## Minutes of the Game, Fish, and Parks Commission November 7-8, 2019

Chairman Gary Jensen called the meeting to order at 1:00 p.m. CT at the Watertown Convention Center in Watertown, South Dakota. Commissioners Gary Jensen, Travis Bies, Mary Anne Boyd, Jon Locken, Scott Phillips, Russell Olson, Douglas Sharp, Robert Whitmyre and approximately 40 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 October 3-4, 2019 meeting minutes or a motion for approval.

Motion by Phillips with second by Sharp TO APPROVE THE MINUTES OF THE October 3-4, 2019 MEETING. Motion carried unanimously.

## Additional Commissioner Salary Days

Jensen requested 3 additional salary days (1 IRRC, 1 GOAC, 1 Visitor Service Meeting).

Motion by Phillips, second by Boyd TO APPROVE THE ADDITIONAL SALARY DAYS. Motion carried unanimously.

## License List Request

Kevin Robling, deputy secretary, presented a full fee license list request from Spencer Thompson, SDSU, for the 2019 Big Horn Sheep License Holders. Thompson plans to use this for a feature writing class at SDSU by contacting the hunters to interview and possibly shadow their hunt.

Motion by Phillips, second by Olson TO APPROVE THE LICENSE LIST REQUEST. Motion carried unanimously.

Robing presented a full fee license list request from Alan Rislov, Phillips, SD, for all taxidermists, to be used for advertising purposes.

Motion by Locken, second by Whitmyre TO APPROVE THE LICENSE LIST REQUEST. Motion carried unanimously.

## Second Century Initiatives Update

Deputy Secretary Kevin Robling shared with the Commission that an executive director has been hired and will begin in that role on November 12. He also informed the commission that the next Second Century Habitat Fund board meeting will occur sometime in December. Deputy Director Tom Kirschenmann provided the latest statistics on the number of participants and acres enrolled in the working lands program.

From a promotional standpoint, a news release just went out on the program, a promotional flyer is ready to go to print that will be shared with partnering agencies and entities to share with the public, and that Tom Kirschenmann will be speaking at the December 10 state meeting of the SD Association of Conservation Districts.

## **Commission Schedule**

Tom Kirschenmann explained the revised schedule with the commission based on the concept discussed at the October meeting. The number one objective in the new structure is to provide the commission information on a more timely basis, with a goal of getting them action sheets and other information 2 weeks prior the next meeting. The department will put together a final schedule for 2020. Deputy Secretary Robling explained to the commissioners that the department is evaluating a few software packages with the intent of going paperless for commission meetings by using tablets. This will allow new information and supportive information to be shared more effectively.

## **Chronic Wasting Disease**

Chad Switzer, wildlife program administrator, provided an update on chronic wasting disease (CWD). He explained what staff are doing to stop the spread of CWD through the action plan and what can be done to slow the spread. He detailed the new regulations for carcass transportation and disposals sites.

## **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.

Ted Ellenbecker, Beaver Creek, MN presented his concerns in regards to the petition he submitted on flathead catfish regulations. He said with species, body of water and sport. For the people involved they have been slightly overlooked. Bodies of water included in this regulation would be allowed to do what they are supposed to do. If you tell people enough they will eventually believe it so you need to give the fish value and not call it a junk fish. This caters to anyone with a license they do not need an expensive boat and lures.

Bruce Bower, Watertown, SD, spoke in regards to spring rifle turkey hunting thanking the commission for revisiting this important issue.

## PETITIONS

# CSP Elk Draw Eligibility Based on Combined Accumulated Preference Points and Hunter Age

Tony Leif, wildlife division director presented the petition received from Eugene Dressler of Wagner, SD. The submitted petition requests a change in requirements for elk tags. Dressler's petition proposed those with a 100 points be eligible for a separate draw with a few tags. The 100 points would be a combination of age and preference for example 70 year age plus 30 years preference.

Motion by Sharp, second by Olson TO DENY THE PETITION. Motion passes unanimously.

Motion by Olson, second by Bies TO APPROVE RESOLUTION 19-28 DENYING THE PETITION (appendix B). Motion passes unanimously.

## **Flathead Catfish Trophy Regulations**

John Lott, fisheries chief, presented the petition received from Ted Ellenbecker of Beaver Creek, MN. The submitted petition requests limiting the taking of flathead catfish to 1 fish over 28 inches per day per person statewide to allow for the growth of more trophy sized fish.

Motion by Olson, second by Locken TO APPROVE THE PETITION. Motion passes unanimously.

## PROPOSALS

## West River Spring Turkey – Use of Rifles

Tom Kirschenmann presented the proposed changes to spring turkey hunting to 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. He explained 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.

Commissioner Phillips said he 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.

Motioned by Phillips, second by Sharp TO APPROVE THE USE OF RIFLES FOR WEST RIVER SPRING PRAIRIE TURKEY HUNTING UNITS. Motion passes unanimously.

## **DIVISION OF WILDLIFE**

## SDSU Whitetail Deer Neonicotinoid Study

Dr. Jon Jenks provided the commission and public a presentation on captive deer and neonic insecticides. Jenks explained the captive deer study and different levels of neonics evaluated. Various body tissue and jawbone length were assessed. Spleen appeared to be the most important tissue to assess and there were impacts to the thyroid which can affect activity. Results also suggest that it could have an impact on fawn survival. Minnesota DNR is asking 100,000 hunters to provide spleens to further evaluate this topic.

## **Bluegill Management**

Brian Blackwell, fisheries biologist, provided an update on Bluegill management.

## **Blue Dog Fish Hatchery Updates**

Matt Ward, fisheries biologist, provided the commission a brief overview of Blue Dog Hatchery and its importance to the anglers of South Dakota. A description of walleye egg incubation and small fingerling production in ponds was given. Higher ammonia levels in pond water has corresponded to increased walleye fingerling production so focused on fertilizing to increase ammonia levels. Yellow perch eggs are connected in a gelatinous ribbon. Pond production of small fingerling yellow perch has been higher when eggs are incubated a little longer before force hatching and also placed on conifer trees in ponds for hatching.

## **Deer Licenses Drawings**

Licensing supervisor Shon Eide provided a presentation to the commission on how the cubing of preference points and the newly implemented drawing structure for deer is working. In particular, details were provided on drawing statistics from the 2019 deer hunting seasons with an end result of getting about 1,000 more deer hunters in the field. This result matches the goal of the restructure. The department will continue to evaluate the system the next two years.

## Landowner Big Game Licenses

Tony Leif, wildlife division director, presented statutes and administrative rules pertaining to landowner licenses

## **Pheasant Population and Habitat Statistics**

Senior upland game biologist Travis Runia provided a presentation to the commission on the relationships of habitat, pheasant population, and harvest. The presentation initiated discussion around the reasons why in recent history there are more and more roosters still available for harvest after the season concludes. After much dialogue, the commission determined it would be appropriate use a workgroup comprised of commissioners and GFP staff to find solutions to the decline in hunter numbers, marketing of hunting in South Dakota, and how to increase harvest through higher hunter participation.

## **Pheasant Opener Report**

Tom Kirschenmann provided a brief summary of the opening weekend of the pheasant season. He described there were mixed harvest results with some hunters doing very well and others having more challenges in finding birds. Grain harvest is way behind and as harvest progresses hunting success is anticipated to follow. Kirschenmann also shared that licenses sold is down from 2018 through the first two weekends of the pheasant season.

## Canada Goose Management Plan Update

Rocco Murano, Senior Waterfowl Biologist, provided an overview of the Canada goose management plan, discussed key objectives, harvest strategies, and declining goose hunter participation. Murano also discussed operational banding programs used in SD for migratory waterfowl and other species and how the information gathered from band returns is used in the management of waterfowl.

### Wildlife Damage Management Activities

Nick Rossman, northeast SD regional wildlife program manager, provided the steps taken and actions implemented when landowners contact GFP for assist with wildlife causing damage to stored livestock feed and growing crops such as soybeans. Rossman focused the presentation on deer and Canada goose depredation scenarios, tactics used to address situations, and effectiveness of the tools.

## Northeast SD Turkey Survival Study Report

Jacquie Ermer, Region 4 Regional Terrestrial Resource Supervisor, and Nick Markl, Region 4 Wildlife Resource Biologist, provided a presentation on a turkey survival project conducted in northeast SD. The focus of the project was to determine survival of birds, nests, and identify potential limiting factors for the wild turkey population in the northeast corner of the state. The highest levels of mortality resulted from mammalian predators and haying equipment. Study indicates turkey numbers are stable to slightly increasing, but a at a lesser rate than compared to previous studies.

#### License Sales Update

Heather Villa, wildlife administration chief, presented the resident and nonresident license sales totals as of November 3<sup>rd</sup>.

## **DIVISION OF PARKS AND RECREATION**

#### Custer State Park Cabin Transfer

Matt Snyder, parks and recreation regional supervisor, presented resolution 19-28 requesting the transfer of joint interest of a private cabin located in Custer State Park from the estate of Sally M. Paulson who is deceased to Charles Paulson. The owners are aware that all leases expire in 2029 per court settlement. At that time the owner can remove their cabin or it will become property of the state. Snyder said there are approximately 35 private cabins in Custer State Park.

Motioned by Phillips with second by Bies TO ADOPT RESOLUTION 19-28 (Appendix A) as presented Motion carried unanimously.

#### **Roy Lake Concession Settlement Agreement and Prospectus**

Scott Simpson, parks and recreation division director, presented a settlement agreement from Roy Lake Resort with a sale price of \$449,000 and a prospectus to solicit a new concessionaire.

Motion by Boyd, second by Whitmyre TO APPROVE THE ROY LAKE RESORT SETTLEMENT AGREEMENT. Motion carried unanimously.

#### Sylvan Lake Master Plan

Matt Snyder and Pat Wyss provided information on the sylvan lake master plan.

#### Lewis and Clark Marina Improvements

Scott Simpson and Chris Donlin, presented information on proposed improvements to the marina at Lewis and Clark.

## Watertown Area Park Update

Willy Collignon, parks and recreation regional supervisor and Josh Cleveland, park manager, provided an update on the state parks and recreation areas in the Watertown area.

## **Revenue, Camping and Visitation Reports**

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 11:30 A.M. Motion carried unanimously.

Respectfully Submitted,

Kelly R. Hepler, Department Secretary

## Appendix A

#### Resolution 19-28

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

Jury Box, Tepee Nopa No. 6 in the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of Section Thirty (30), Township Three (3) South, Range Six (6) 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 Sally M. Paulson by permit by reason of a Stipulation of Settlement and Dismissal entered in <u>Craft v. Wipf</u>, 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 Sally M. Paulson is deceased and per the Estate desires to and have transferred and assigned all of her joint interest in said cabin and cabin site permit to Charles Paulson; 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.

### Appendix B

#### Resolution 19-29

WHEREAS, Gene Dressler of Wagner, South Dakota, submitted a Petition to the Game, Fish and Parks Commission (Commission) dated November 4, 2019 requesting that the Game, Fish and Parks Commission amend ARSD § 41:06:27 (Custer State Park Elk Hunting Season) – to change the way preference points are calculated combining age and preference points 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 calculating preference points for Custer State Park Elk Hunting combining age and preference points; and

WHEREAS, the demand for available elk hunting licenses (8) far exceeds the number of license applicants (8,954); and

WHEREAS, the criteria in the petitioned special elk drawing would also have a very low, albeit improved license drawing rate; and

WHEREAS, the Commission understands that it is essentially impossible to develop a system that will address all drawing desires for highly coveted licenses.

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, Gene Dressler of Wagner, South Dakota.

# **Public Comments**

## Dog Training on Public Lands

#### **David Williams**

#### **Beech Bluff TN**

Position: oppose

#### Comment:

I oppose the petition to change the training days to MWF from FSS on the basis that this will result in further restricting the use of public lands by out of state participants. The current restrictions were put into effect after your 3 year study showed that dog training had NO SIGNIFICANT IMPACT on game bird populations. These rules are to placate local hunters while restricting the use of Federal Lands by out of state tax payers. The change to MWF will only limit usage further. The current restrictions have all but eliminated training on public lands already. Check the records.

#### **Jeffrey Gillaspie**

#### **Pierre SD**

Position: other

#### Comment:

I've seen no armies of horseback riders and dogs on the public land where I train my dogs. I follow the regulations that are in place and strive to make these grounds better than they were when I arrived. Pressure from a mounted trainer to "disturb" coveys multiple days in a row is minimal.

Most trainers who use horses are stewards of the land and will opt to use multiple courses so as not to disturb the same birds day after day. Not only does this help preserve the birds, it helps preserve the trainer's livelihood.

"Scientific studies indicate that the horse may be more benign to wildlife than hikers, nature studiers and photographers.

There are no studies that significantly implicate trail use by horses with spreading weeds. Horses on trails are not detrimental to water quality according to the latest studies by NAHMS, University of Colorado and UC Davis-Tulare.

The horse has been defined as a passive, low impact or light weight user, even in the most sensitive environments: Natural Preserves."- Environmental Aspects of Horses on Trails, by Adda Quinn, EnviroHorse, May 27, 2004, https://www.americantrails.org/resources/environmental-aspects-of-horses-on-trails

Maybe focus to people on foot being allowed to train dogs 7 days a week. It seems that would have more of an impact than a horseback rider doing it three mornings a week.

My point being: Why the focus on just the horseback trainers? The fact is: regardless of your mode of transportation, the running of a bird dog is still the reason for covey disturbances. Our multi-use parks and grasslands are managed for the people equally, and there should be no regulation governing one type of usage that wouldn't apply to another. In addition, training dogs is a tradition that hails back to the days of the settlers, as is hunting the birds.

Proper habitat management is more key to a healthy population than a small window of training days for dogs, yet, year after year we see the short-grass prairie grazed down to the roots by cattle on a grazing lease. The birds don't like bare ground, they move on, there is less habitat, there are fewer birds.

Please feel free to reach out to me if you have any questions that I might be able to help with.

Thank you for receiving my comments.

## Hoop Nets and Set Lines

#### Richard Jongewaard

#### Wood SD

**Position:** support

#### Comment:

Be great to also trap all tributaries thru out the state.. people have creeks out there back door east of the Missouri that would be great to get kids started in the outdoors Thanks for your time

#### Dan Erikson

### Sioux Falls SD

Position: oppose

#### Comment:

This would devastate small bodies of water and make them unfishable for years to come. It will ruin fishing in our great state for our future fishermen and women.

#### James Dumas

#### Hudson SD

Position: oppose

#### Comment:

Please do not legalize hoop nets and set line's on our small fisheries in South Dakota it will deplenish or catfish and other species and take all enjoyment out of using a rod and reel to catch these fish

#### **Robert Garner**

#### Vermillion SD

Position: support

#### Comment:

No comment text provided.

#### Free Bump

#### Sioux Falls SD

Position: oppose

#### Comment:

I strongly disagree with this proposal it will negatively affect aquatic life and over harvest will devistate local fishing grounds especially to bank fisherman/women. Please reconsider

## Mountain Lion Hunting Season

Julie Anderson

Rapid City SD

Position: oppose

#### Comment:

The hunters of South Dakota complain because they claim the deer population in the Black Hills is too low because of mountain lions. The ranchers claim the mountain lions are killing their livestock. People living in the Black Hills complain because there are mountain lion sightings in their backyards or close to schools. The hound hunters want to kill mountain lions for recreation, as do trophy hunters.

Since a mountain lion season in the Black Hills was initiated, every year there are more and more complaints. This is because you are allowing the taking of the healthiest animals who would never come into conflict with humans for trophy and hound hunters, thus creating juvenile lions with no hunting skills who will predate on anything that will sustain them. The 2nd Century Initiative has thrown out science as any basis for wildlife decisions and now GF&P endorses killing to preserve hunting and trapping traditions as its priority.

The majority of the public abhors trophy and hound hunting, and giving the majority a voice should be a main priority of this agency. Mountain lions are self-regulating in their numbers and hunting them to sustain the population is a false premise. I call into question the population of lions estimated in the Black Hills, as the killing quotas in the past 2 seasons have not been met.

This agency needs to reassess the science involved with their decision making and give these animals a place to live where they won't be hunted, and their natural life cycles and habits can be observed. You also need to consult other agencies like the Humane Society of the United States and work in conjunction with their biologists to estimate the mountain lion population. They also have information that would help reduce conflicts with lions and people.

GF&P also needs reassessment of what drives their decisions to kill mountain lions, like quality mountain lion recreational opportunities (page 80, Strategy 2E). Trophy hunting of mountain lions should be prohibited.

Lastly, it is never stated in your plan that these animals feel, raise families and show love and affection like all felines. This is never taken into consideration when factoring in a season. Mountain Lions have a right to exist without human interference, especially in Custer State Park. There is absolutely no need to kill any of these animals in the park to satisfy the blood thirst of trophy or hound hunters.

I implore you to please, listen to your constituents who do not hunt, and wish to see these animals alive and in their natural habitat, not on someone's wall.

## Christopher Spatz Kingston NY

Position: oppose

#### Comment:

Congratulations, Gentlemen! With SDGF&Ps best estimate of 532 mountain lions (the number, of course, reported in the papers https://apnews.com/e00e347c529c4905b2105aeb217ce809) in the 5,000 km2 Black Hills National Forest, South Dakota's mountain lion management plan has achieved over twice the mountain lion density ever documented in North America: p.132 http://carnivoractionplans1.free.fr/wildcats.pdf

Oh wait. But the number may be higher, as many as 975, four times the highest mountain lion density ever documented in North America. Which means that home ranges among Black Hills mountain lions must be some of the smallest ever recorded. Oh wait. "Home range analysis has not been evaluated in several years." (p.36)

Never mind, "Population estimates have low precision, but appear to be above management objective the past few years."(p.30) With that stated objective between 200-300 mountain lions (p.76), and given the curious failure of hunters to achieve harvest limits for six consecutive years despite reducing the harvest limit every few years, with several hundred mountain lions roaming around above the objective, what on Earth to explain such an anomaly for six consecutive years?

Could it be that the lower end of the admittedly "low precision" population estimate hovering just above 100 mountain lions might explain the sinking harvest numbers? And could it be that harvests are dropping because, "Over the past 6 years, there has been a shift from a majority of hunters wanting to see the population decrease, to approximately one-third of hunters wanting to see the population decrease."(p. 14) Could it be that hunter interest in harvesting mountain lions might reflect the lower end of SDGF&P's mountain lion estimate, which is 100-200 below the population objective?

Could it be that mountain lion hunters understand that mountain lions are being overharvested in the Black Hills?

With compliments,

Christopher Spatz Rosendale, NY

#### Suzan Nolan

#### Rapid City SD

Position: oppose

#### Comment:

I am writing in opposition to the hunting season for lions, to increasing the number of licenses to out of state hunters and to using dogs to hunt lions. I also an in favor of making the checking of traps more stringent so that ensnared animals don't suffer.

Lisa Petri

#### **Elizabeth CO**

Position: oppose

#### Comment:

Please protect our wildlife

#### Amanda Dickinson

#### Yakima WA

Position: oppose

#### Comment:

This draft plan is designed to manage mountain lions for maximum trophy hunting opportunity, not for conservation.

Mountain lions regulate their own numbers and do not require intense management to limit their populations. Hunting is a bad tool, killing the lions least likely to come into conflict with people, pets and livestock, and creating more space for young dispersing lions that are most likely to come into conflict.

Non-lethal methods are more effective and last longer.

Killing female mountain lions results in the orphaning of their kittens. Hunting leaves kittens to die from starvation, dehydration, and exposure.

Mountain lions are a keystone species in their ecosystems, maintaining biological diversity and other benefits to people.

Don't allow up to 250 out-of-state trophy hunters to hunt South Dakota's mountain lions. Don't extend South Dakota's hunting season in the Black Hills Fire Protection district from March 31 to April 30.

#### Austin Eidahl

#### **Brookings SD**

Position: support

#### Comment:

No comment text provided.

#### Mary Armour

#### Rapid City SD

Position: oppose

#### Comment:

Unless they become a problem, which is rare, they and other predators must be left alone. They control diseased and weak prey, producing a healthy balance. Why can't SD do what's right instead of always supporting destruction for profit.

#### Rehanna Morgan

#### **Rapid City SD**

Position: oppose

#### Comment:

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#### Leif Larson

#### **Rapid City SD**

Position: oppose

#### Comment:

No comment text provided.

#### Stephanie Samavarchian

#### **Rapid City SD**

Position: oppose

#### Comment:

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Don't extend South Dakota's hunting season in the Black Hills Fire Protection district from March 31 to April 30.

#### **Tonia Wagoner**

#### Hot Springs SD

#### Position: oppose

#### Comment:

You should be very selective on the lions you hunt and stick with problem ones. You hunt randomly you leave orphan kittens only to have to be shot later. Please leave the good lions alone.

#### Tonia Wagoner

#### Hot Springs SD

Position: oppose

#### Comment:

You should be very selective on the lions you hunt and stick with problem ones. You hunt randomly you leave orphan kittens only to have to be shot later. Please leave the good lions alone.

#### Kris Stapelberg

#### Rapid City SD

Position: oppose

#### Comment:

I've lived here in the Black Hills for 95% of my life and I have not even seen a lion in the wild. If these hunts continue, I never will. This is not a good thing, IMO. On that note, allowing the use of dogs to track and tree them is unfair to the lion and dangerous for the dogs. There is no 'sport' in it, so please don't allow it.

#### Thomas Mangelsen

#### Jackson WY

Position: oppose

#### Comment:

No comment text provided.

### Tanner Hall

#### Chamberlain SD

Position: oppose

#### Comment:

No comment text provided.

#### **Paulette Kirby**

#### Rapid City SD

Position: oppose

#### Comment:

I oppose use of single or packs of dogs for hunting mountain lions. I oppose extending the season or total number of lions allowed to be hunted.

Maureen Lavelle

#### **Bayonne SD**

Position: oppose

#### Comment:

I strongly oppose the hunting or increasing the hunting area for more Mountain Lions to be murdered or mauled to death. After reading some articles, most Mountain Lions killed by hunters were 6 years old and weighed 98lbs. I can't believe the SD Wildlife Management allows for a decreased populations of 187 Mountains Lions in 2018. I am strongly against hunting Mountain Lions to extinction, hunting with dogs is barbaric and cruel. Some dogs are killed or mauled and the cats are driven off cliffs or into trees to be shot. That's not hunting that is animal cruelty! I think protections should be put in place for Mountain Lions, also the stopping the encroachment by building homes into the forest and decimating the Mountain Lions' habitat.

## Muzzleloader Scopes

Jerry Jones Arlington SD Position: oppose

Comment:

I against any change to the Muzzy restrictions proposed.

**Brandon Tekrony** 

#### **Brookings SD**

Position: oppose

#### Comment:

I would like no changes to the current Muzzleloader Scope regulation, 41:06:04:14.

#### Quintin Biermann

#### Groton SD

Position: oppose

#### Comment:

I would like to see the muzzleloader scope rules stay the same and try to keep it as primitive as it has been in the past. It is a great season with tag numbers and requires a hunter to work a little harder than would be required with new muzzleloading technology. Please keep it the way it is.

#### **Chet Barney**

#### **Vermillion SD**

Position: support

#### Comment:

I fully support adding telescopic sights, especially a 3x9 scope to muzzleloaders. I hunt other states with my muzzleloader, and having to switch scopes/sights for each state is difficult to do, so that you are aiming consistently and killing ethically. We should match other states by allowing any telescopic sights.

#### Jordan Miller

#### Canton SD

Position: support

#### Comment:

Hello,

I would like to express my support of allowing powered scopes on muzzleloaders with no limitation.

Thank you.

Jordan miller

Chad Bjerke

Bruce SD

Position: oppose

#### Comment:

I am in strong opposition to changing the muzzle loader optics rules. I feel that this is a coveted tag. Allowing guys/gals to upgrade scopes would be taking the hunt out of it. This is a hard tag to draw and sometimes an even harder tag to fill. Most guys/gals who shoot muzzle loaders are comfortable out to 100 yds. Upgrading optics would allow them to double or triple that distance. So in turn would that double or triple the success rates?? The deer need to have a chance also. With the ever increasing technology that is put into firearms, they don't stand much of a chance anymore. I am also curious why the Commission has even considered this change. Why fix something that isn't broken?? Thanks for you time and listening.

#### **David Hicks**

#### **Twin Brooks SD**

Position: support

#### Comment:

I am in favor of using magnified sites on muzzle loaders as it will greatly increase the ability of hunters to make precisely placed and ethical shots on game.

## Mark Smedsrud

### Sioux Falls SD

Position: oppose

#### Comment:

I strongly oppose the addition of scopes to the muzzle loader season. The intent I thought was to provide another opportunity to hunt big game within the state not increase the harvest rates for said season. I feel it is Pandora's box if this is allowed. Does the archery community come before the commission next and ask for scopes on their sights. I know I would love to have a 2 or 4 power scope on mine archery bow to allow those 100 yard shots that I am more capable with shooting my competition bow. I feel the intent truly was another opportunity with a traditional muzzleloader. Just because today's guns and bows are much more capable than some original equipment, doesn't mean the is the road we should follow. Just because the guns of today with original sights can kill well beyond a 100 yards, doesn't mean that should be the case in this season. We might as well call this the extended gun season at this point if allowed. The only exception I would add as in the case of archery, would be by medical permit. Thank you for the opportunity to voice my opinion

#### **Tim Schrank**

#### **Pierre SD**

Position: oppose

#### Comment:

Leave the law as is or revert to original rules. Optics use on muzzleloaders breaks down the "spirit of the hunt". Lots of equipment options are out there and affordable. Seems like an attempt to turn it into a modern big game rifle extra season.

## Other

Kristen Levander

Hermosa SD

Position: oppose

Comment:

Please stop this barbaric program.

#### Robert Coyne

**Middleton WI** 

Position: oppose

Comment:

No comment text provided.

#### Kristi Quaintance

#### **Garretson SD**

Position: oppose

#### Comment:

I am in total opposition to allow non South Dakotan hunters to come in and kill the Mt. Lions. After Noem's trapping program and stripping GFP of about half their \$, I get that she doesn't value wildlife. But she is not the Queen here and she needs to listen to South Dakotans. We don't want every critter in our state wiped out. Please do something to protect the wildlife.

#### Lynn Maass

#### Corona SD

Position: other

#### Comment:

I think your new website sucks tremendously. Too long to bring up stuff and can't find stuff I want been on it several times and still can't find sunrise and sunset tables. Whoever oked this needs to be fired. Get it fixed. Totally unusable.

## Park Entrance and Camping Fees

#### Pam Dibbert

Sioux Falls SD

Position: oppose

#### Comment:

Are you raising other fees in the South Dakota GFP systems? You just raised the campsite fees this year by \$2. If you raise your prices to far, it could cause campers not to camp in the South Dakota State Parks. We used to camp more but as the prices keep going up, we camp less.

#### Lee Stroschine

#### Sturgis SD

Position: oppose

#### Comment:

Instead of raising the fee for every visitor, maybe increase the fee for out of state visitors. Wyoming and Nebraska have a higher fee for out of state visitors than residents.

#### Denise Nawaa

#### **Box Elder SD**

Position: support

#### Comment:

As full-time RVers, we've noticed South Dakota has some of the lowest camping fees for their state parks in the nation. We support a modest increase to help repair and maintain the parks. The ones we've visited so far have been amazing, and we realize it takes money to keep them up. We also support the lowering of fees for tent-only sites. It's only fair that the ones making the least impact (hopefully) should have affordable access to the parks. We used to tent camp with our kids when they were young, and it's difficult to find affordable options for recreation when you're supporting a family. Camping should be easy and inexpensive so more young people can be exposed to the outdoors and develop an appreciation for it at an early age.

#### **Robert Tomac**

#### Rapid City SD

Position: oppose

#### Comment:

I strongly oppose the increase in entrance and camping fees. the damages sustained due to the excessive rain and flooding is part of the normal upkeep, and subsequent repairs should have been already been worked into the annual budget. A typical business, to include farming and ranching, do not have the latitude or option of increasing their fees when they have a disaster.

And given that the parks in the eastern part of the state received almost all of the damage, I would think that those of us in the western part of the state will get little, if any, benefit out of the increases.

As a recap to my previously submitted comments, good management would have had disaster issues included in its annual budget. Don't punish the users for poor management.

And I don't mind paying for increases for service, if I was receiving something. I would be surprised if anything in the west got any improvements.

I see reports that campground usage has been down, but find that very hard to believe as reservations had to be made very near the 90 limit if you wanted a camping spot, especially at Angostura or Shadehill. It appears Custer State Park is always that way.

Please turn down this increase, and if not, make it applicable to the affected campgrounds.

## Trap Check Times-East and West

## Jamie Al-Haj Rapid City SD Position: oppose

#### Comment:

I am opposed to extending the trap check time to 72 hrs statewide. East River trappers have stated that they have not asked for this extension. Why this proposal would even be considered is incomprehensible! When 36 states have regulations requiring 24 hr check times because they recognize the ethical responsibility a state has to treat it's wildlife humanely, why is South Dakota GFP proposing to extend the check time to 72 hrs statewide???

#### **Julie Anderson**

Rapid City SD

Position: support

#### Comment:

I support moving the trap check time to at least once every 24 hours. If trappers cannot minimize the time an animal has to endure the cruelty of a trap, it should be abolished. This is the bare minimum of comfort an animal who is facing death can be provided, and it is the duty of the GF&P to enforce this regulation. Extreme weather, loss of limb, mutilations and extreme pain are part of trapping and to not minimize the time an animal is subjected to these conditions is unacceptable.

**Margaret Schmidt** 

Sioux Falls SD

Position: oppose

#### Comment:

Trap time 3 days is too long.

#### Lorae Cox

**Custer SD** 

Position: oppose

#### Comment:

If South Dakota could join the rest of the world in the 21 century maybe people would live here

### John Mathys

From: Sent: To: Cc: Subject: John Mathys Sunday, September 29, 2019 9:17 PM dougby1957@gmail.com John Mathys FW: Response to Grasslands petition on horseback training OCT 0 1 2019

Dept. of Game, Fish & Parks Pierre, SD 57501

To Whom it may concern

My Name is John Mathys, I'm from Wisconsin and I have been training on the grasslands for over 18 years. It has come to my attention that there has been a proposal to change the training days and eliminate a three day weekend for amateur dog trainers. Please see my comments below as I have collaborated with other amateur trainers. Please see the below notes

1)A larger majority of the individuals that come to the Grasslands are still gainfully employed working a 40 work week and it is much easier for them to come on a three day weekend to work dogs and return home on Sunday. Changing these days would create an undo stress on amateurs who work for a living

2)The empirical data generated by both the Forest Service and Game Fish and Parks have both indicated that the current schedule has had very little to no effect on the grouse and sharptail populations. The petitioner has provided no data to support his assumptions.

3) A large number of the permittees come from a variety of states across the country and incur travel, lodging, food and other miscellaneous costs while visiting the state and supporting small town economies

4) Regarding training grounds and overuse of pastures due to running dogs on them three days in a row. This is absolutely not true and factually incorrect. As a trainer, everyone I know refrains from running dogs two days in a row on any one pasture as we have so much ground to work that it simply would not be to our advantage to do that. This is obviously a false theory to sway the grassland officials to change the dates.

5) I also believe the individual who filed the petition is a professional dog trainer for the Mayhaw Plantation near Boston Georgia. He received his first permit in 2014 and has had one every year sense. Under the current permit rules I believe he is not eligible to run dogs on any of the Grasslands listed on the permit You may find his bio on Facebook under Trey Mills.

I will mention that it is common knowledge by many of the amateur trainers that grounds are often used by professional trainers in a covert manner, especially in the northern areas of the grasslands.

In closing, I feel the petition to change the training days is purely an effort to remove a majority of an already limited number of amateur trainers from the use of these grounds to benefit professional trainers and those hoping to limit access to grounds we pay personal taxes to finance.

I would ask that you do not adopt a revised policy and keep training dates and days as is currently in place.

Sincerely,

John Matrhys 4411 County road W De Pere, WI 54115 920-639-8811 My name is Thomas Mangelsen, I have spent a lifetime inspiring the public to connect to the natural world through photographic images, and more recently through public speaking and advocacy events to thousands of people across the nation.

I work with many equally renowned conservationists including my dear friend and fellow Cougar Fund Board member, Jane Goodall

I have great concern about the provision of opportunities to offer sport hunting of large carnivores by any state run Game Agency.

In 2000, myself, and writer Cara Blessley-Lowe, founded the non-profit organization The Cougar Fund to educate, advocate and promote management based on science.

At that time South Dakota did not hunt mountain lions for recreation. But, since that time the regulations have allowed for ever increasing slaughter of lions in the Black Hills Fire Prevention District, the Custer State Park, and also on the Prairie, where there is no monitoring of population, just year round hound hunting opportunity with no oversight or regulation by South Dakota Game Fish and Parks (SDGFP). I have studied the resources provided by SDGFP that go with the current regulation recommendations and present the following points and observations to you here.

- Interest in lion hunting was at a high in 2012 and since then has gradually declined. I suggest that you are expanding the season to try and provide greater access to lions for hunters and also to increase their chances of success with a longer season. This does not indicate evidence of scientific management, but more of hunter enticement.
- Adding the opportunity for out of state hunters to participate in the hunt also suggests that SDGFP is more interested in stimulating hunter interest than science based management.
- Extending the hunting season beyond its current March 31<sup>st</sup> closure threatens to have impact on the late gestation stage of the ungulate reproductive cycle. Human presence, especially when shooting guns, during parturition and the neonatal stage in ungulates is contrary to successful fawn and calf production,

which depends largely on maternal health, maternal nutrition and timely 'green-up' for foraging resources.

I understand that your revised Mountain Lion Management Plan will allow for a greater number of mountain lions in your stated objectives. The harvest mortality limit has not been met for the past several years and I suggest that this is more representative of over suppression of the lion population for which you are now offering greater access for hunting.

This bifurcation of your intentions is very hard to understand. The recreational hunting of mountain lions causes many unintended consequences, not least of which are the orphaning of dependent kittens; the increase in juveniles because the taking of 'trophy' toms disrupts the hierarchy of the population; the inability of natural dispersal to occur to previous home range and appropriate habitat to the east because of the 365 day hound hunt on the prairie; and the lack of substantiated widespread conflict between lions and livestock. The idea that predators must be controlled to provide bigger ungulate herds is anathema to the principle of hunting. Ungulates are game animals and not free ranging livestock with a guaranteed harvest for every license sold.

It is with great conviction that I urge you to review, reduce or preferable eliminate the provision of killing mountain lions for recreation in South Dakota.

Thomas Mangelsen PhD.

# **Public Comments**

## Other

Todd Dixon Springview NE

Position: oppose

Comment:

Get money from the Government, not the flood victims. We are still paying for our own damages. Buy some insurance.