\$ 40	1	\$ 5	-88%
Rally Bike Band	-	\$ -	-	\$ -	
One-Day Special Event		\$ 150		\$ 350	133%
PERMITS	3,890	\$ 107,817	8,141	\$ 202,621	88%
Camping Services		\$ 1,707,234		\$ 2,108,599	24%
Picnic Reservations		\$ 1,320		\$ 1,460	11%
Firewood	27	\$ 135	61	\$ 306	127%
Gift Card		\$ 2,195		\$ 1,970	-10%
LODGING	27	\$ 1,710,884	61	\$ 2,112,335	23%
TOTAL	3,917	\$ 1,818,701	8,203	\$ 2,314,956	27%

Division of Parks and Recreation

February YTD Fiscal Year Revenue

36B

	FY 2019		FY 2020		%
	Number	Dollar	Number	Dollar	Change
Annual	23,547	\$ 706,410	25,023	\$ 750,701	6%
2nd Annual	6,376	\$ 95,642	5,778	\$ 86,673	-9%
Combo	10,162	\$ 457,302	13,595	\$ 611,781	34%
Transferable	552	\$ 35,875	669	\$ 43,494	21%
Daily License	73,866	\$ 443,197	71,235	\$ 427,412	-4%
Unattended Vehicle Daily	1,350	\$ 13,499	1,529	\$ 15,287	13%
GSM Annual Trail Pass	3,026	\$ 45,390	3,358	\$ 50,370	11%
GSM Daily Trail Pass	10,837	\$ 43,348	10,824	\$ 43,296	0%
Motorcoach Permit	26,318	\$ 78,955	22,387	\$ 67,161	-15%
CSP 7 Day Pass	118,140	\$ 2,362,807	121,700	\$ 2,433,993	3%
CSP 7 Day Bike Pass	17,168	\$ 171,682	15,643	\$ 156,429	-9%
Rally Bike Band	31,384	\$ 313,840	29,364	\$ 293,640	-6%
One-Day Special Event		\$ 12,860		\$ 15,300	19%
PERMITS	322,727	\$ 4,780,807	321,105	\$ 4,995,537	4%
Camping Services		\$ 4,204,398		\$ 4,623,699	10%
Picnic Reservations		\$ 6,242		\$ 5,523	-12%
Firewood	28,122	\$ 140,612	27,016	\$ 135,080	-4%
Gift Card		\$ 29,364		\$ 27,132	-8%
LODGING	28,122	\$ 4,380,616	27,016	\$ 4,791,434	9%
TOTAL	350,850	\$ 9,161,423	348,121	\$ 9,786,970	7%

Division of Parks and Recreation

February YTD 2020 Visitation by District

36C

LOCATION	2019	2020	%
Pickarel Lake	984	1,079	10%
Fort Sisseton	958	1,181	23%
Roy Lake	2,833	5,505	94%
Sica Hollow	244	727	198%
DISTRICT 1	5,019	8,492	69%
Richmond Lake	1,923	2,810	46%
Mina Lake	1,361	1,696	25%
Fisher Grove	410	262	-36%
Lake Louise	2,163	1,526	-29%
DISTRICT 2	5,857	6,294	7%
Pelican Lake	1,782	2,597	46%
Sandy Shore	623	2,723	337%
Lake Cochrane	8	4	-50%
Hartford Beach	7,100	8,275	17%
DISTRICT 3	9,513	13,599	43%
Oakwood Lakes	2,761	2,297	-17%
Lake Poinsett	2,619	1,876	-28%
Lake Thompson	4,929	5,350	9%
DISTRICT 4	10,309	9,523	-8%
Lake Herman	4,649	4,878	5%
Walker's Point	1,354	2,709	100%
DISTRICT 5	6,003	7,587	26%
Snake Creek	2,990	3,351	12%
Platte Creek	2,555	3,730	46%
Buryanek	2,567	1,310	-49%
Burke Lake	1,808	1,579	-13%
DISTRICT 6	9,920	9,970	1%
Palisades	4,331	6,066	40%
Big Sioux	2,399	2,664	11%
Beaver Creek	1,777	1,815	2%
Lake Vermillion	3,977	3,282	-17%
DISTRICT 7	12,484	13,827	11%
Newton Hills	3,996	4,830	21%
Good Earth	5,712	5,860	3%
Union Grove	387	679	75%
Lake Alvin	3,777	4,949	31%
Spirit Mound	2,956	2,066	-30%
Adams	1,448	1,965	36%
DISTRICT 8	18,276	20,349	11%

LOCATION	2019	2020	%
Lewis & Clark	31,542	45,555	44%
Chief White Crane	-	-	-
Pierson Ranch	2,538	2,204	-13%
Springfield	5,532	9,622	74%
DISTRICT 9	39,612	57,381	45%
North Point	5,394	5,148	-5%
North Wheeler	622	401	-36%
Pease Creek	867	629	-27%
Randall Creek	2,969	4,556	53%
Ft. Randall Boat Club	66	96	45%
DISTRICT 10	9,918	10,830	9%
Farm Island	12,945	13,505	4%
West Bend	1,005	1,191	19%
LaFramboise Island	6,440	8,891	38%
DISTRICT 11	20,390	23,587	16%
Oahe Downstream	21,798	24,969	15%
Cow Creek	15,219	14,339	-6%
Okobojo	2,462	3,608	47%
Spring Creek	7,394	9,632	30%
DISTRICT 12	46,873	52,548	12%
West Whitlock	772	954	24%
Swan Creek	2,234	2,245	0%
Indian Creek	3,913	3,592	-8%
Lake Hiddenwood	-	-	-
Revhaim Bay	6,382	9,078	42%
West Pollock	6,074	7,667	26%
DISTRICT 13	19,375	23,536	21%
Bear Butte	1,300	1,205	-7%
DISTRICT 14	1,300	1,205	-7%
Shadehill	1,680	1,635	-3%
Llewellyn Johns	207	239	15%
Little Moreau	1,272	1,685	32%
Rocky Point	2,120	2,529	19%
DISTRICT 15	5,279	6,088	15%
Custer	70,921	82,681	17%
DISTRICT 16	70,921	82,681	17%
Angostura	7,430	7,966	7%
Sheps Canyon	1,374	1,212	-12%
DISTRICT 17	8,804	9,178	4%
TOTAL	299,853	356,675	19%