

**AGENDA**  
**Game, Fish, and Parks Commission**  
June 7-8, 2012  
Ramkota RiverCentre, Galleries DEFG  
920 West Sioux Avenue, Pierre, SD

**Call to order 1 PM CDT**

**Division of Administration**

Action items:

1. Approve minutes of the May 3-4, 2012, meeting  
<http://gfp.sd.gov/agency/commission/docs/minutes-Draft.pdf>
2. Additional Commissioner Salary Days
3. License List Requests

Information items:

4. License Sales Report

**Open Forum**

**Public Hearing at 2 PM**

**Finalizations**

5. West River Hunting Season
6. Black Hills Hunting Season
7. Archery Deer Hunting Season
8. Muzzleloader Deer Hunting Season
9. Youth Deer Hunting Season
10. Archery Antelope Hunting Season
11. Fall Turkey Hunting Seasons
12. Bobcat Hunting and Trapping Season
13. Trapping Prohibitions
14. Muskrat Hunting Season
15. August Management Take Goose
16. Administrative Rules Reduction

**Hunting Season Proposals**

17. Antelope Hunting Seasons
18. East River Deer Hunting Season
19. Refuge Deer Hunting Season
20. Early Fall Canada Goose
21. Youth Waterfowl Hunting Season
22. Sage Grouse Hunting Season

**Division of Parks and Recreation**

Action items:

23. Proposal: Pet Prohibition Amendment (Big Sioux dog training area)
24. Proposal: Sheps Canyon Campground Fee and PEL
25. Fort Randall Concession Amendment

Information items:

26. Revenue and Visitation Report
27. Campground Reservation/Point of Sale System

**Division of Wildlife**

Action items:

28. Sportsmen Against Hunger Resolution
29. Proposal: Elk License Raffle
30. Proposal: Dog Training
31. Proposal: Hunting Requirements and Prohibitions
32. Wall Lake GPA disposal

Information items:

33. Land acquisition
34. East River Deer Population status
35. Hill Game Production Area follow-up
36. Big Horn Sheep follow-up
37. Pheasant Lead Study update
38. Deer, Turkey and Antelope License Allocation System
39. Asian Carp update
40. Goose Depredation update
41. Miscellaneous updates

**Adjourn**

Next meeting information:

July 9<sup>th</sup> One day meeting beginning at 9 AM  
Public Hearing at 10 AM  
Ramkota RiverCenter  
Galleries DEFG  
920 West Sioux Avenue,  
Pierre, South Dakota

Minutes of the Game, Fish, and Parks Commission  
May 3-4, 2012

Chairman Jeff Olson called the meeting to order at 1:03 PM MDT in the White Buffalo Room at Blue Bell Lodge in Custer State Park near Custer, South Dakota. Commissioners present were Jeff Olson, Susie Knippling, John Cooper, Barry Jensen, Cathy Peterson, Duane Sather, and Bill Cerny. Jim Spies was absent. Department Secretary Jeff Vonk was present along with media, staff, and public numbering approximately fifty-five.

Division of Administration

Olson called for any additions or corrections to the April 4-5 meeting in Brookings.

Motion by Cooper with second by Knippling TO APPROVE THE MINUTES OF THE APRIL MEETING AS PRESENTED. Motion carried unanimously.

Olson called for any additions or corrections to the April 4<sup>th</sup> Governance meeting.

Motion by Peterson with second by Knippling TO APPROVE THE MINUTES OF THE APRIL GOVERNANCE MEETING AS PRESENTED. Motion carried unanimously.

Chairman Olson called for any additional commissioner salary days. Cooper requested one day for Parks and Wildlife Foundation meeting and Olson requested one day for the Angostura public meeting.

Motion by Jensen with second by Sather TO APPROVE THE ADDITIONAL COMMISSIONER SALARY DAYS AS REQUESTED. Motion carried unanimously.

Administration Director Chris Petersen presented license list requests for Commission approval.

The Ramada of Summerset, SD, requested a list of 2012 Black Hills elk, turkey, and deer hunters to send information and special rates offered by Ramada. The request is for 1,000 names and would be at full fee.

Motion by Cooper with second by Jensen TO APPROVE THE LICENSE LIST REQUEST FROM THE RAMADA AS PRESENTED. Motion carried unanimously.

Petersen presented a list request from Rooster Ridge Lodge of Chamberlain requesting a list of 2,000 nonresident preserve license holders for Texas, Georgia, Florida, Louisiana, and Mississippi to promote the lodge and the Chamberlain area. This would be at full fee.

Motion by Peterson with second by Cerny TO APPROVE THE LICENSE LIST REQUEST FROM ROOSTER RIDGE LODGE AS PRESENTED. Motion carried unanimously.

Director Petersen presented a request from the South Dakota Wildlife Federation for a list 2011 nonresident small game license holders at the reduced fee. The list would be used to send a survey regarding fees for access, public leased land, and preserves in South Dakota.

Motion by Jensen with second by Cooper TO APPROVE THE LICENSE LIST REQUEST FROM THE SOUTH DAKOTA WILDLIFE FEDERATION AS PRESENTED. Motion carried unanimously.

#### Wildlife Division and Snowmobile Trails Program FY13 Budget Approval

Director presented the FY13 Budget indicating there were no changes from Commission review last fall except for the employee salary package and benefits as approved by the 2012 Legislature in March. The FY13 Budget begins on July 1, 2012, and ends on June 30, 2013, with Department spending authority of \$78,977,783.

The Snowmobile FY13 Budget is \$1,454,790 with 9.1 FTE and requires Commission approval.

The Wildlife Division operations FY13 Budget is \$41,517,898 with 286.7 FTE. The Capitol Development and Improvement FY13 Budget is \$4,281,800 with two years of spending authority. Both budgets require Commission approval.

Director Petersen recommended approval of the FY13 Budgets for the Snowmobile Trails and the Wildlife Division.

Motion by Knippling with second by Jensen TO APPROVE THE FISCAL YEAR 2013 SNOWMOBILE TRAILS BUDGET AND THE WILDLIFE DIVISION OPERATIONS AND DEVELOPMENT/IMPROVEMENT BUDGETS AS PRESENTED. Motion carried unanimously.

#### License Sales Report

Petersen indicated that over-the-counter license sales as of April 26, 2012, were very, very strong especially fishing licenses. License sales of 120,121 were up 45.7% over the April 2011 sales of 82,426.

#### Open Forum

Chairman Olson asked the attending public if anyone would like to comment on the upcoming Big Sioux land acquisition on the agenda later in the meeting. No public comment was received.

Dr. Tom Huhnerkoch indicated the Department has gone down a dark path that has led to prey decline of elk and other big game, one of the biggest problems facing the Department. All human problems local, state, and federal are caused directly or indirectly by two legged predators and please don't forget it.

Anna Hermanson, President of the South Dakota Trappers Association indicated the trapping proposals to be presented at today's meeting are fully supported by the Association. The Association has funds earmarked for furbearer research and the Department or public may contact her or any director with any prospective projects.

## Hunting Season Proposals

Andy Lindbloom and John Kanta provided deer population updates and information prior to proposals.

### West River Deer Hunting Season

Chad Switzer presented changes to West River Deer Hunting Season to include reducing the overall number of available licenses by ten percent, modify the boundary for Unit WRD-27L to include adjacent public land, and remove the conversion portion for “any” deer tags to “antlerless” for the extended season. Discussion included the extended season and depredation, hunter conflict, landowner comments, and the antelope season.

Motion by Knippling with second by Cooper TO NO LONGER ALLOW HUNTERS WITH WEST RIVER ANTERLESS DEER TAGS TO FILL THEM DURING THE FIREARM ANTELOPE HUNTING SEASON. Roll call vote: Cerny-no; Cooper-yes; Jensen-no; Knippling-yes; Peterson-yes; Sather-yes; Olson-yes. Motion carried with five yes votes and two no votes.

1. Adjust resident license numbers by increasing one-tag licenses by 1,590, increasing two-tag licenses by 830 (1,660 tags), and decreasing three-tag licenses by 4,960 (14,880 tags) compared to 2011.
2. Adjust nonresident license numbers by increasing one-tag licenses by 128, increasing two-tag licenses by 67 (134 tags), and decreasing three-tag licenses by 397 (1,191 tags) compared to 2011.
3. Modify the boundary description for Unit WRD-27L to add some additional public lands adjacent to the Cheyenne River and Angostura Reservoir and to make the unit boundary more easily identifiable for hunters.
4. Only unfilled “antlerless deer” and “antlerless whitetail deer” tags are valid during the antlerless deer season extension beginning the Saturday after Christmas.
5. No longer allow west river antlerless deer tags to be filled during the firearm antelope hunting season.

Motion by Knippling with second by Cooper TO PROPOSE CHANGES TO THE WEST RIVER HUNTING SEASON AS RECOMMENDED INCLUDING COMMISSION ACTION TO NO LONGER ALLOW HUNTERS TO FILL WEST RIVER ANTERLESS TAGS DURING THE ANTELOPE FIREARM SEASON. Motion carried unanimously.

### Black Hills Deer Hunting Season

Kirschenmann presented changes to the Black Hills season with a reduction of licenses available for the 2012 season. Hunter success remains about the 55% level.

1. Offer residents 200 and nonresidents 16 fewer “Any” deer licenses than 2011.
2. Offer residents 500 and nonresidents 40 fewer “Any Whitetail” deer licenses than 2011.
3. Offer residents 50 and nonresidents 4 fewer “Antlerless Whitetail” deer licenses than 2011.

Motion by Cooper with second by Peterson TO PROPOSE CHANGES TO THE BLACK HILLS DEER HUNTING SEASON AS PRESENTED. Motion carried unanimously.

### Archery Deer Hunting Season

Chad Switzer presented the recommended changes to include additional counties with single antlerless tags, antlerless tags not valid in Sand Lake National Wildlife Refuge (NWR), modify the special access permits to include Blood Run Nature Area, and allow individuals with special access permit to have an uncased bow and to use the bow when hunting in the Blood Run Nature Area. The Sand Lake NWR change came after conversations with Refuge staff and due to the limited habitat at Sand Lake.

1. Add Brookings, Deuel, Hamlin, and McCook counties to the restricted area where only one (1) single tag antlerless deer license is valid.
2. "Any antlerless deer" licenses are not valid for the Sand Lake NWR.
3. Modify rule to allow 45 "antlerless deer" and 5 "any deer" resident licensees to hunt deer at the Adams Homestead and Nature Preserve and 5 "antlerless deer" and 5 "any deer" resident licensees to hunt deer at the Blood Run Nature Area through the issuance of "Access Permits" issued via lottery drawing by the Department.
4. Modify existing rule to allow an individual with a valid "Access Permit" to possess an uncased bow and to allow the use of bow and arrow to hunt deer and turkey within the Blood Run Nature Area.

Motion by Knippling with second by Jensen TO PROPOSE CHANGES TO ARCHERY DEER HUNTING SEASON AS PRESENTED. Motion carried unanimously.

### Muzzleloader Deer Hunting Season

Switzer presented changes to coincide with the archery season for antlerless deer. Hunter harvest and success for the last ten years was presented.

Add Brookings, Deuel, Hamlin, and McCook counties to the restricted area where only one (1) single tag antlerless deer license is valid.

Motion by Cooper with second by Knippling TO PROPOSE CHANGES TO THE MUZZLELOADER DEER HUNTING SEASON AS PRESENTED. Motion carried unanimously.

### Youth Deer Hunting Season

Switzer presented a change to the youth season by adding more counties where a youth can fill only one youth deer license and indicated youth can purchase two licenses and 42% of the youth hunters did purchase the second license with hunter harvest is 45-55% for the youth.

Add Brookings, Codington, Deuel, Grant, Hamlin, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner, and Yankton counties to the restricted area where only one youth deer license is valid.

Motion by Cerny with second by Jensen TO PROPOSE CHANGES TO THE YOUTH HUNTING SEASON AS PRESENTED. Motion carried unanimously.

### Archery Antelope Hunting Season

Chad Switzer presented changes to eliminate the two-tag license and to adjust the boundaries to include the Black Hills Fire Protection District while using the special access permit to allow for hunting in Custer State Park. The fewer licenses are due to a lower antelope population.

1. Eliminate the two-tag license valid for one "any antelope" and one "doe-fawn" antelope.
2. Include those portions of Custer and Pennington counties within the Black Hills Fire Protection District (except Custer State Park) and issue 5 special access permits via lottery drawing to those licensees who possess a valid "any antelope" resident archery license. The special access permits may be issued by lottery drawing.

Motion by Jensen with second by Peterson TO PROPOSE CHANGES TO THE ARCHERY ANTELOPE HUNTING SEASON AS PRESENTED. Motion carried unanimously.

#### Fall Turkey Hunting Seasons

Switzer presented changes to the fall turkey season to offer fewer two-tag licenses as this is used as a population reduction tool and close Harding and Turner counties to turkey hunting.

1. Offer 490 more one-tag licenses and 1,630 fewer two-tag licenses for resident hunters on the East River Prairie Units.
2. Offer 500 fewer one-tag licenses for resident hunters and 40 fewer one-tag licenses for nonresident hunters in the Black Hills.
3. Close Harding and Turner counties to fall turkey hunting.

Motion by Sather with second by Cerny TO PROPOSE CHANGES TO THE FALL TURKEY HUNTING SEASON AS PRESENTED. Motion carried unanimously.

Chairman Olson called a recess at 3:11 PM and meeting resumed at 3:40 PM.

Keith Fisk indicated there are no recommended changes to beaver, skunk, opossum, jack rabbit, fox, raccoon, badger, mink, and weasel seasons. The harvest estimates for 2010 and 2011 were calculated using a new harvest survey methodology thus showing an increase in harvest for many of the species; this will replace the previous method derived from information received from South Dakota fur buyers.

#### Bobcat Trapping and Hunting Season

Fisk presented changes to the bobcat season to include a 23 day east river season allowing one bobcat to be harvested as the population is estimated between 165-450 bobcats along the Missouri River. The season is to coincide with the west river season where 784 bobcats were harvested earlier this year by 250 trappers with one trapper harvesting 41 bobcats. Recently completed research supports that there is a harvestable population of bobcats along the Missouri River in south central South Dakota. A map was provided of the east river hunting area and public input reflected support for the season but concern for the over harvest of the bobcat. All

bobcats are inspected by staff within five days of harvest then tagged and the lower jaw removed.

Allow a limited season in certain counties east of the Missouri River with a limit of one bobcat per trapper or hunter.

Motion by Jensen with second by Peterson TO PROPOSE CHANGES TO BOBCAT TRAPPING AND HUNTING AS PRESENTED. Motion carried unanimously.

### Trapping Prohibitions

Fisk presented changes to provide consistency with similar rules for season dates and types or features of traps.

1. Change the date that traps may be placed prior to the mink season to be consistent with other administrative rules (i.e. sunrise of opening day).
2. Clarify the dimensions of colony traps used for muskrat trapping as round and square traps are now being used and current rule only addresses round traps.
3. Require on public lands and public road rights-of-ways statewide, that body grip traps with an opening greater than 36 sq. inches (larger than 160 Conibears) when used in conjunction with any bait, lure, or scent be recessed a minimum of seven inches in cubbies, baited box traps, or bucket traps.

Motion by Knippling with second by Cooper TO PROPOSE CHANGES TO TRAPPING PROHIBITIONS AS PRESENTED. Motion carried unanimously.

### Muskrat Shooting Season

Fisk presented a new rule to meet direction of the legislation passed during the last legislative session providing for a statewide hunting season for muskrats to prevent damage to private property, roads, and other infrastructure. Discussion included value of the pelt when trapped and when shot, dates, "nuisance rats", and kill permits. This past season the March and April pelts were worth \$5-\$10, pelts taken later have little value.

1. The season would be open from April 1 - August 31 statewide.
2. Only landowners and/or operators on their own property and state, county, or township highway officials within public road right-of-ways, may shoot muskrats.
3. Nontoxic shot is required for shotguns.

Motion by Cooper with second by Knippling TO PROPOSE THE MUSKRAT SHOOTING SEASON AS PRESENTED WITH THE CHANGE TO AN APRIL 1<sup>ST</sup> OPENING DATE. Motion carried unanimously.

### August Management Take Goose

Chief Kirschenmann presented a change to add four counties to the Goose Hunting Season for residents to harvest Canada geese in August. Sportsmen Against Hunger received 2,000 geese from fifteen processors last year.

Expand the open area to include the counties of Brown, Hutchinson, Spink, and Turner.

Motion by Knippling with second by Cerny TO PROPOSE CHANGES TO GOOSE HUNTING SEASON AS PRESENTED. Motion carried unanimously.

Rule Reduction Initiative

Chief Kirschenmann presented recommended changes for the three divisions that represent rule reductions that consolidate and simplify rules.

**List of Chapters and Rules modified and/or repealed.**

Uses of Parks and Public Lands	41:03:01:06	Repeal
Uses of Parks and Public Lands	41:03:01:10	Modify
Uses of Parks and Public Lands	41:03:01:22	Repeal
Uses of Parks and Public Lands	41:03:01:28	Repeal
Park Licenses	41:03:03:06:01	Modify
George S. Mickelson Trail user service fees	41:03:05:05	Repeal
Motorboats and Watercraft	41:04:05:07	Repeal
Application for License	41:06:01:10	Modify
License Forms and Fees	41:06:02:01:05	Modify
License Forms and Fees	41:06:02:02	Repeal
License Forms and Fees	41:06:02:04	Modify
License Forms and Fees	41:06:02:05	Repeal
Custer State Park restrictions	41:06:07:07	Repeal
Spring Wild Turkey Hunting Season	41:06:13:02	Modify
Spring Wild Turkey Hunting Season	41:06:13:03	Repeal
Spring Wild Turkey Hunting Season	41:06:13:04	Modify
Fall Wild Turkey Hunting Season	41:06:14:02	Modify
Fall Wild Turkey Hunting Season	41:06:14:03	Repeal
Fall Wild Turkey Hunting Season	41:06:14:04	Modify
Fall Wild Turkey Hunting Season	41:06:14:05	Modify
Custer State Park Spring Turkey Season	41:06:15:03	Repeal
Black Hills Deer Hunting Season	41:06:19:02	Modify
Black Hills Deer Hunting Season	41:06:19:04	Modify
Black Hills Deer Hunting Season	41:06:19:07	Repeal
West River Prairie Deer Season	41:06:20:02	Modify
West River Prairie Deer Season	41:06:20:03	Repeal
West River Prairie Deer Season	41:06:20:04	Repeal
East River Deer Season	41:06:21:03	Repeal
East River Deer Season	41:06:21:04	Repeal
Archery Deer Hunting Season	41:06:22:03	Repeal
Archery Deer Hunting Season	41:06:22:06	Repeal
Antelope Hunting Season	41:06:23:02	Modify
Antelope Hunting Season	41:06:23:03	Modify
Antelope Hunting Season	41:06:23:04	Repeal
Antelope Hunting Season	41:06:23:05	Repeal
Archery Antelope Hunting Season	41:06:24:03	Repeal
Custer State Park Antelope Season	41:06:25:01	Modify
Custer State Park Antelope Season	41:06:25:03	Repeal
Black Hills Elk Hunting Season	41:06:26:03	Repeal
Black Hills Elk Hunting Season	41:06:26:04	Repeal
Custer State Park Elk Hunting Season	41:06:27:03	Repeal
Custer State Park Elk Hunting Season	41:06:27:05	Repeal
CSP Early Archery Elk Season	41:06:28:03	Repeal
CSP Early Archery Elk Season	41:06:28:05	Repeal
Mountain Goat Hunting Season	41:06:29:04	Modify
CSP Bighorn Sheep Hunting Season	41:06:30	Repeal (Chapter)
National Wildlife Refuge Deer Seasons	41:06:36:02	Modify

National Wildlife Refuge Deer Seasons	41:06:36:02.01	Modify
National Wildlife Refuge Deer Seasons	41:06:36:02.02	Modify
National Wildlife Refuge Deer Seasons	41:06:36:03	Repeal
National Wildlife Refuge Deer Seasons	41:06:36:04	Repeal
Custer State Park Fall Turkey Season	41:06:38	Repeal (Chapter)
Custer State Park Deer Season	41:06:41:03	Repeal
Archery Elk Hunting Season	41:06:43:03	Repeal
Archery Elk Hunting Season	41:06:43:04	Repeal
Youth Deer Season	41:06:44:03	Repeal
General Muzzleloading Deer Season	41:06:45:03	Repeal
General Muzzleloading Deer Season	41:06:45:04	Modify
Depredation Permits	41:06:46:08	Repeal
Special CSP antlerless elk season	41:06:47:03	Repeal
Special CSP antlerless elk season	41:06:47:04	Repeal
CSP Late Archery Elk Season	41:06:48:03	Repeal
CSP Late Archery Elk Season	41:06:48:04	Repeal
Prairie Elk Hunting Season	41:06:59:03	Repeal
Prairie Elk Hunting Season	41:06:59:04	Repeal
Mountain Lion Hunting Season	41:06:61:05	Repeal
Furbearer Seasons	41:08:01:02	Modify
Furbearer Seasons	41:08:01:03	Repeal
Furbearer Seasons	41:08:01:04	Repeal
Furbearer Seasons	41:08:01:08.02	Modify
Furbearer Seasons	41:08:01:08.04	Repeal
Protected Furbearing Animals	41:08:04	Repeal (Chapter)
Bait	41:09:04:08	Repeal
Bait	41:09:04:09	Repeal
Bait	41:09:04:10	Repeal
Bait	41:09:04:13	Repeal
Private Fish Hatcheries	41:09:07:01	Repeal
Private Fish Hatcheries	41:09:07:02	Modify
Private Fish Hatcheries	41:09:07:03	Repeal
Private Fish Hatcheries	41:09:07:03.01	Repeal
Nursing Home Group Fishing	41:09:14:03	Repeal

Motion by Knippling with second by Peterson TO PROPOSE THE ADMINISTRATIVE RULE REDUCTION CHANGES AS PRESENTED. Motion carried unanimously.

#### Division of Parks and Recreation

##### Big Sioux Land Acquisition

Director Doug Hofer presented Resolution 12-06 requesting Commission approval to purchase 15 acres of land adjacent to the Big Sioux Recreation Area from Elsie L. Metz and Vernon Risty. This property would provide access to the Big Sioux River on the southern end. The City of Brandon, the Wildlife Division, and the Parks Division have agreed to each pay a third of the purchase price with the property to become an extension of the Big Sioux Recreation Area.

Motion by Peterson with second by Sather TO APPROVE RESOLUTION 12-06 AUTHORIZING THE DEPARTMENT TO COMPLETE THE PURCHASE OF 15

ACRES FOR \$35,210.00 FROM METZ AND RISTY AS PRESENTED (Appendix A).  
Motion carried unanimously.

#### Fort Randall Concession Marina

Concessions Lease Manager Sean Blanchette presented a draft First Amendment to the Fort Randall Marina Concession Lease indicating this may be an action item at the next meeting. Blanchette indicated the marina lease was inherited from the Corps of Engineers in 2001 which had been with the Fort Randall Boat Club since its inception in 1959. The Department issued a new ten-year lease with the marina in 2003 for the operation which terminated the existing Corp. The current marina operation does not provide opportunity for the public to rent slips. All slips are currently owned by individuals and sold based on their perceived value of the long-term exclusive use rights which are attached to them. The Department's goal is to convert this marina away from the club operational style to one that is open to anyone on a first-come, first-serve basis. The draft amendment contains a phased option plan which would grant no more than three 5-year lease extensions in exchange for the conversion of the marina slips to marina owned and rented slips on a seasonal basis and will update language to meet current concession lease criteria in regards to authorized services. The amendment contains a provision for a cooperative agreement between the Department and marina for the hard surfacing of the marina access road at the Department's expense but which would only take place at the time that 100% of the marina has been converted.

#### Revenue and Visitation Report

Director Hofer provided the January-April 2012 revenue report showing a 10.6% increase primarily due to the mild winter allowing park users additional opportunity to enjoy the parks. Camping is up 174.9% over April 2011 primarily due to weather differences. Visitation in the parks this year is up 28% and all weather related.

#### Custer State Park Mountain Pine Beetle

The Commissioners were taken on a tour of nearby mountain pine beetle efforts within the Park and provided an update showing the goals and efforts to create a buffer next to Forest Service land on the north border of the Park.

Chairman Olson called a recess at 4:40 PM for the tour with meeting to resume the next morning at 8 AM. Meeting resumed at 8:13 AM with Commissioners Olson, Knippling, Cooper, Jensen, Peterson, Sather, and Cerny were present and Spies was absent. Secretary Vonk was present along with media, staff, and public numbering approximately forty.

#### Wind Cave/Custer State Park Boundary Fence Agreement

Wind Cave Superintendent Vidal Davila shared the Wind Cave north boundary is adjacent to Custer State Park and more land was added to Wind Cave National Park last year. Davila indicated the desire to enter into a Memorandum of Understanding with Custer State Park regarding elk and bison that pass between the

parks. A news release regarding the cooperative management of elk will be sent to the media today.

Chief of Resources for Wind Cave Greg Schroeder indicated there are three sub herds of elk in Wind Cave and showed areas of the sub herds and location of fences indicating the elk in the herd adjacent to CSP do not leave Wind Cave. In 2005, Wind Cave put GPS radio collars on elk to track locations and show movement. Movement was to the west and south with little from the northwest herd especially the bull elk.

Fences consist of metal posts to assist with controlled burns and Wind Cave has incorporated drop down panel gates in the fence. The panel gates will be put up in late summer to discourage the elk from returning to Wind Cave. Last year was the first trial for the gates and trail cameras were used to monitor the activity and it is believed the project was 100 % successful last year. Wind Cave is ready to move forward to placing an additional sixteen gates on the west boundary and proposed six gates on the north boundary adjacent to Custer State Park.

Currently, Wind Cave has 53 active collars on elk and will provide information to GFP to assist with research. The current project using collars is a partnership with Northern Prairie Wildlife Research Center.

Gary Brundige shared information about the bison and elk movement between the parks and that Wind Cave desires a discreet bison herd; therefore, Wind Cave took over the management of the fence to assist with herd management especially during the breeding season. Wind Cave can no longer move elk to other areas due to Chronic Wasting Disease (CWD) and this is why their herd has increased.

Elk movement between the parks has been monitored since the 1990's and with CWD the fence was improved to minimize movement of the herds. CWD has been discovered in all of the Black Hills elk herds and is prevalent in Wind Cave and Unit 3 and includes free ranging deer and elk in CSP. Hunter harvest shows a low level of CWD in CSP herds. There could be an increase of CWD by 3% with the movement of elk out of Wind Cave into CSP and this is a tolerable rate. Movement of elk to CSP is a benefit by increasing the herd and reproduction which is preferable to the risk of increased CWD. Vidal stated that Wind Cave elk population is 850-900 and he would like to see half of the elk herd move to CSP or the National Forest within two years to reduce the Wind Cave herd to 400. The fence will be used seasonally to exclude elk from the park. This is a pilot program as most National Parks have boundaries too big to fence and this model appears to be very successful.

GFP staff developed a good working relationship with the landowners and landowners indicated they are okay with an increased herd with elk movement into CSP and on to private land in Unit 4. Collared elk will continue be monitored as to the areas they move. The Wind Cave monitors the collars all year and Black Hills wide and includes visual observation of collared elk in herds through out the hills. The fence has been replaced over the last five years and there is little movement from CSP to Wind Cave.

The Memorandum of Understanding will provide a mechanism to continue dialogue with Wind Cave on an annual basis regarding movement of elk and bison.

## **Agency Partner Reports**

### **Black Hills Group**

Thomas M. Juntti a retiring forest service employee gave a PowerPoint about livestock monitoring in the Black Hills indicating the Forest Service uses a take-half and leave-half system of grazing. He shared Forest Service management practices and recommended using a Robel pole when measuring the range conditions and to leave the same amount of grass every year which is a more constant amount of grass especially important in drought conditions.

Juntti conducted a study and shared his results with the Forest Service, who then debated the accuracy of the Robel pole readings. The Forest Service uses a 1,000 pound cow when computing their formula and the average weight per cow today is 1,300. Juntti believes the Forest Service is overgrazing on an average of 30% and that native grass is almost gone.

### **Big Horn Sheep Management**

Matt Rippentrop stated as a South Dakota resident his concern for the diminished big horn sheep population and without assistance from other states and Canada; we would not have a population at all. Rippentrop named the many people and organizations present showing their support for a big horn sheep tag to auction similar to sixteen other states. The dollars raised from the auction would be used for increasing the big horn sheep population and to assist the Department with management efforts by turning over 100% of the proceeds. Rippentrop indicated the Wild Sheep Foundation – Midwest Chapter is willing to support a biologist at the rate of \$25,000 a year for five years with Game, Fish, and Parks covering the balance of his salary. The Safari Club International would donate an additional \$5,000 a year for five years and other organizations are being sought to participate and support the biologist and project. Potential support could be \$110-160,000 for habitat, transfer of additional sheep, studies, watering sites, predator control, and education. Rippentrop asked for Department and Commission consideration and Game, Fish, and Parks would manage the funds for the improvement of the herd.

Chairman Olson asked the group and the department to develop a proposal for a big horn sheep auction license for Commission consideration by the August meeting.

### **Black Hills Forest Service**

Commissioner Cooper began the discussion indicating the Forest Service was asked to come and answer commonly asked questions of the Commission from the public especially from the Elk Meeting discussion on March 29. Questions were prepared and provided to Forest Supervisor Craig Bobzien prior to this meeting. Bobzien stated his appreciation for the working relationship between the National Forest and the GFP Department.

Bobzien addressed the multiple uses within the Black Hills including wildlife, recreation, grazing, forestry, water resources, and quality of the environment.

The Forest Service has 135 grazing allotments with 40% having boundaries with the primary range able to hold 23,000 cattle. A permittee must own a minimum of ten acres to have a long term permit. The Forest Service has an allotment management plan for each unit with a rest-rotation plan for the pasture included in the plan. Overgrazing is a common concern and discussions with the permittee happen early in the year to make adjustments especially in drought conditions. Grazing begins June 1-15 on Forest Service land until late September or early October. Pastures are monitored and rotated within the management plan and based on utilization. Every district has staff monitoring and working within the district and willing to view the allotment with GFP and the permittees.

Fires are a main disturbance of wildlife and are a real benefit to the habitat. Livestock are not authorized to graze on the fire disturbed land to allow reestablishment of the vegetation and often times the elk are on it right away. The rest period is a full season and can be up to three years to assist with the recovery of the vegetation.

Ruffed grouse numbers declined in 2005 along with the loss of aspen trees and other hardwoods. The plan is to double the number of aspen and monitoring the ruffed grouse will help to determine the success of the project. Prescribes fires and mechanical means will be used to control pine trees in areas they are encroaching on the aspen. Mountain Pine Beetle will not have a big affect on the pine encroaching on the aspen as it is a different type of pine tree the beetle attacks.

Riparian and trampling are closely monitored with management adjustments ongoing and discussions have begun with both agencies to improve management. The Forest Management Plan is a fifteen year plan and the economic benefits of wildlife management are recognized a definite value to all parties and has a tourism value.

Bobzien indicated to create healthy and sustainable forest conditions for wildlife and humans over time for multiple uses and management to protect these conditions is the charge of the Forest Service.

## Division of Wildlife

Region 1 Supervisor Mike Kintigh presented the 2011 Outstanding Performance Award to Region 1 Wildlife Damage Specialist Jack Erickson for taking the care of the dogs used for mountain lion tracking and complaints as well as assisting with mountain lion research.

Assistant Director Emmett Keyser presented Region 4 Supervisor Doug Alvine with his 35 year longevity pin indicating Alvine will be retiring in June and thanked Alvine for his years of service and leadership.

## Deer population reports

Andy Lindbloom gave a PowerPoint presentation on the current deer populations in western South Dakota that included history, season types, and survey information for prairie, West River, Black Hills, archery, and muzzleloader seasons. Information included success and harvest statistics since 1975.

Lindbloom provided herd composition, decrease success rates, harvest survey results and concerns, and estimates on the lower recruitment rates. He outlined the licensee types and season length, winter conditions, quality and quantity of habitat, and coyote predation. The 2012 recommendations show a 10% decrease in licenses.

Lindbloom shared brief updates on the elk project, west river mule deer project on the grasslands, Black Hills deer population estimates, antelope herd composition, SDSU captive deer project, and the mountain lion-big horn sheep prey composition project.

John Kanta provided information about the Black Hills deer herds including mortality, hunter harvest, predation, habitat, winter conditions, diseases, fawn recruitment, and management history. Kanta included licenses, harvest and success rates since 1976 with the limited issue of tags beginning in 1996. The herd is in decline and recommendations include reducing antlerless harvest in youth, archery, muzzleloader, and rifle seasons; increase harvest of lions; and reduce the number of rifle licenses. Discussion included the target number for the Black Hills herd and the desire to have the increase of deer remain on public land and in the Black Hills National Forest.

#### Sportsmen Against Hunger

Chief Tom Kirschenmann gave the annual summary indicating donations were down from previous years and most deer are from the antlerless deer licenses as were antelope. The Canada goose donations were more than 2,000 with Day and Clark County providing the most donations. Discussions are ongoing with the Fish and Wildlife Service to add the Early September season to the SAH program to assist with the increase harvest of geese.

Total expenditures for the program were \$97,118 and a resolution will be brought to the Commission at the next meeting to continue the partnership with the Sportsman Against Hunger program.

#### Fish spawning update

Chief Lott shared that spawning efforts collected 105 million walleye eggs, and 18.4 million perch eggs were harvested and will meet stocking requests. Adult gizzard shad will be stocked into Lake Oahe as the annual survey of smelt indicated a small smelt run as was expected. Urban fisheries are stocked with trap and transfer along with trout stockings in the spring and fall for increased fishing opportunities.

#### June Statewide RAP Conference

Assistant Director Emmett Keyser indicated a statewide Regional Advisory Panel (RAP) Conference is scheduled for June 6<sup>th</sup> and 7<sup>th</sup> in Pierre adjacent to the June Commission meeting and extended an invitation for Commissioners to join the RAP members on Thursday morning and provided an agenda for the Conference.

#### Lifetime licenses and SD residency

Director Leif indicated many neighboring states offer a lifetime hunting license and the funds are often put in a specific account. South Dakota did have lifetime license legislation introduced and failed. A person who purchases a lifetime of license is eligible to hunt in that state no matter where they live and can return to that state and hunt. Recently an individual came to South Dakota to establish residency to trap; however, he holds a lifetime license in Minnesota. South Dakota law states an individual cannot claim resident benefits in another state. State statute allows a person that holds a lifetime license from another state that can be used as a nonresident to purchase a resident license in SD if they meet the SD residency requirements in statute.

Vonk stated he has no lifetime license in any other state and has no interest or influence in this issue.

Director Leif introduced Cindy Longmire as the new Human Dimensions Specialist joining the Wildlife Division Staff on April 9<sup>th</sup>.

#### Public Water Zoning-Family Park

Keyser shared the proposed change was tabled in March is no longer available for action as action was required within 75 days from the Public Hearing on March 1<sup>st</sup>. The Wildlife Division is drafting a policy to address the needs of disabled persons by providing a special permit. Discussion included the need to post a sign at Family Park letting users know that no motors are allowed on the water.

#### Elk Research Update

Chad Lehman reported staff continues to be busy capturing elk in Unit 4 and southwest of the Jewel Cave area as 81 cow elk have been captured with a pregnancy rate of 95% last year it was 85%. Each area had a cow elk mortality due to lion predation. There are 37 cows in each area with implants which will alert staff when the calf is born and allow staff to capture the calf. It is hoped to capture forty calves in each area providing information to model and monitor the herd.

Mountain lion prey collection efforts show CSP may have lions that are targeting for elk calves and able locate the hiding calves especially in the first three days. Six radio collars have been purchased to collar lions that have killed elk calves so staff then tracks the lions' movements and see if they are focusing on killing elk calves.

#### Landowner Preference Point System

Director Tony Leif reported on the state statutes for elk landowner preference drawing indicating Commission rule allows 50% of the licenses go to landowners. Regional Supervisor Mike Kintigh explained the process of approving landowner preference applicants. Conservation officers review the list of landowner preference licenses and research any new recipients to confirm their eligibility including an onsite tour to determine elk use and impact on the property. Section Chief Scott Simpson summarized the elk drawing statistics for Black Hills and Custer State Park hunting licenses. For Black Hills seasons, licenses are issued on a weighted system giving applicants with 10+ preference points 30% of the tags; applicants with

2+ preference points get 15% of the tags; and 0 preference points get 5% of the tags.

Information on landowner licenses and drawings for other big game was held for the next meeting.

Motion by Knippling with second by Sather to adjourn the meeting. Meeting adjourned at 12:20 PM MDT.

Respectfully submitted,

Jeffrey R. Vonk, Department Secretary

DRAFT

Appendix A

**RESOLUTION NO. 12-06**

Whereas, the Department of Game, Fish, and Parks (GFP) has expressed an interest in acquiring real property from Elsie L. Metz, of 2809 S. West Avenue, Sioux Falls, SD 57105 and Vernon Risty, of 103 E. Brittany Drive, Arlington Heights, IL 60004, owners of property described as:

Tract 1 located in the East Half of the Southwest Quarter (E½SW¼) of Section 33, Township 102 North, Range 48 West of the 5<sup>th</sup> P.M., Minnehaha County, South Dakota; and

Whereas, said property is to be acquired by GFP and utilized for park and wildlife purposes and managed by the Division of Parks and Recreation as an expansion of the Big Sioux State Recreation Area ; and

Whereas, the funding for said acquisition will be provided through a partnership between the Division of Parks and Recreation, the Division of Wildlife, and the City of Brandon; and

Whereas, SDCL 41-4-1.1 requires that before GFP acquires and purchases property GFP must notify owners of land located adjacent to the property sought to be acquired by publishing notice of the same once in each legal newspaper of the county in which the property to be purchased is located; and

Whereas, GFP has published the required legal notice at least thirty (30) days prior to the date of action by the Commission authorizing the intended purchase, which notice included the time and location of the meeting at which the Commission's action is expected and by giving notice of instructions for presenting oral and written comments to the Commission; and

Whereas, the Commission has reviewed any and all comments that may have been received relative to the intended purchase and after consideration of the same, the Commission approves of the same.

NOW, THEREFORE, BE IT RESOLVED, that GFP is authorized to complete the purchase of the above described real property at the agreed price of \$35,210.00 and consummate the purchase agreement with Elsie L. Metz and Vernon Risty, which is acceptable to the GFP to acquire by purchase the above described real property.

Fax 605 773 6245

**GAME, FISH & PARKS**

523 East Capital  
Pierre, SD 57501  
(605)773-4510  
FAX (605)773-6245

attention: Mary Healy

**Mary.Healy@state.sd.us**

**REQUEST FOR LISTS OF LICENSE HOLDERS**

Type of List Requested *Non-Resident & Pleasant License*

Number of Licenses in list *4,000*

Name of Person, Entity, or Organization requesting list:

*Kathye Miller*

Phone Number

*605-942-7516*

Address of Person, Entity, or Organization:

*Ken Hunting Michael & Kathye Miller  
Plantation*

How would you like your list sent to you: (email or disk)

*E-MAIL*

Email Address:

Purpose for which list will be used:

*Advertising purposes - To showcase our  
Random Names Business  
Texas, North & South Carolina  
Georgia, Alabama, Minnesota & Arizona  
4000 Names*

**This list is Names and Mailing Addresses ONLY**

The sale of lists by the Department of Game, Fish & Parks is authorized by SDCL 1-27-1 and ARSD 41:06:02:04, 05 and 06. A fee of \$100 per thousand names will be assessed for the sale of this list, or a minimum of \$100 whichever is greater.

Unless requested and approved as part of this request, the license list will not include anyone under eighteen years of age. Names are for one-time use only and are to be used only by the person, entity or organization approved per this request.

*Kathye Miller*  
Authorized Signature of Purchaser

*5/24/12*  
Date

Date of Commission Action

**GAME, FISH & PARKS**

523 East Capital

Pierre, SD 57501

(605)773-4510

FAX (605)773-6245

**Mary.Healy@state.sd.us**

**REQUEST FOR LISTS OF LICENSE HOLDERS**

Type of List Requested Small Game Resident and Non Resident for year 2012

Number of Licenses in list ALL

Name of Person, Entity, or Organization requesting list:  
Cabela's

Phone Number  
\_\_\_\_\_

Address of Person, Entity, or Organization:  
One Cabela Dr  
Sidney NE

How would you like your list sent to you: (email or disk)  
\_\_\_\_\_

Email Address:  
\_\_\_\_\_

Purpose for which list will be used:  
Mailing catalog and postcard  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**This list is Names and Mailing Addresses ONLY**

The sale of lists by the Department of Game, Fish & Parks is authorized by SDCL 1-27-1 and ARSD 41:06:02:04, 05 and 06. A fee of \$100 per thousand names will be assessed for the sale of this list, or a minimum of \$100 whichever is greater.

Unless requested and approved as part of this request, the license list will not include anyone under eighteen years of age. Names are for one-time use only and are to be used only by the person, entity or organization approved per this request.

\_\_\_\_\_  
Authorized Signature of Purchaser

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date of Commission Action



May 29, 2012

S D DEPT OF GAME, FISH, & PARKS  
MARY HEALY  
523 EAST CAPITOL  
PIERRE, SD 57501-3182

Mary:

I am writing on behalf of Cabela's Inc, requesting a copy of your Small Game Hunting, Resident and Non Resident Licenses if available for the year 2012. Cabela's Inc. will use the license names & addresses for mailing of their catalog and Postcard.

Please contact me at the phone, fax, or email address below concerning the availability of the license files, number of records, method of receiving file (Email, CD, etc), and the cost.

Please respond to this request by June 22, 2012

I appreciate your attention to this matter.

Sincerely,

Roberta Shank  
[rshank@william-neil.com](mailto:rshank@william-neil.com)  
Phone: 308-255-1579  
Fax: 308-254-6102  
William-Neil Associates  
One Cabela Drive, Suite 2114  
Sidney, NE 69160

# License Sales Totals

(as of May 30)

date updated: 30 May 2012

	2011	2012	% Change
Resident Predator/Varmint	1,021	1,120	9.7%
Furbearer	1,920	2,715	41.4%
Resident Small Game	5,051	2,209	-56.3%
Resident Youth Small Game	752	683	-9.2%
Combination	28,988	35,043	20.9%
Junior Combination	3,077	4,405	43.2%
Senior Combination	0	4,283	
Resident 1-Day Fishing	1,000	1,832	83.2%
Resident Annual Fishing	29,753	45,868	54.2%
Senior Fishing	10,763	9,967	-7.4%
Resident Gamefish Spearing/Archery	1,403	1,465	4.4%
Nonresident 1-Day Fishing	2,662	5,164	94.0%
Nonresident 3-Day Fishing	2,679	4,676	74.5%
Nonresident Annual Fishing	6,494	11,092	70.8%
Nonresident Family Fishing	2,960	4,482	51.4%
Nonresident Gamefish Spearing/Archery	135	109	-19.3%
Nonresident Youth Annual Fishing	151	339	124.5%
Resident Migratory Bird Certificate	13,868	15,129	9.1%
Nonresident Predator/Varmint	1,530	1,916	25.2%
Nonresident Small Game	3,168	3,126	-1.3%
Nonresident Youth Small Game	214	224	4.7%
Nonresident Spring Light Goose	3,643	2,736	-24.9%
Nonresident Youth Spring Light Goose	130	107	-17.7%
Nonresident Migratory Bird Certificate	105	106	1.0%
Nonresident Annual Shooting Preserve	170	138	-18.8%
Resident 1-Day Small Game	171	215	25.7%
Nonresident 5-day Shooting Preserve	528	471	-10.8%
Nonresident 1-day Shooting Preserve	204	182	-10.8%
Nonresident Furbearer	81	7	-91.4%
<b>TOTAL ON FILE =</b>	<b>122,621</b>	<b>159,809</b>	<b>30.3%</b>

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## West River Deer Hunting Season Chapter 41:06:20

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>May 3-4, 2012</b>	<b>Custer State Park</b>
	<b>Public Hearing</b>	<b>June 7, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>

### COMMISSION PROPOSAL

<b>Season Dates:</b>	Units 30A (Gregory) and 50A (Mellette)	November 3-6 and November 19-25, 2012
	Units 24A (Dewey), 64A (Ziebach)	November 3-25, 2012
	20A (Corson)	
	All other units	November 10-25, 2012
	Antlerless Tags Only:	December 29, 2012 – January 6, 2013

**Open Area:** See the attached map

**Licenses:** Residents: 2,625 one-tag, 16,735 two-tag, and 3,340 three-tag licenses  
Nonresidents: 212 one-tag, 1,342 two-tag, and 268 three-tag licenses

#### **Requirements and Restrictions:**

1. 500 resident and 500 nonresident "any deer" licenses are available through the "Special Buck" application.
2. One-half of the licenses allocated in each unit are available for landowner/operator preference applicants.
3. Landowners may also purchase an "any deer" or "any deer + any antlerless deer" license that is valid only on their property as long they do not hold a regular West River deer license that allows the harvest of a buck.
4. Only persons using a wheelchair may apply for the licenses in Stanley County (Unit 58D) designated as a special "Hunters with Disabilities" unit.

#### **Recommended changes from last year:**

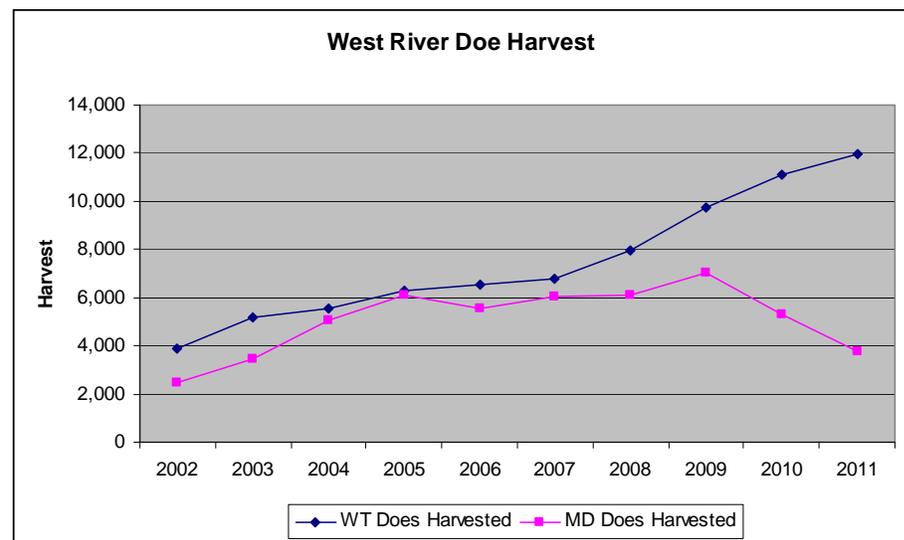
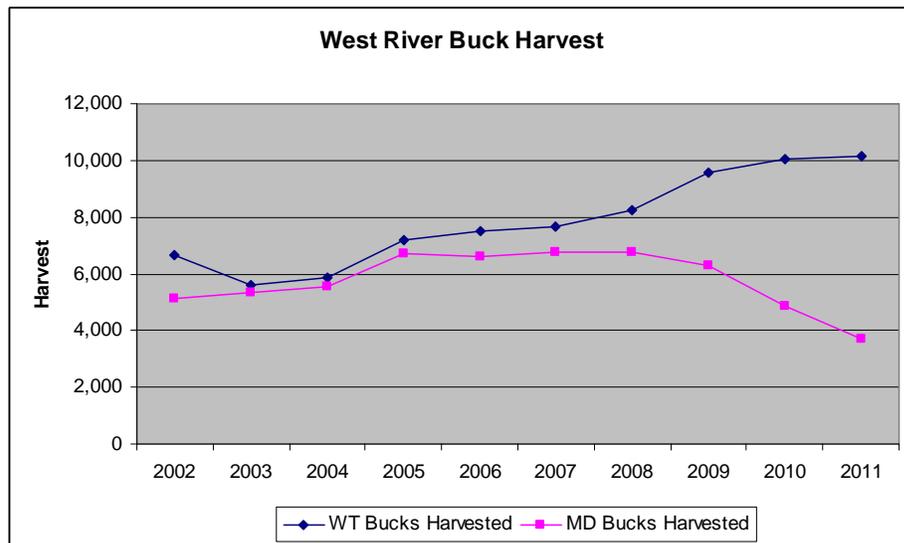
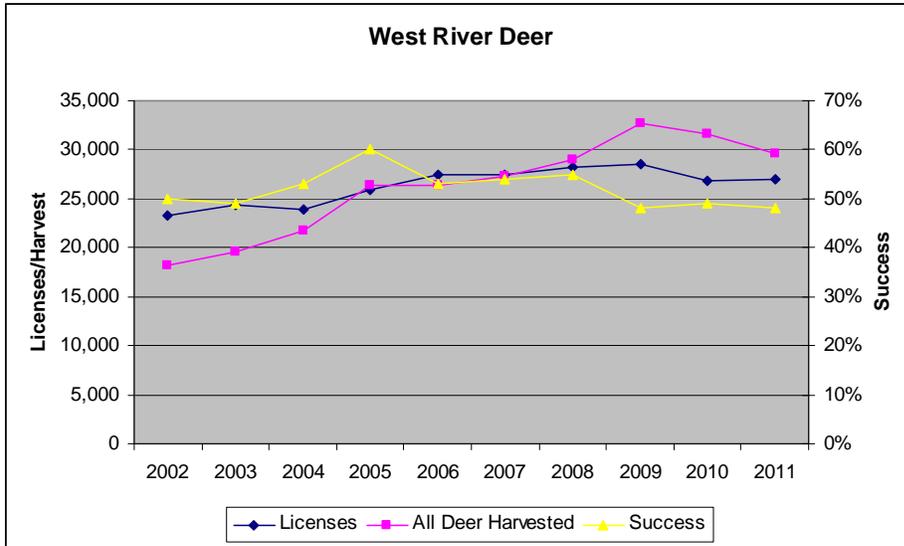
1. Adjust resident license numbers by increasing one-tag licenses by 1,590, increasing two-tag licenses by 830 (1,660 tags), and decreasing three-tag licenses by 4,960 (14,880 tags) compared to 2011.
2. Adjust nonresident license numbers by increasing one-tag licenses by 128, increasing two-tag licenses by 67 (134 tags), and decreasing three-tag licenses by 397 (1,191 tags) compared to 2011.
3. Modify the boundary description for Unit WRD-27L to add some additional public lands adjacent to the Cheyenne River and Angostura Reservoir and to make the unit boundary more easily identifiable for hunters.
4. Only unfilled "antlerless deer" and "antlerless whitetail deer" tags are valid during the antlerless deer season extension beginning the Saturday after Christmas.
5. West River antlerless deer tags are not valid during the firearms antelope hunting season in their respective units.

### DEPARTMENT RECOMMENDATION

Recommended change from proposal: None.

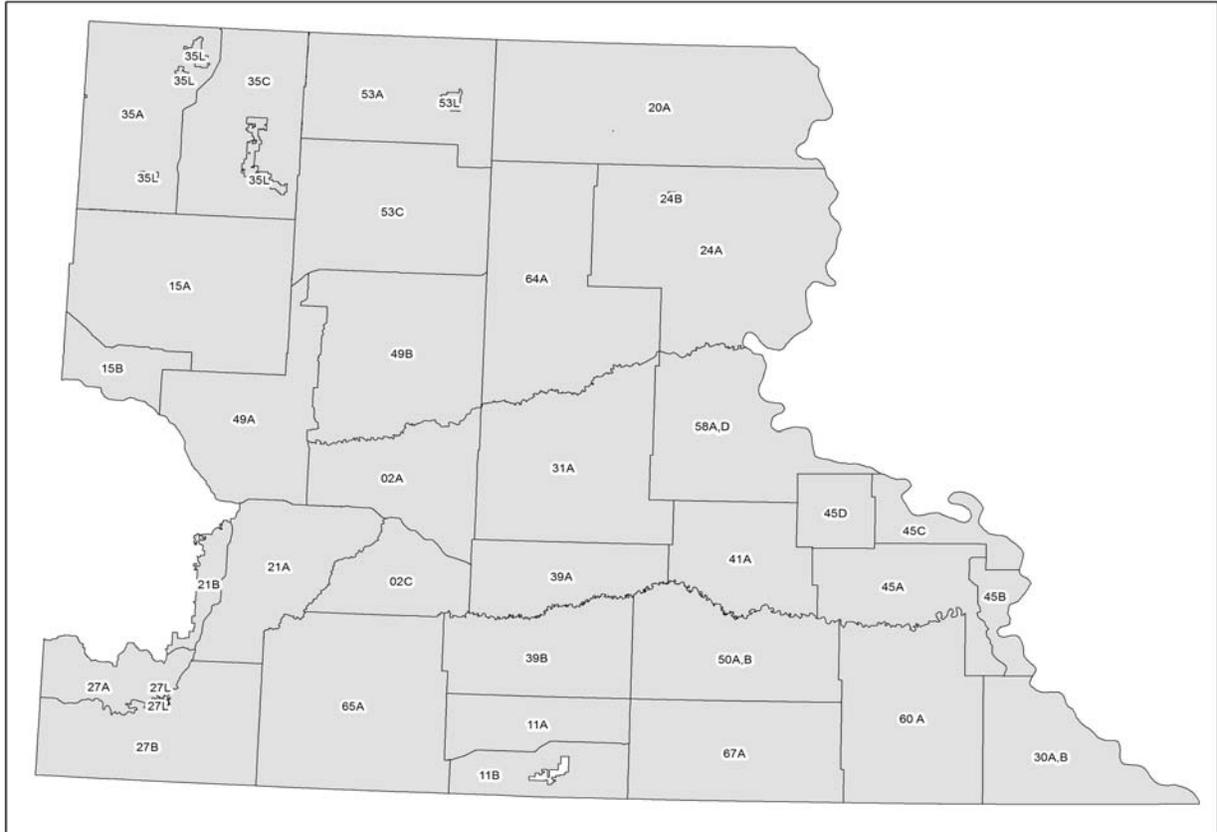
**APPROVE** \_\_\_\_\_ **MODIFY** \_\_\_\_\_ **REJECT** \_\_\_\_\_ **NO ACTION** \_\_\_\_\_

**SUPPORTIVE INFORMATION**



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

# WEST RIVER DEER UNITS



**West River Deer License & Tag Numbers**

Unit	Resident		Nonresident		Unit	Resident		Nonresident	
	Licenses	Tags	Licenses	Tags		Licenses	Tags	Licenses	Tags
02A	900	1,800	72	144	39A	400	800	32	64
02C	400	400	32	32	39B	350	800	28	64
11A	350	700	28	56	41A	700	1,600	56	128
11B	340	900	28	74	45A	800	2,000	64	160
15A	1,100	1,900	88	152	45B	350	900	28	72
15B	850	1,700	68	136	45C	50	120	5	12
20A	550	1,100	44	88	45D	100	200	9	18
21A	400	400	32	32	49A	950	1,900	76	152
21B	150	150	12	12	49B	1,500	3,400	120	272
24A	500	1,000	40	80	50A	500	1,250	40	100
24B	20	40	2	4	50B	800	1,950	64	156
27A	150	150	12	12	53A	850	1,700	68	136
27B	750	1,300	60	104	53C	1,100	2,200	88	176
27L	15	15	2	2	53L	15	30	2	4
30A	1,150	2,500	92	200	58A	700	950	56	76
30B	1,150	2,500	92	200	58D	10	10	2	2
31A	850	1,700	68	136	60A	1,900	4,300	152	344
35A	400	550	32	44	64A	650	1,300	52	104
35C	450	750	36	60	65A	100	150	8	12
35L	100	100	8	8	67A	300	900	24	72

West River Deer - 2012

Unit	Resident Licenses														Nonresident Licenses														License Totals																															
	AnyD 01	AtID 03	AD+2AtID 06	3 AtID 07	AD+AtID 08	2 AtID 09	AnyW 11	AtIW 13	AW+2AtIW 16	3 AtIW 17	AW+AtIW 18	2 AtIW 19	AnyD 01	AtID 03	AD+2AtID 06	3 AtID 07	AD+AtID 08	2 AtID 09	AnyW 11	AtIW 13	AW+2AtIW 16	3 AtIW 17	AW+AtIW 18	2 AtIW 19	RES 1-tag	RES 2-tag	RES 3-tag	RES Licenses	RES Tags	NR 1-tag	NR 2-tag	NR 3-tag	NR Lic	NR Tags																										
02A					500	100					300					40	8						24		400	900		900	1800				72	72	144																									
02C	350						50						28					4							400			400	400	32			32	32																										
11A					150	100					100					12	8						8		400	350		350	700		28		28	56																										
11B					120				120	100						10						10	8		300	120	220	340	900		10	18	28	74																										
15A	300										550	250	24										44	20	300	800		1,100	1,900	24	64		88	152																										
15B					700	150										56	12								850			850	1,700		68		68	136																										
20A					150	150					250					12	12						20		550			550	1,100		44		44	88																										
21A	250						150						20						12					400			400	400		32		32	32																											
21B	150												12											150			150	150		12		12	12																											
24A					150	100					250					12	8						20		150			500	500	1,000		40		40	80																									
24B										10	10												1	1		20		20	20	40		2		2	4																									
27A	150												12											150			150	150		12		12	12																											
27B	200					100					300	150	16			8							24	12	200	550		750	1,300	16	44		60	104																										
27L	15												2											15			15	15		2		2	2																											
30A					600						200	350				48									950	200		1,150	2,500		76	16	92	200																										
30B					600						200	350				48									950	200		1,150	2,500		76	16	92	200																										
31A					600	100					150					48	8						12		850			850	1,700		68		68	136																										
35A	250										150		20											250	150		400	550		20	12	32	44																											
35C	150										300		12											150	300		450	750		12	24	36	60																											
35L	100												8											100			100	100		8		8	8																											
39A					200	50					150					16	4						12		400			400	800		32		32	64																										
39B					150	100					100					12	8								250	100		350	800		20	8	28	64																										
41A					350	150					200					28	12								500	200		700	1,600		40	16	56	128																										
45A					400						250	150				32									400	400		800	2,000		32	32	64	160																										
45B					150						150	50				12									150	200		350	900		12	16	28	72																										
45C					30						20					3									30	20		50	120		3	2	5	12																										
45D					40						60					4									100			100	200		9		9	18																										
49A					700	100					150					56	8								950			950	1,900		76		76	152																										
49B					700	400					400					56	32								1,100	400		1,500	3,400		88	32	120	272																										
50A					250						150	100				20									250	250		500	1,250		20	20	40	100																										
50B					450						150	200				36									450	350		800	1,950		36	28	64	156																										
53A					300						350	200				24									850			850	1,700		68		68	136																										
53C					500						500	100				40									1,100			1,100	2,200		88		88	176																										
53L					15											2									15			15	30		2		2	4																										
58A	300	150									250		24	12											450	250		700	950		36	20	56	76																										
58D	5	5											1	1										10			10	10		2		2	2																											
60A					800	600					500					64	48								1,400	500		1,900	4,300		112	40	152	344																										
64A					300	100					250					24	8								650			650	1,300		52		52	104																										
65A	50					50							4			4									50	50		100	150		4	4	8	12																										
67A			200	100											16	8											300	300	900			24	24	72																										
TOTAL	2,270	155	200	100	9,055	2,200	200			2,420	620	4,070	1,410	183	13	16	8	727	176	16		194	50	326	113	2,625	16,735	3,340	22,700	46,115	212	1,342	268	1,822	3,700																									
Unit	AnyD 01	AtID 03	AD+2AtID 06	3 AtID 07	AD+AtID 08	2 AtID 09	AnyW 11	AtIW 13	AW+2AtIW 16	3 AtIW 17	AW+AtIW 18	2 AtIW 19	AnyD 01	AtID 03	AD+2AtID 06	3 AtID 07	AD+AtID 08	2 AtID 09	AnyW 11	AtIW 13	AW+2AtIW 16	3 AtIW 17	AW+AtIW 18	2 AtIW 19	RES 1-tag	RES 2-tag	RES 3-tag	RES Licenses	RES Tags	NR 1-tag	NR 2-tag	NR 3-tag	NR Lic	NR Tags																										
<b>RES &amp; NR:</b>																												<b>2,837</b>	<b>18,077</b>	<b>3,608</b>	<b>24,522</b>	<b>49,815</b>																												

WEST RIVER DEER  
2011--2012 Comparison

Unit	2011 Resident Licenses	2012 Resident Licenses	# Change	% Change	2011 Resident Tags	2012 Resident Tags	# Change	% Change
02A	1,000	900	-100	-10%	2,000	1,800	-200	-10%
02C	700	400	-300	-43%	1,400	400	-1,000	-71%
11A	350	350	0	0%	1,050	700	-350	-33%
11B	300	340	40	13%	900	900	0	0%
15A	1,350	1,100	-250	-19%	2,700	1,900	-800	-30%
15B	1,000	850	-150	-15%	2,000	1,700	-300	-15%
20A	750	550	-200	-27%	1,800	1,100	-700	-39%
21A	550	400	-150	-27%	1,100	400	-700	-64%
21B	250	150	-100	-40%	500	150	-350	-70%
24A	600	500	-100	-17%	1,800	1,000	-800	-44%
24B	20	20	0	0%	40	40	0	0%
27A	300	150	-150	-50%	300	150	-150	-50%
27B	800	750	-50	-6%	1,400	1,300	-100	-7%
27L	25	15	-10	-40%	25	15	-10	-40%
30A	1,150	1,150	0	0%	2,500	2,500	0	0%
30B	1,150	1,150	0	0%	2,500	2,500	0	0%
31A	950	850	-100	-11%	2,700	1,700	-1,000	-37%
35A	500	400	-100	-20%	1,000	550	-450	-45%
35C	600	450	-150	-25%	1,200	750	-450	-38%
35L	200	100	-100	-50%	200	100	-100	-50%
39A	550	400	-150	-27%	1,500	800	-700	-47%
39B	350	350	0	0%	1,050	800	-250	-24%
41A	750	700	-50	-7%	2,250	1,600	-650	-29%
45A	750	800	50	7%	1,750	2,000	250	14%
45B	350	350	0	0%	850	900	50	6%
45C	50	50	0	0%	100	120	20	20%
45D	100	100	0	0%	200	200	0	0%
49A	1,000	950	-50	-5%	2,150	1,900	-250	-12%
49B	1,400	1,500	100	7%	4,200	3,400	-800	-19%
50A	500	500	0	0%	1,500	1,250	-250	-17%
50B	800	800	0	0%	2,400	1,950	-450	-19%
53A	1,000	850	-150	-15%	2,000	1,700	-300	-15%
53C	1,250	1,100	-150	-12%	2,500	2,200	-300	-12%
53L	35	15	-20	-57%	70	30	-40	-57%
58A	850	700	-150	-18%	1,450	950	-500	-34%
58D	10	10	0	0%	10	10	0	0%
60A	1,800	1,900	100	6%	4,100	4,300	200	5%
64A	750	650	-100	-13%	1,800	1,300	-500	-28%
65A	100	100	0	0%	150	150	0	0%
67A	300	300	0	0%	600	900	300	50%
<b>TOTAL</b>	<b>25,240</b>	<b>22,700</b>	<b>-2,540</b>	<b>-10%</b>	<b>57,745</b>	<b>46,115</b>	<b>-11,630</b>	<b>-20%</b>

Note: An additional 8% of the number of licenses will be available to nonresidents.

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Black Hills Deer Hunting Season

### Chapter 41:06:19

<b>Commission Meeting Dates:</b>	<b>Proposal</b> <b>May 3-4, 2012</b> <b>Public Hearing</b> <b>June 7, 2012</b> <b>Finalization</b> <b>June 7-8, 2012</b>	<b>Custer State Park</b> <b>Pierre</b> <b>Pierre</b>
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### COMMISSION PROPOSAL

- Season Dates:**                      November 1-30, 2012
- Open Area:**                            Black Hills
- Licenses:**                              200 resident and 16 nonresident "Any" deer licenses  
     3,000 resident and 240 nonresident "Any Whitetail" deer licenses  
     150 resident and 12 nonresident "Antlerless Whitetail" deer licenses

**Requirements and Restrictions:**

1. One-half of the resident licenses allocated for each unit are available for landowner preference.

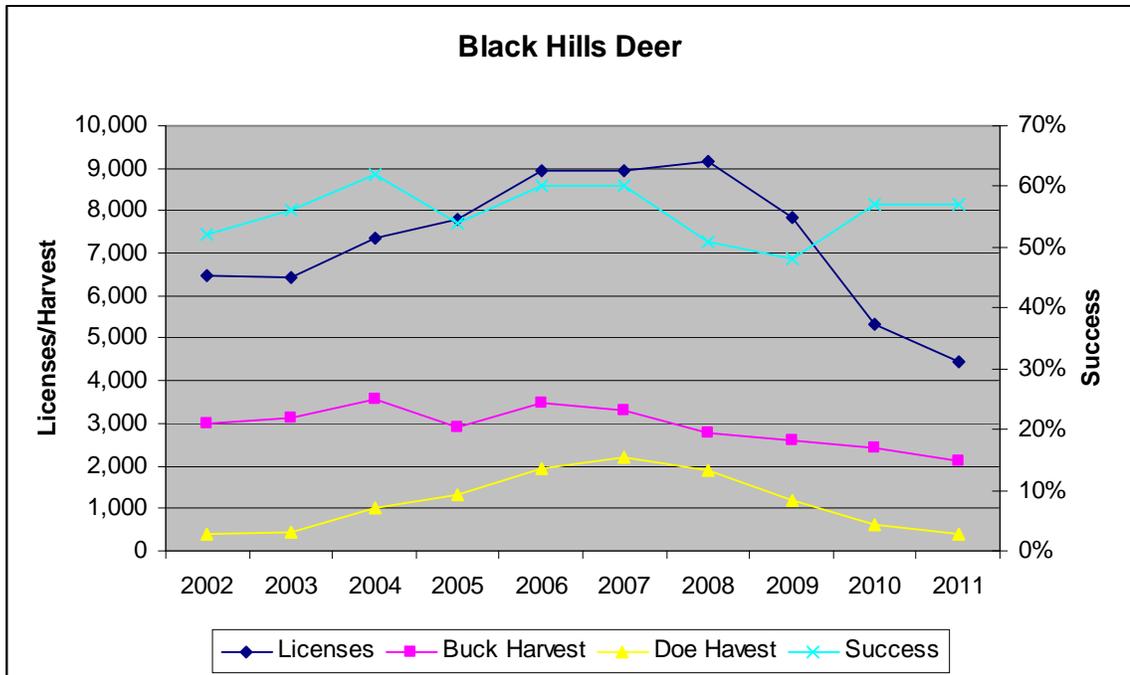
**Recommended changes from last year:**

1. Offer residents 200 and nonresidents 16 fewer "Any" deer licenses than 2011.
2. Offer residents 500 and nonresidents 40 fewer "Any Whitetail" deer licenses than 2011.
3. Offer residents 50 and nonresidents 4 fewer "Antlerless Whitetail" deer licenses than 2011.

### DEPARTMENT RECOMMENDATION

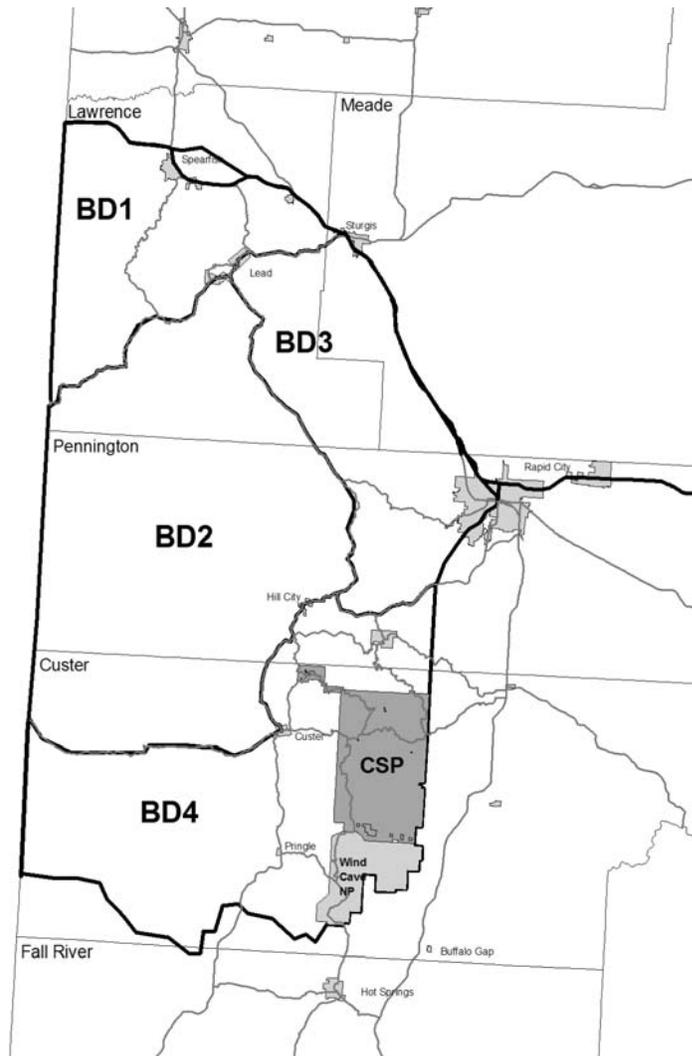
Recommended changes from proposal: None.

### SUPPORTIVE INFORMATION



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

# BLACK HILLS DEER UNITS



**BH1 – All of the area in BD1, BD2, BD3 and BD4**

## Black Hills Deer Licenses - 2012

	Resident Licenses		Nonresident Licenses	
	"Any Deer"	"Any Whitetail"	"Any Deer"	"Any Whitetail"
BH1	200	3,000	16	240
	"Anterless Deer"	"Anterless Whitetail"	"Anterless Deer"	"Anterless Whitetail"
BD1	0	150	0	12
BD2	0	0	0	0
BD3	0	0	0	0
BD4	0	0	0	0

Black Hills Deer - 2012

Unit	Resident Licenses			Nonresident Licenses			License Totals								
	Any D	Any WT	Atl Whitetail	Any D	Any WT	Atl Whitetail	RES	RES	RES	RES	NR	NR	NR	NR	
	01	11	13	01	11	13	1-tag	2-tag	Lic	Tags	1-tag	2-tag	Lic	Tags	
BD1			150			12	150		150	150	12		12	12	
BD2															
BD3															
BD4															
BH1	200	3,000		16	240		3,200		3,200	3,200	256		256	256	
TOTAL	200	3,000	150	16	240	12	3,350		3,350	3,350	268		268	268	
Unit	Any D	Any WT	Atl Whitetail	Any D	Any WT	Atl Whitetail	RES	RES	RES	RES	NR	NR	NR	NR	
	01	11	13	01	11	13	1-tag	2-tag	Lic	Tags	1-tag	2-tag	Lic	Tags	
							<b>RES and NR:</b>		<b>3,618</b>		<b>3,618</b>	<b>3,618</b>			

BLACK HILLS DEER  
2011--2012 Comparison

Resident Licenses												
Unit	Any Deer				Any Whitetail				Antlerless Whitetail			
	Year		Change		Year		Change		Year		Chage	
	2011	2012	#	%	2011	2012	#	%	2011	2012	#	%
BD1									200	150	-50	-25%
BD2												
BD3												
BD4												
BH1	400	200	-200	-50%	3,500	3,000	-500	-14%				
<b>TOTAL</b>	<b>400</b>	<b>200</b>	<b>-200</b>	<b>-50%</b>	<b>3,500</b>	<b>3,000</b>	<b>-500</b>	<b>-14%</b>	<b>200</b>	<b>150</b>	<b>-50</b>	<b>-25%</b>

Note: An additional 8% of the number of licenses will be available to nonresidents.

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Archery Deer Hunting Season

Chapter 41:06:22 and Chapter 41:03:01

Commission Meeting Dates:	Proposal	May 3-4, 2012	Custer State Park
	Public Hearing	June 7, 2012	Pierre
	Finalization	June 7-8, 2012	Pierre

### COMMISSION PROPOSAL

**Season Dates:** September 22, 2012 – January 15, 2013

**Open Area:** Statewide

**Licenses:** Unlimited resident and nonresident “any deer” licenses  
Unlimited resident and nonresident single and double tag “any antlerless deer” licenses

#### Requirements and Restrictions:

1. A person may purchase no more than five (5) archery deer licenses regardless of type.
2. 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. Residents and nonresidents may purchase one (1) statewide “any antlerless deer” single-tag license. Single and double tag “any antlerless deer” licenses can be purchased for all areas open to archery deer hunting excluding the Black Hills Fire Protection District (no “any antlerless deer” license valid) and designated counties (Brookings, Codington, Deuel, Grant, Hamlin, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner, and Yankton) in eastern South Dakota (one “any antlerless deer” license is valid).
3. Shooting hours are ½ hour before sunrise to ½ hour after sunset.
4. From Jan 1-15, all licenses are valid for antlerless deer only.
5. Sand Lake NWR is open Oct 15 – Jan 15, except during the Sand Lake NWR firearm deer season.
6. Waubay Lake State Game Refuge and Waubay National Wildlife Refuge in Day County are open through Dec 31, except during refuge deer seasons.
7. Lacreek NWR is open through Dec 31, except during the Lacreek NWR firearm deer seasons.
8. Licensees must obtain an access permit from the Department issued by lottery drawing before hunting the Adams Homestead and Nature Preserve and the Blood Run Nature Area.

#### Recommended changes from last year:

1. Add Brookings, Deuel, Hamlin, and McCook counties to the restricted area where only one (1) single tag antlerless deer license is valid.
2. “Any antlerless deer” licenses are not valid for the Sand Lake NWR.
3. Modify rule to allow 45 “antlerless deer” and 5 “any deer” resident licensees to hunt deer at the Adams Homestead and Nature Preserve and 5 “antlerless deer” and 5 “any deer” resident licensees to hunt deer at the Blood Run Nature Area through the issuance of “Access Permits” issued via lottery drawing by the Department.
4. Modify existing rule to allow an individual to possess an uncased bow and to allow the use of bow and arrow to hunt deer and turkey within the Blood Run Nature Area.

### DEPARTMENT RECOMMENDATION

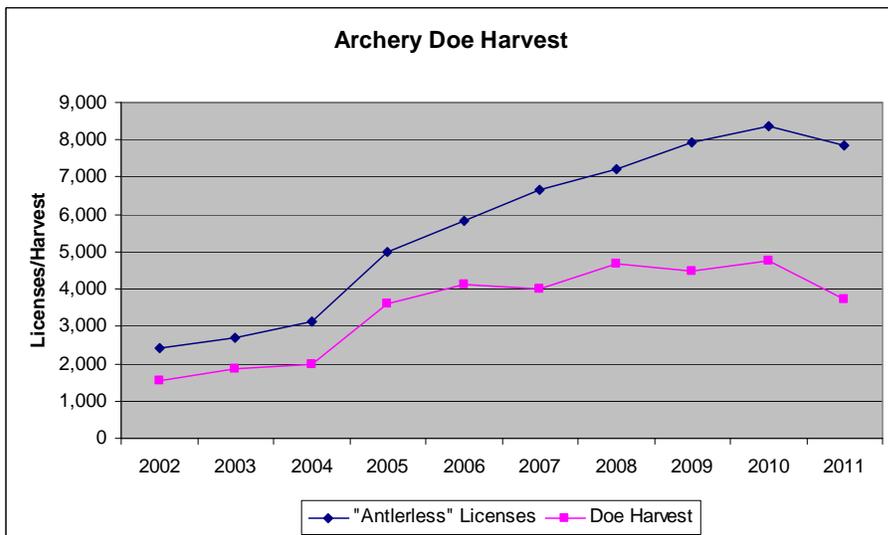
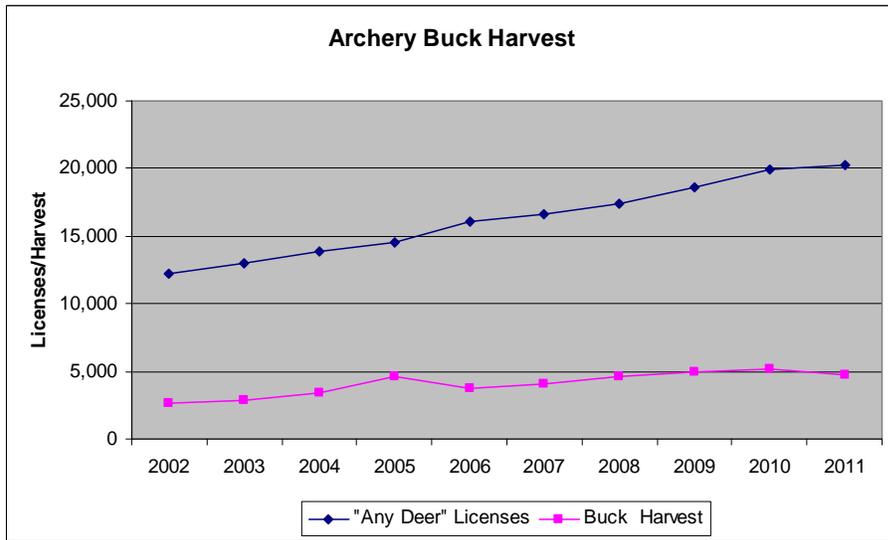
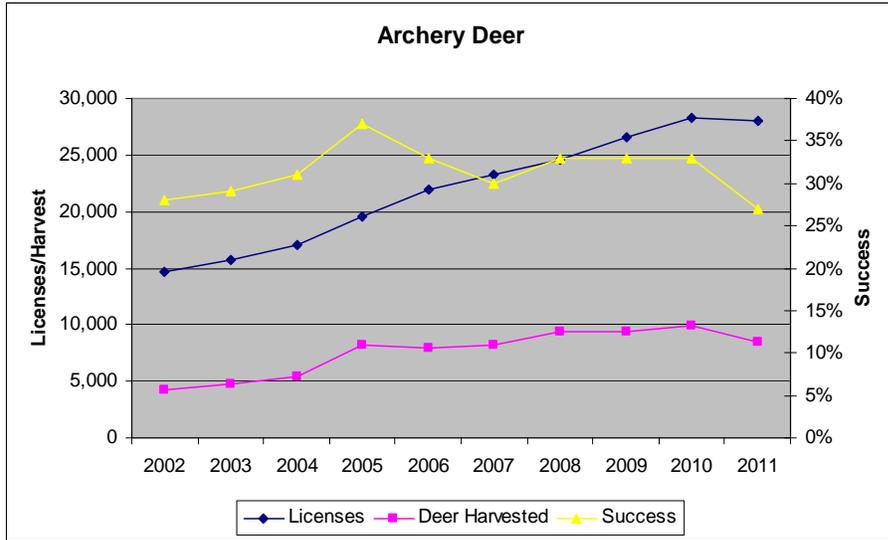
Recommended changes from proposal:

1. **41:06:22:01.01. Open units -- Number and type of licenses available.** The following is a description of the open units and the number and type of licenses available in each unit:  
(1) Unit ARD-ST1: Statewide; unlimited “any deer” licenses, and unlimited “antlerless deer” licenses, and unlimited two-tag “antlerless deer” licenses may be issued. One single tag statewide “any antlerless deer” license may be purchased. However, the licenses are valid only for “antlerless deer” from January 1 to January 15, inclusive;

**APPROVE** \_\_\_\_\_ **MODIFY** \_\_\_\_\_ **REJECT** \_\_\_\_\_ **NO ACTION** \_\_\_\_\_

**SUPPORTIVE INFORMATION**

These changes to administrative rule would: 1) authorize the possession of uncased bows by the licensed hunters for archery hunting at the Blood Run Nature Area during established season dates; 2) correct the licenses types that are valid for Unit ARD-ST1.



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

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

**General Muzzleloading Deer Hunting Season**

**Chapter 41:06:45 and Chapter 41:06:04**

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>May 3-4, 2012</b>	<b>Custer State Park</b>
	<b>Public Hearing</b>	<b>June 7, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>

**COMMISSION PROPOSAL**

**Season Dates:** December 1, 2012 – January 15, 2013

**Open Area:** Statewide

**Licenses:** 1,000 “any deer” licenses  
Unlimited single and double “any antlerless deer” licenses

**Requirements and Restrictions:**

1. A hunter may possess no more than five (5) general muzzleloading deer license of any type.
2. Only residents are eligible to apply for “any deer” tags.
3. Both residents and nonresidents may purchase “any antlerless deer” licenses. One (1) statewide single-tag license can be purchased. Single and double tag “any antlerless deer” licenses can be purchased for all areas open to muzzleloader deer hunting excluding the Black Hills Fire Protection District and designated counties (Brookings, Codington, Deuel, Grant, Hamlin, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner, and Yankton) in eastern South Dakota.
4. Shooting hours are ½ hour before sunrise to ½ hour after sunset.
5. From Jan 1-15, all licenses are valid for antlerless deer only.
6. Sand Lake National Wildlife Refuge, Lacreek National Wildlife Refuge, Lake Andes National Wildlife Refuge, Waubay National Wildlife Refuge, Waubay State Game Refuge, Farm Island State Recreation Area, LaFramboise Island Nature Area, and the Fort Meade Bureau of Land Management South unit and the signed portion of the North unit are closed to general muzzleloading deer hunting.

**Recommended changes from last year:**

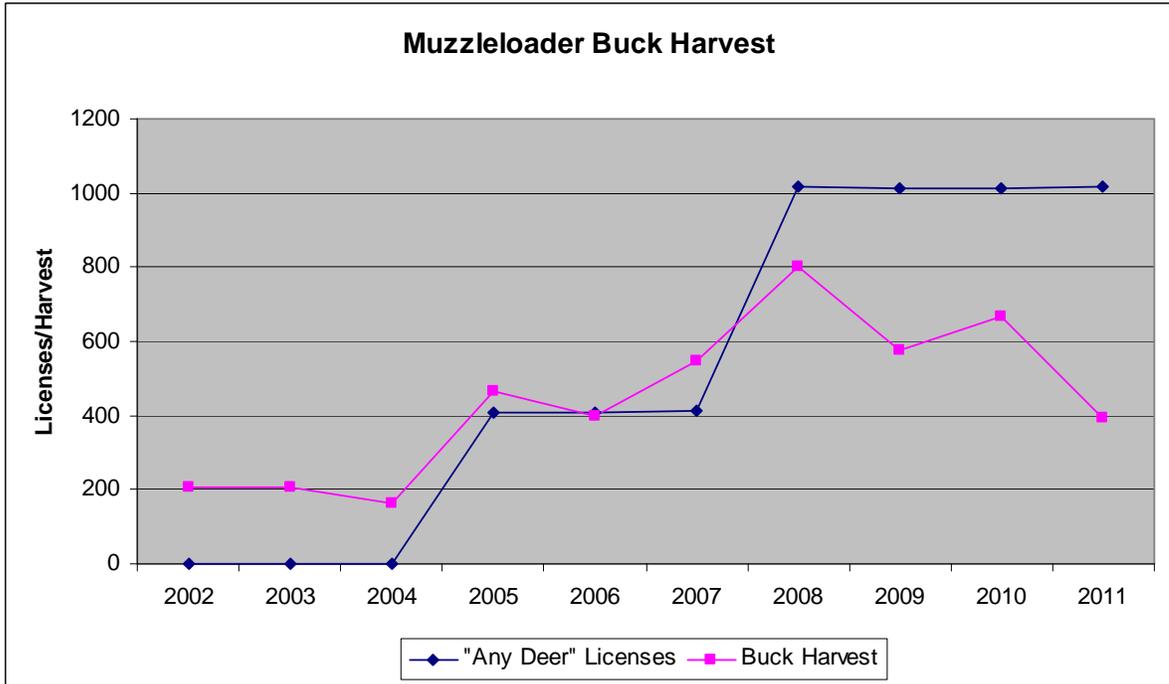
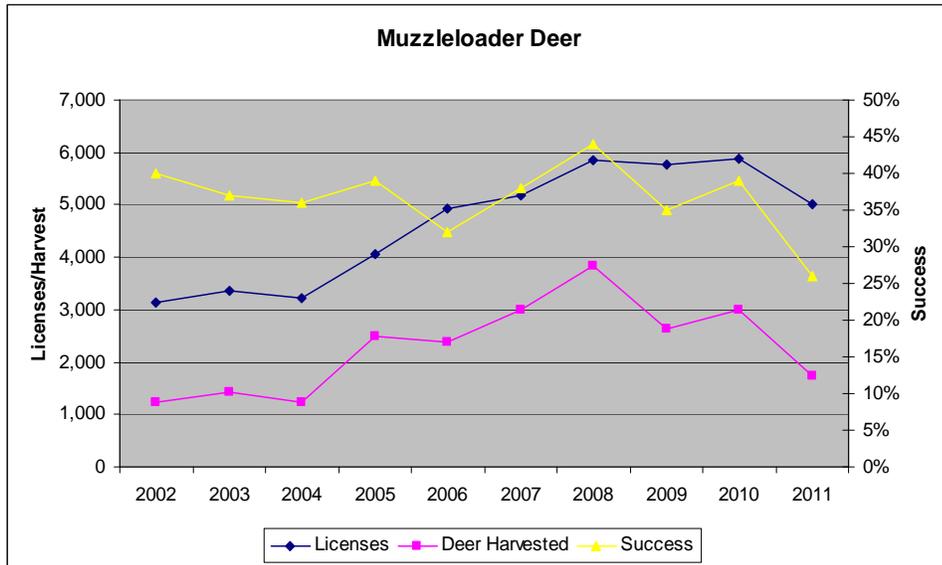
1. Add Brookings, Deuel, Hamlin, and McCook counties to the restricted area where only one (1) single tag antlerless deer license is valid.

**SUPPORTIVE INFORMATION**

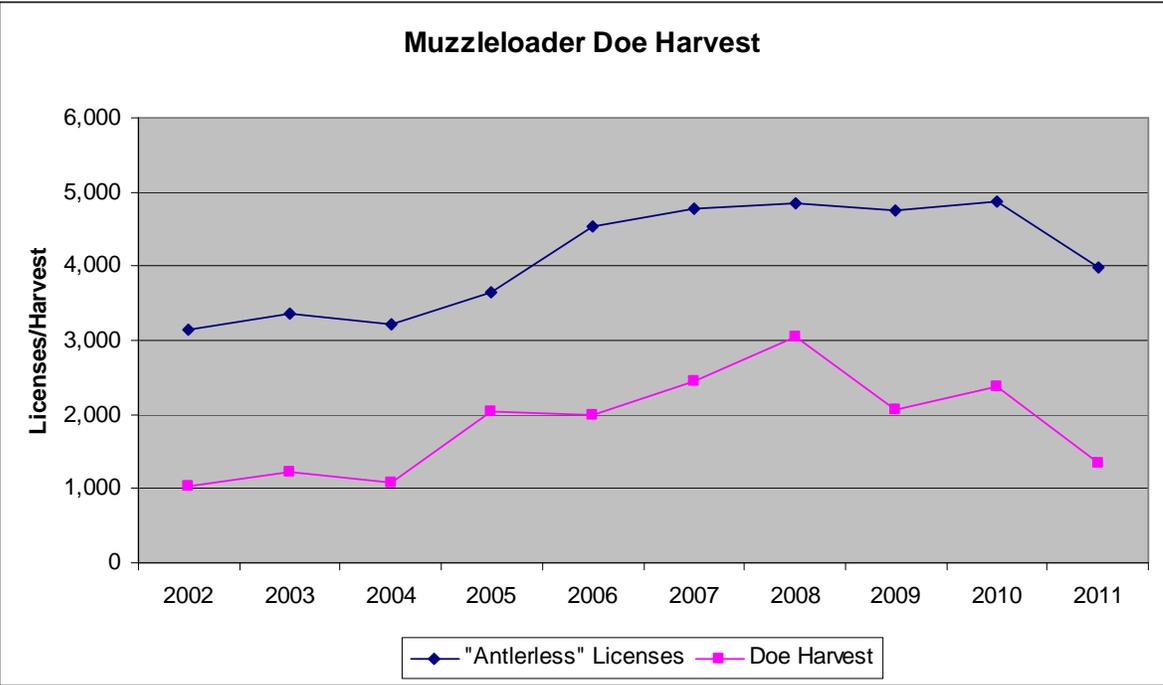
Recommended changes from proposal: None.

**SUPPORTIVE INFORMATION**

**APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_**



APPROVE   
  MODIFY   
  REJECT   
  NO ACTION



APPROVE \_\_\_\_    MODIFY \_\_\_\_    REJECT \_\_\_\_    NO ACTION \_\_\_\_

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Youth Deer Hunting Season Chapter 41:06:44

<b>Commission Meeting Dates:</b>	Proposal	May 3-4, 2012	Custer State Park
	Public Hearing	June 7, 2012	Pierre
	Finalization	June 7-8, 2012	Pierre

### COMMISSION PROPOSAL

**Season Dates:** September 8, 2012 – January 15, 2013

**Open Area:** Statewide

**Licenses:** Single tag “any antlerless deer” licenses

**Requirements and Restrictions:**

1. Both residents and nonresidents that have not reached the age of 18 years old on June 30 may purchase a youth deer license.
2. Allow a resident parent and/or guardian to purchase a Youth Deer license.
3. Each hunter must be accompanied by an adult while hunting.
4. Shooting hours are ½ hour before sunrise to ½ hour after sunset.
5. Receipt of a license does not affect eligibility for other seasons.
6. Hunters may purchase up to two (2) youth deer licenses.
7. Sand Lake National Wildlife Refuge, Lacreek National Wildlife Refuge, Lake Andes National Wildlife Refuge, Waubay National Wildlife Refuge, Waubay State Game Refuge, Farm Island State Recreation Area, LaFramboise Island Nature Area, and the Fort Meade Bureau of Land Management South unit and the signed portion of the North unit are closed to youth deer hunting.

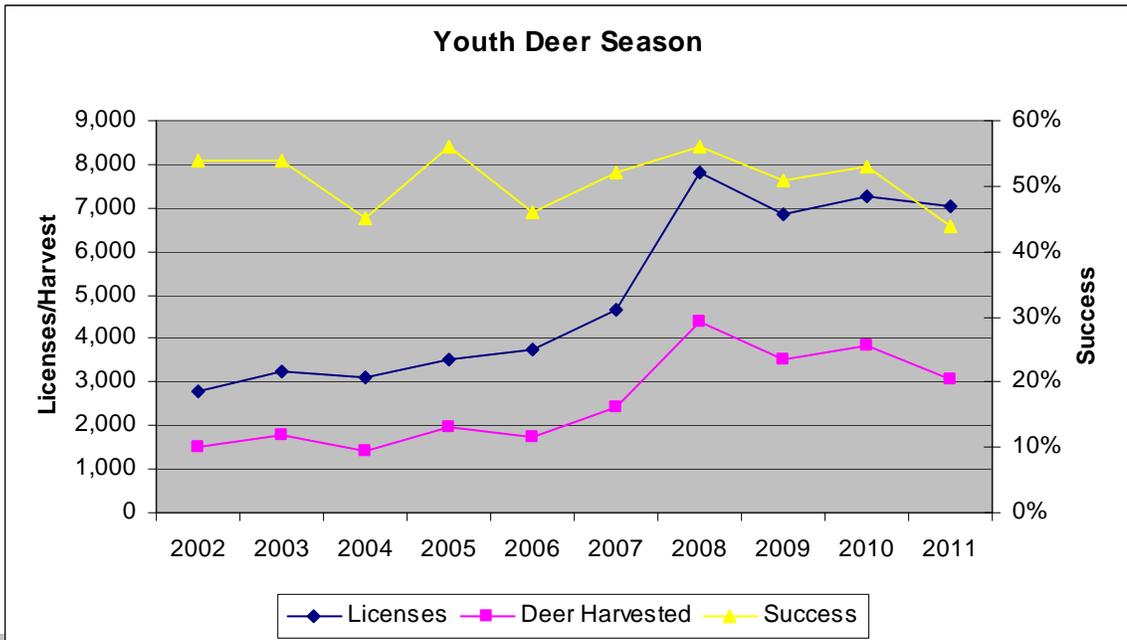
**Recommended change from last year:**

1. Add Brookings, Codington, Deuel, Grant, Hamlin, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner and Yankton counties to the restricted area where only one youth deer license is valid.

### DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

### SUPPORTIVE INFORMATION



APPROVE    
  MODIFY    
  REJECT    
  NO ACTION

# Archery, Muzzleloader & Youth Deer Hunting Seasons 2012 "Antlerless Licenses" Restrictions

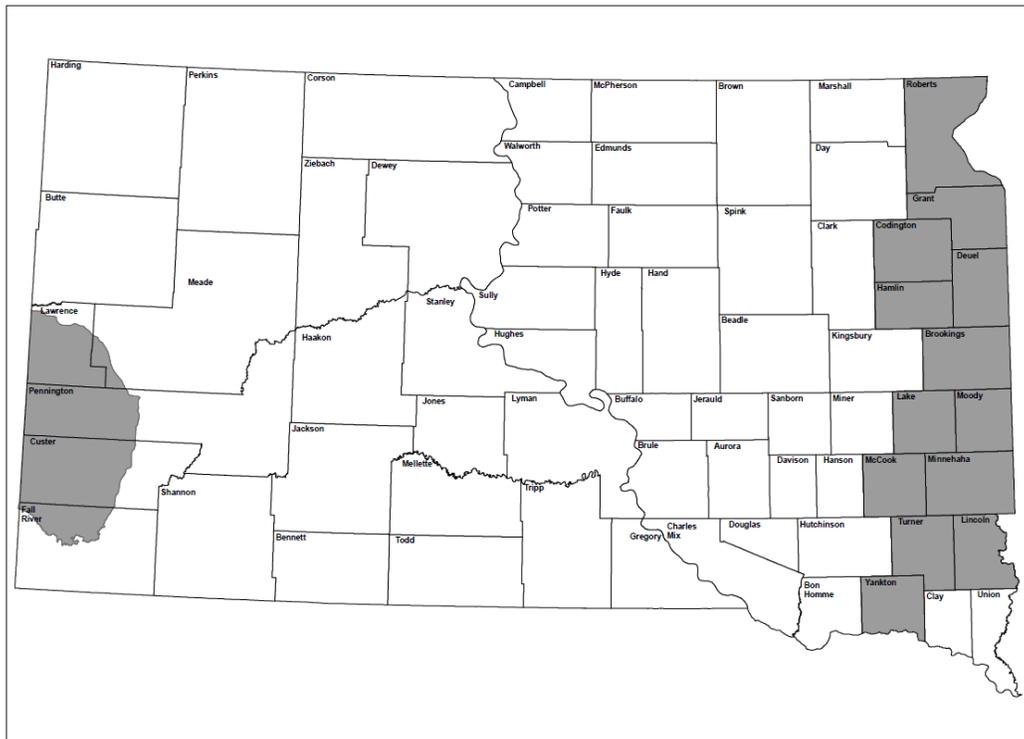
## Archery and Muzzleloader Seasons

1. Single and double tag antlerless licenses are available in all areas open to archery and muzzleloading hunting where no restrictions apply.
2. For both archery and muzzleloader hunting seasons, the following restrictions apply: 1) antlerless deer licenses are not available in the Black Hills Fire Protections District; and 2) only one (1) single tag antlerless deer license is valid in Brookings, Codington, Deuel, Grant, Hamlin, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner, and Yankton counties in eastern South Dakota.
3. Archery antlerless deer licenses are not valid on Sand Lake National Wildlife Refuge in Brown County.

## Youth Season

1. Hunters may purchase up to two (2) youth deer licenses, with only one (1) youth deer license valid within the Black Hills Fire Protection District and the counties of Brookings, Codington, Deuel, Grant, Hamlin, Lake, Lincoln, McCook, Minnehaha, Moody, Roberts, Turner, and Yankton.

### **Antlerless Licenses Restrictions**



# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Archery Antelope Hunting Season Chapter 41:06:24

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>May 3-4, 2012</b>	<b>Custer State Park</b>
	<b>Public Hearing</b>	<b>June 7, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>

### COMMISSION PROPOSAL

**Season Dates:** August 18 – October 31, 2012 except when the prairie (firearm) antelope season is open.

**Open Area:** All areas where the prairie (firearm) antelope season is open and Brule, Buffalo, Hand, and Campbell counties; and the portions of Custer and Pennington counties within the Black Hills Fire Protection District with special access permits.

**Licenses:** Unlimited resident “any antelope” licenses.  
Unlimited nonresident “any antelope” licenses.

**Requirements and Restrictions:**

1. A person may have only one (1) archery antelope license.
2. Shooting hours are ½ hour before sunrise to ½ hour after sunset.

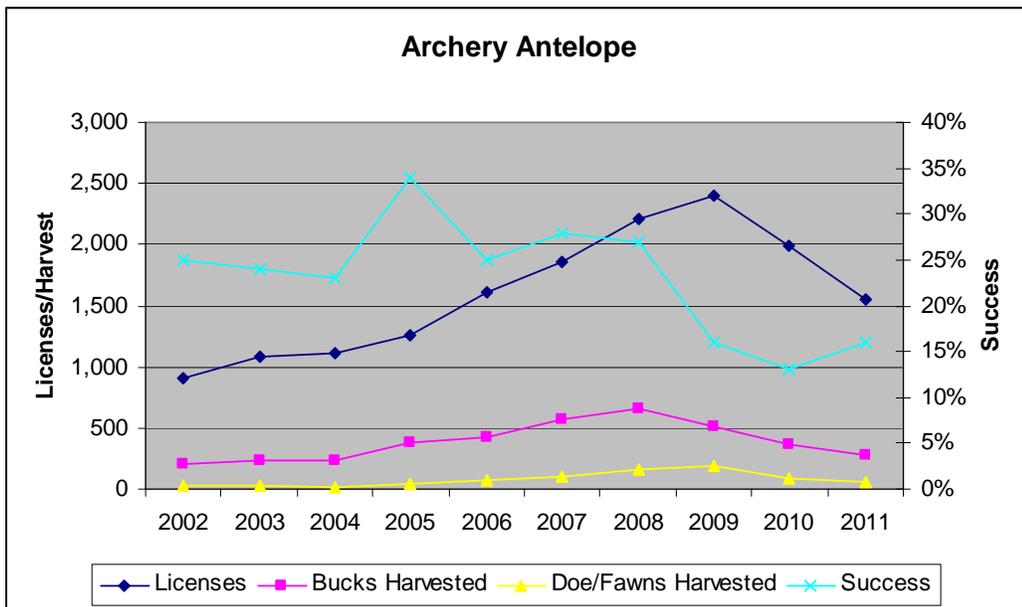
**Recommended change from last year:**

1. Eliminate the two-tag license valid for one “any antelope” and one “doe-fawn” antelope.
2. Include those portions of Custer and Pennington counties within the Black Hills Fire Protection District (except Custer State Park) and issue 5 access permits via lottery drawing to those licensees who possess a valid “any antelope” resident archery license.

### DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

### SUPPORTIVE INFORMATION



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

## Fall Wild Turkey Hunting Season Chapter 41:06:14

Commission Meeting Dates:	Proposal	May 3-4, 2012	Custer State Park
	Public Hearing	June 7, 2012	Pierre
	Finalization	June 7-8, 2012	Pierre

### COMMISSION PROPOSAL

**Season Dates:** October 1, 2012 – January 31, 2013

**Licenses:**

Black Hills	2,500 resident and 200 nonresident one-tag “any turkey” licenses
ER Prairie	Residents: 1,600 one-tag, 690 two-tag “any turkey” licenses
WR Prairie	Unlimited resident and nonresident 2-tag “any turkey” licenses for the West River Prairie Unit (WR1).

### Requirements and Restrictions:

1. One-half of the prairie licenses are available for landowner preference applicants.
2. A person may apply for both a Black Hills license and a prairie unit license in the first drawing.
3. A person is limited to a total of five (5) fall turkey licenses.
4. Brookings, Marshall, Day, Roberts, Grant, Hutchinson and Turner, Minnehaha, Davison and Hanson, Deuel, and Moody counties, and the areas below Oahe Dam east of FASR 1806 and north of Hwy 14 in Stanley County, are designated for shotgun or archery hunting only.
5. A person may not use any firearm on LaFramboise Island or on the south unit and the signed portion of the north unit of the Bureau of Land Management Fort Meade Recreation Area.
6. Prairie units adjoining the Cheyenne and White Rivers include an adjacent area one mile wide on the opposite side of the river.
7. No person may shoot a turkey that is in a tree or roost.

### Recommended changes from last year:

1. Offer 490 more one-tag licenses and 1,630 fewer two-tag licenses for resident hunters on the East River Prairie Units.
2. Offer 500 fewer one-tag licenses for resident hunters and 40 fewer one-tag licenses for nonresident hunters in the Black Hills.
3. Close Harding and Turner counties to fall turkey hunting.

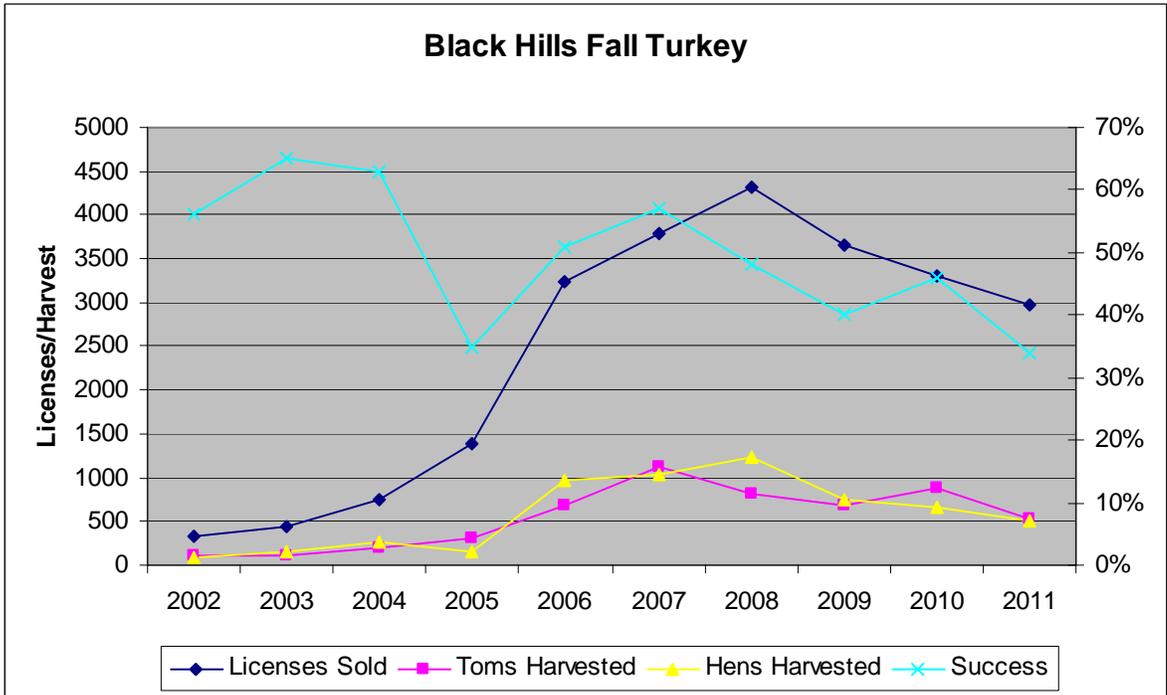
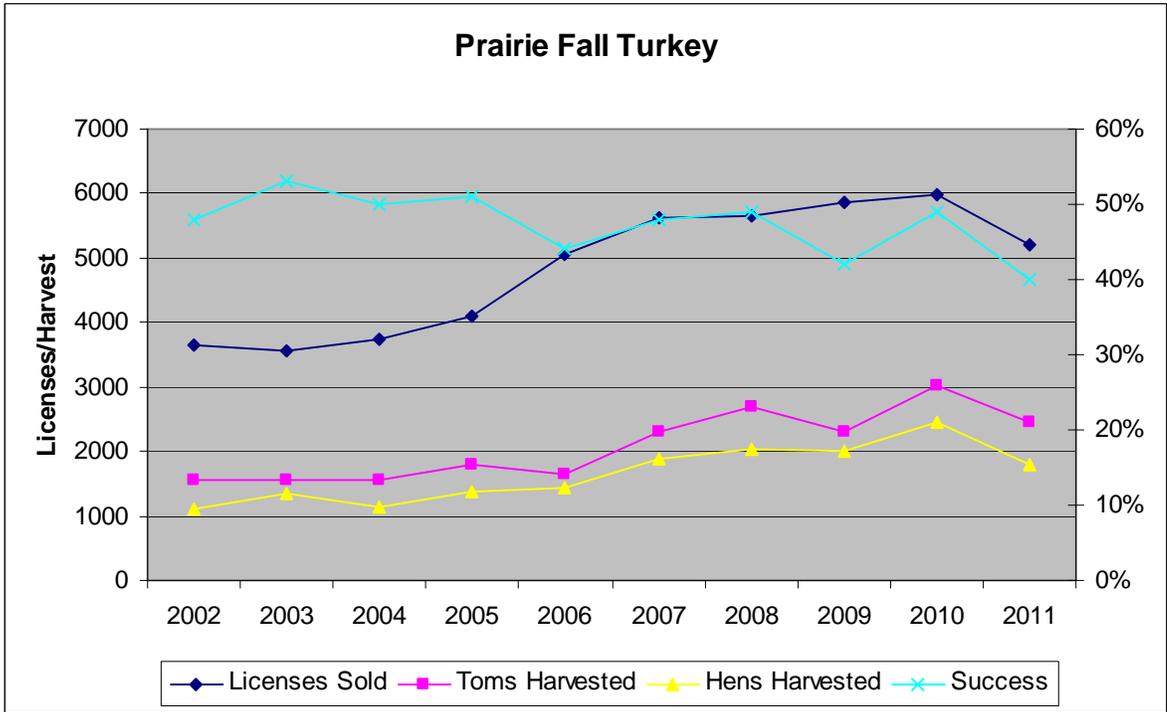
### DEPARTMENT RECOMMENDATION

### Recommended changes from proposal:

1. Reduce the number of Black Hills fall turkey hunting licenses to 2,000 resident and 160 nonresident one-tag “any turkey” licenses.

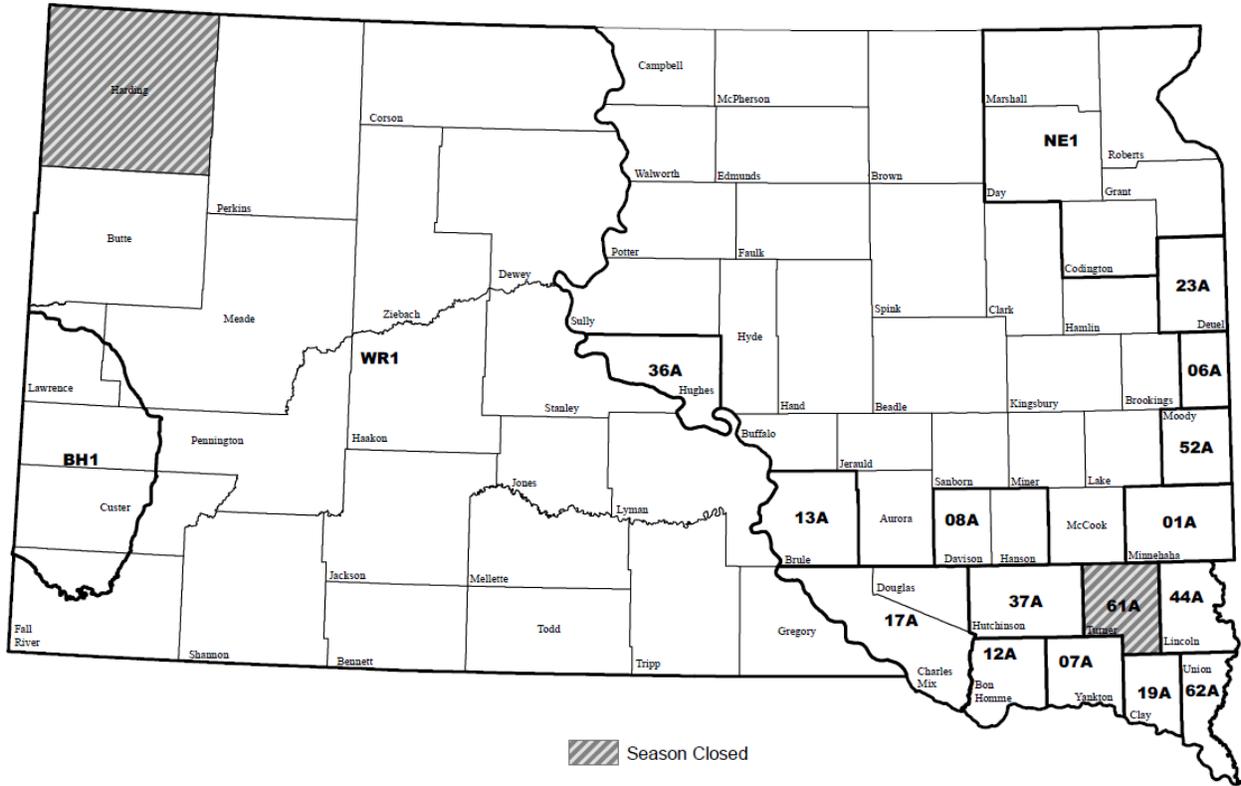
APPROVE \_\_\_\_ MODIFY \_\_\_\_ REJECT \_\_\_\_ NO ACTION \_\_\_\_

**SUPPORTIVE INFORMATION**



**APPROVE** \_\_\_ **MODIFY** \_\_\_ **REJECT** \_\_\_ **NO ACTION** \_\_\_

# FALL TURKEY UNITS



## Fall Turkey Licenses - 2012 (All tags are for “any turkey”)

Unit	1-tag	2-tag	Unit	1-tag	2-tag
01A	60		23A	50	
06A	40		36A	50	
07A	130		37A	30	
08A		50	44A	70	
12A		180	52A	20	
13A	150		62A		60
17A		350	NE1	1,000	
19A		50	BH1	2,000	

West River Prairie Unit (WR1)—Unlimited resident and nonresident 2-tag “any turkey” licenses

Fall Turkey - 2012

Unit	Resident		Nonresident		License Totals							
	AnyT 31	2 AnyT 37	AnyT 31	2 AnyT 37	RES 1-tag	RES 2-tag	RES Licenses	RES Tags	NR 1-tag	NR 2-tag	NR Lic	NR Tags
01A	60				60		60	60				
06A	40				40		40	40				
07A	130				130		130	130				
08A		50				50	50	100				
12A		180				180	180	360				
13A	150				150		150	150				
17A		350				350	350	700				
19A		50				50	50	100				
23A	50				50		50	50				
36A	50				50		50	50				
37A	30				30		30	30				
44A	70				70		70	70				
52A	20				20		20	20				
61A												
62A		60				60	60	120				
NE1	1,000				1,000		1,000	1,000				
BH1	2,000		160		2,000		2,000	2,000	160		160	160
<b>TOTAL</b>	<b>3,600</b>	<b>690</b>	<b>160</b>		<b>3,600</b>	<b>690</b>	<b>4,290</b>	<b>4,980</b>	<b>160</b>		<b>160</b>	<b>160</b>
Unit	AnyT 31	2 AnyT 37	AnyT 31	2 AnyT 37	RES 1-tag	RES 2-tag	RES Licenses	RES Tags	NR 1-tag	NR 2-tag	NR Lic	NR Tags
			<b>RES &amp; NR:</b>		<b>3,760</b>	<b>690</b>	<b>4,450</b>	<b>5,140</b>				

FALL TURKEY  
2011--2012 Comparison

Unit	2011 Resident Licenses	2012 Resident Licenses	# Change	% Change	2011 Resident Tags	2012 Resident Tags	# Change	% Change
01A	70	60	-10	-14%	70	60	-10	-14%
06A	50	40	-10	-20%	50	40	-10	-20%
07A	150	130	-20	-13%	150	130	-20	-13%
08A	60	50	-10	-17%	120	100	-20	-17%
12A	200	180	-20	-10%	400	360	-40	-10%
13A	150	150	0	0%	150	150	0	0%
17A	350	350	0	0%	700	700	0	0%
19A	50	50	0	0%	100	100	0	0%
23A	50	50	0	0%	50	50	0	0%
36A	60	50	-10	-17%	60	50	-10	-17%
37A	30	30	0	0%	30	30	0	0%
44A	80	70	-10	-13%	160	70	-90	-56%
52A	20	20	0	0%	20	20	0	0%
61A	30	0	-30	-100%	30	0	-30	-100%
62A	80	60	-20	-25%	160	120	-40	-25%
NE1	2,000	1,000	-1,000	-50%	3,500	1,000	-2,500	-71%
BH1	3,000	2,000	-1,000	-33%	3,000	2,000	-1,000	-33%
<b>TOTAL</b>	<b>6,430</b>	<b>4,290</b>	<b>-2,140</b>	<b>-33%</b>	<b>8,750</b>	<b>4,980</b>	<b>-3,770</b>	<b>-43%</b>

Note: An additional 8% of the number of licenses will be available to nonresidents for the Black Hills.  
Unlimited resident and nonresident 2-tag "any turkey" licenses for the West River Prairie Unit.

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Bobcat Trapping and Hunting Season Chapter 41:08:01

Commission Meeting Dates:	Proposal	May 3-4, 2012	Custer State Park
	Public Hearing	June 7, 2012	Pierre
	Finalization	June 7-8, 2012	Pierre

### COMMISSION PROPOSAL

#### Season Dates:

December 8, 2012 – February 15, 2013

December 8, 2012 – December 30, 2012

#### Area:

All counties west of the Missouri River.

Buffalo, Brule, Charles Mix, Bon Homme, and Yankton counties.

#### Requirements and Restrictions:

1. Trappers or hunters who participate in the bobcat season east river are limited to one bobcat per trapper or hunter.
2. A bobcat taken must be presented to a conservation officer or wildlife damage specialist for registration and tagging of the pelt within 5 days of harvest. Additionally, once the season has closed, an individual has 24 hours to notify a conservation officer or wildlife damage specialist of any untagged bobcats harvested during the season. The pelt must be removed from the carcass and the carcass must be surrendered to the conservation officer or wildlife damage specialist. After the pelt has been tagged, it shall be returned to the hunter or trapper. Upon request, the carcass may be returned to the hunter or trapper after the carcass has been inspected and the lower jaw has been removed. A person may only possess, purchase or sell raw bobcat pelts that are tagged through the eyeholes with the tag provided by the department.

#### Recommended changes from last year:

1. Allow a limited season in certain counties east of the Missouri River with a limit of one bobcat per trapper or hunter.

### DEPARTMENT RECOMMENDATION

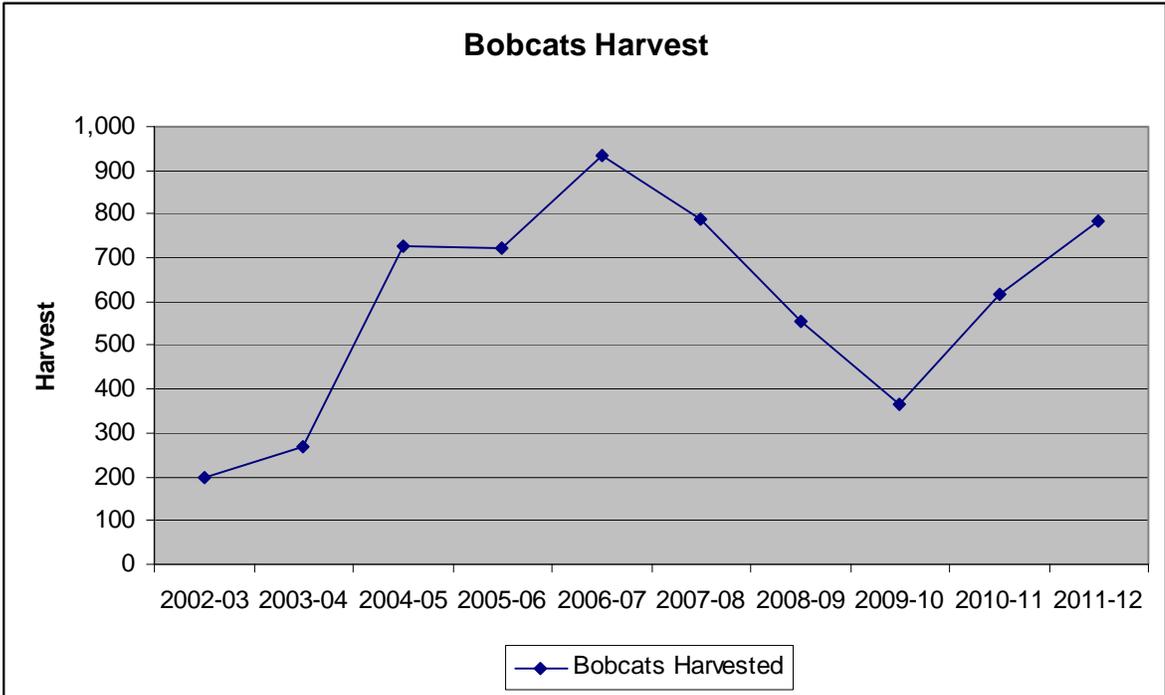
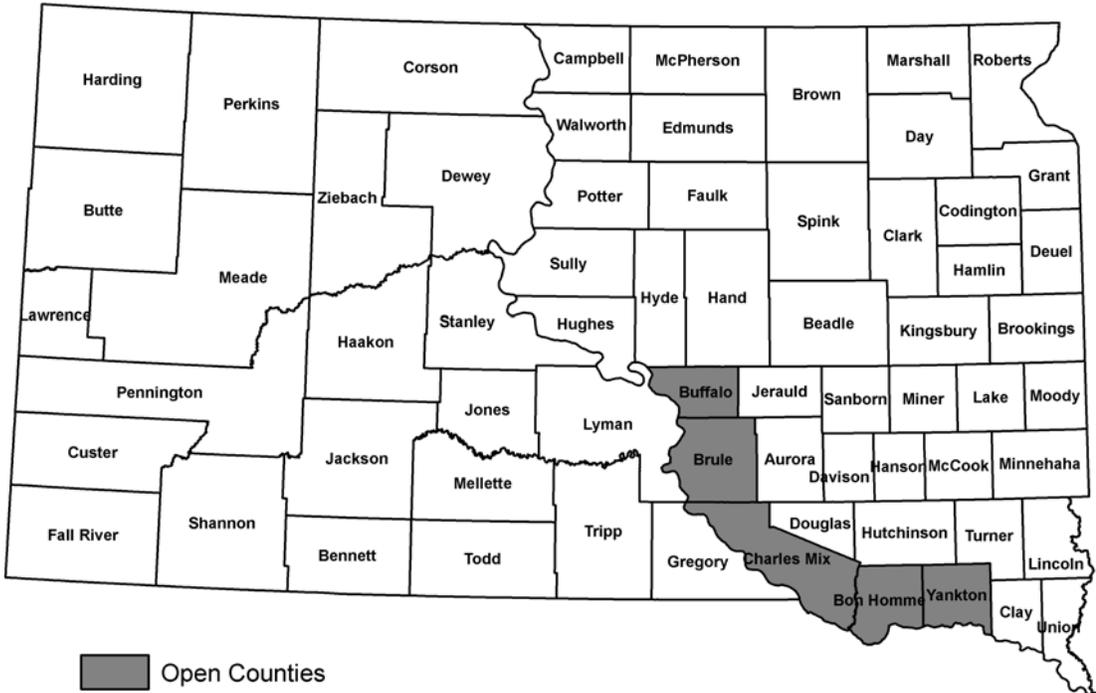
Recommended changes from proposal: None.

### SUPPORTIVE INFORMATION

Recently completed research has verified that there is a harvestable population of bobcats along the Missouri River in south central South Dakota. The proposed season east river would allow trappers and hunters a unique opportunity to harvest a bobcat where previously this opportunity only existed in western South Dakota.

APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

# 2012-2013 Proposed Bobcat Season - East River



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Trapping Prohibitions Chapter 41:08:02

Commission Meeting Dates:	Proposal	May 3-4, 2012	Custer State Park
	Public Hearing	June 7, 2012	Pierre
	Finalization	June 7-8, 2012	Pierre

### COMMISSION PROPOSAL

#### Recommended changes from last year:

1. Change the date that traps may be placed prior to the mink season to be consistent with other administrative rules (i.e. sunrise of opening day).
2. Clarify the dimensions of colony traps used for muskrat trapping as round and square traps are now being used and current rule only addresses round traps.
3. Require on public lands and public road rights-of-ways statewide, that body grip traps with an opening greater than 36 sq. inches (larger than 160 Conibears) when used in conjunction with any bait, lure, or scent be recessed a minimum of seven inches in cubbies, baited box traps, or bucket traps.

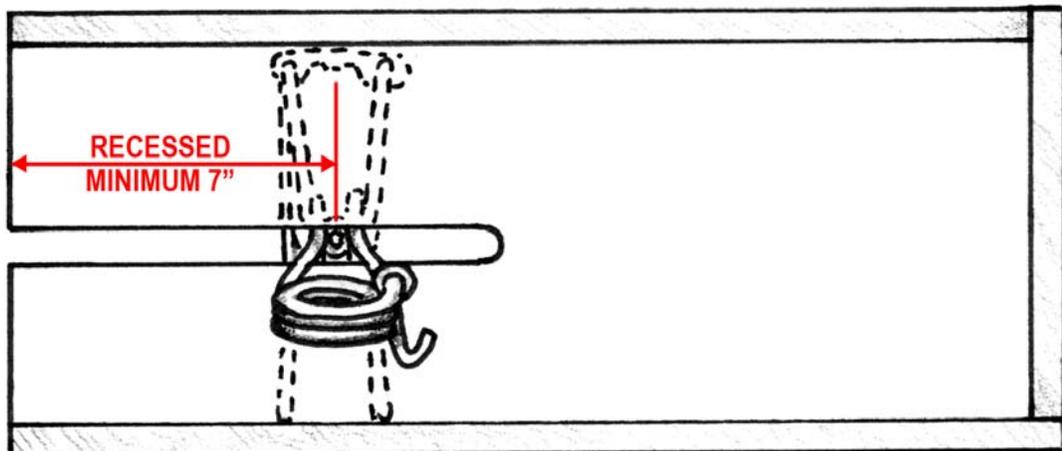
### DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

### SUPPORTIVE INFORMATION

These recommended changes are to address administrative rules to become consistent with other rules pertaining to season dates, as well as, to clarify the dimensions for round and square muskrat traps as the current rule only refers to round traps.

The recommend change regarding body grip trap restrictions is to address growing concerns from upland bird hunters that utilize hunting dogs on public lands and public road right-of-ways. As fur prices have increased over the last several years, GFP has seen a significant increase in the number of baited box traps or bucket traps that are used on public lands and public road right-of-ways. These cubbies, baited box traps, or bucket traps are very effective at taking raccoons, opossum, and skunk; however, GFP has had three reported cases this past year of two dogs and a cat being killed in these trap sets. By adopting these recommended changes, the possibility of unintentionally killing a dog in these types of sets should be significantly reduced.



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

# GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

## Muskrat Hunting Season Chapter 41:08:01

Commission Meeting Dates:	Proposal	May 3-4, 2012	Custer State Park
	Public Hearing	June 7, 2012	Pierre
	Finalization	June 7-8, 2012	Pierre

### COMMISSION PROPOSAL

Create a new administrative rule to initiate a limited hunting season for muskrats statewide to address damage to roads and other infrastructure as well as private property.

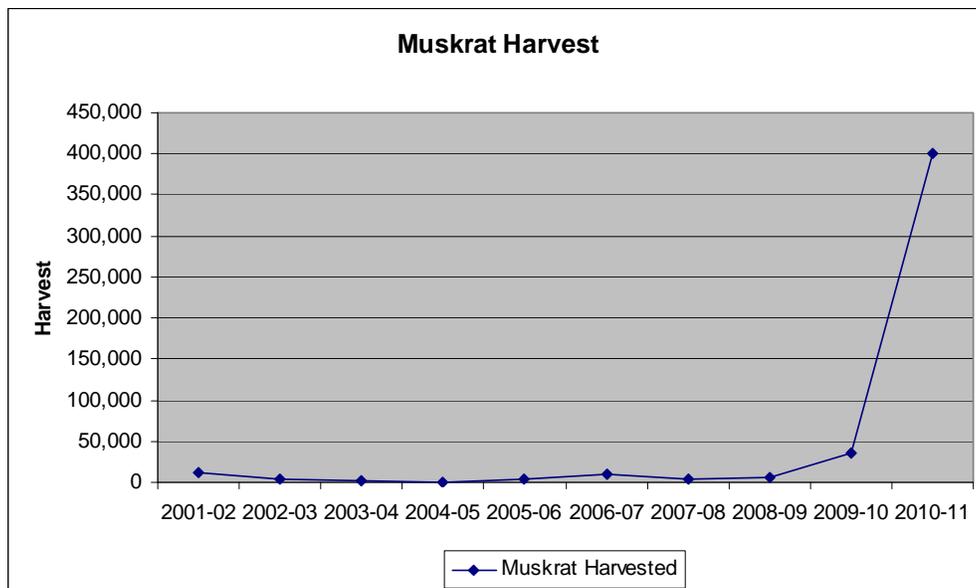
1. The season would be open from April 1 - August 31 statewide.
2. Only landowners and/or operators on their own property or property they operate and state, county, or township highway officials within public road right-of-ways, may shoot muskrats.
3. Nontoxic shot is required for shotguns.

### DEPARTMENT RECOMMENDATION

Recommended changes from proposal: Include additional language that allows School and Public Land surface lease holders, which hold a current lease, the ability to shoot muskrats on those specific tracts of land.

### SUPPORTIVE INFORMATION

During the 2012 legislative session, HB1117 was passed. This legislation requires that the Game, Fish and Parks Commission promulgate rules to specify hunting seasons, hunting units, and other restrictions for the hunting or taking of muskrats necessary for the proper management of wildlife, which becomes effective on July 1, 2012. The passage of this bill was to address damage caused by muskrats to roads and other infrastructure, as well as, private property.



\*New harvest survey methodology used in 2010-11.

APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

**Total GFP Muskrat Kill Permits Issued for 2010 and 2011**



APPROVE \_\_\_\_ MODIFY \_\_\_\_ REJECT \_\_\_\_ NO ACTION \_\_\_\_

# GAME, FISH, AND PARKS COMMISSION ACTION FINALIZATION

## Goose Hunting Season

Chapter 41:06:16

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>May 3-4, 2012</b>	<b>Custer State Park</b>
	<b>Public Hearing</b>	<b>June 7, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>

### COMMISSION PROPOSAL

**Season Dates:** August 11-26, 2012

**Open Area:** Brookings, Brown, Clark, Codington, Day, Deuel, Grant, Hamlin, Hanson, Hutchinson, Kingsbury, Lake, Lincoln, Marshall, McCook, Miner, Minnehaha, Moody, Roberts, Spink, Turner, and Union counties.

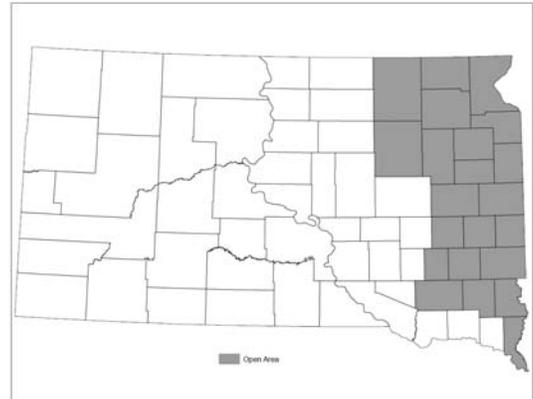
**Daily Bag Limit:** 8 Canada geese

**Possession Limit:** None

**Licenses:** Residents only

**Requirements and Restrictions:**

1. Annual small game or combination license and state migratory bird certification. Federal waterfowl stamp is not required.
2. Shooting hours are one-half hour before sunrise to sunset.
3. All other restrictions are the same as during the Early Fall and Regular Canada Goose Season.



**Recommended changes from last year:**

1. Expand the open area to include the counties of Brown, Hutchinson, Spink and Turner (see map).

### DEPARTMENT RECOMMENDATION

Recommended changes from proposal: None.

### SUPPORTIVE INFORMATION

Resident Canada goose numbers have shown an increasing trend since the early 1990's in South Dakota and are monitored by the U.S. Fish and Wildlife Service's annual May Breeding Waterfowl Survey. Though the 2012 survey has not been conducted, this survey showed a spring population index of 227,000 Canada geese in South Dakota during 2011. The most recent 3-year average (2009-2011) is 186,000 birds. This is significantly higher than our management plan goal of 80,000-90,000.

These large numbers of resident Canada geese are causing significant crop depredation in eastern South Dakota. Landowner tolerance to goose depredation has decreased over the years due to economic issues such as higher commodity prices and increased crop production costs. Although most of our depredation problems with resident Canada geese are agricultural in nature, we are also experiencing urban goose problems, in particular, Sioux Falls.

An estimated 30,300 Canada geese were harvested during the 2011 August Management Take. In addition, harvest data for the Early Fall Canada Goose Season indicate 50,361 Canada geese were harvested in 2011, up from 44,139 in 2010.

Year	Number Hunters	Geese Harvested
2010	3,538	29,047
2011	3,211	30,300

**APPROVE** \_\_\_\_\_ **MODIFY** \_\_\_\_\_ **REJECT** \_\_\_\_\_ **NO ACTION** \_\_\_\_\_

# GAME, FISH AND PARKS COMMISSION ACTION FINALIZATION

## Administrative Rules Reduction

Commission Meeting Dates:	Proposal	May 3-4, 2012	Custer State Park Pierre Pierre
	Public Hearing	June 7, 2012	
	Finalization	June 7-8, 2012	

### COMMISSION PROPOSAL

#### ACTION ITEM #1

**Repeal:** Uses of Parks and Public Lands 41:03:01:06. Erection of signs -- Advertising -- Fences -- Prohibited. No person may post or erect signs, place or distribute advertising material, erect a fence or barrier, construct or occupy improvements, or enclose state-owned or controlled lands without written authorization from a representative of the department.

Justification: Consolidate with 41:03:01:10 (Action Item #2).

#### ACTION ITEM #2

**Modify:** Uses of Parks and Public Lands 41:03:01:10. Buildings, erection of signs, advertising and fences prohibited. No person may place, construct, ~~erect~~, or occupy any improvement or building or an addition attached to a trailer; post or erect signs, place or distribute advertising material, or erect a fence or barrier on lands owned, leased, managed, or controlled by the department or within the right-of-way of the George S. Mickelson Trail without written authorization from a representative of the department.

Justification: Modifying rule to include language from 41:03:01:10 (Action Item #1).

#### ACTION ITEM #3

**Repeal:** Uses of Parks and Public Lands 41:03:01:22 Use of forest products. A person may not cut, destroy, remove, or transport any forest products from lands under the control of the department except as authorized by the terms of a permit or contract.

Justification: Covered in 41:03:01:05

#### ACTION ITEM #4

**Repeal:** Uses of Parks and Public Lands 41:03:01:28 Restricted use of dam at East Vermillion Lake. No person may enter or walk upon the sloped portion of the primary spillway. The spillway is defined as the concrete area of the dam designed to discharge water from East Vermillion Lake into the Vermillion River.

Justification: Covered in 41:03:01:01

APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

**ACTION ITEM #5**

**Modify:** Park ~~License and Trail Use Pass Licenses~~ 41:03:03:06.01. Annual park entrance license and annual trail use pass validity and expiration date. The annual park entrance license and annual trail use pass are is valid during the following periods of time:

- (1) Three months immediately preceding the calendar year for which it is issued;
- (2) The calendar year for which it is issued; and
- (3) Through the Sunday preceding Memorial Day weekend of the year following the year for which it is issued.

Justification: Modify rule to include annual trail use pass from rule 41:03:05:05 (Action Item #6).

**ACTION ITEM #6**

**Repeal:** George S. Mickelson Trail User Service Fees 41:03:05:05. Validity and expiration of annual trail user pass. An annual trail user pass is valid as follows:

- (1) Three months immediately preceding the calendar year for which it is issued;
- (2) The calendar year for which it is issued; and
- (3) Through the Sunday preceding the Memorial Day weekend of the year following the year for which it is issued.

Justification: Repeal rule as it has been consolidated with 41:03:03:06:01 (Action Item #5).

**ACTION ITEM #7**

**Repeal:** Motorboats and Watercraft 41:04:05:07 Definition of underway. A boat is underway when, while upon the public waters, it is not at anchor, aground, or made fast to the shore.

Justification: Covered in SDCL 42-8-2.1

**ACTION ITEM #8**

**Modify:** Application for License 41:06:01:10. Prior application preference. Fifty percent of any licenses which are limited in number and are issued by application and computer drawing are set aside for landowner applications as described in § 41:06:01:07, ~~unless otherwise provided in season rules for the Black Hills deer hunting season, West River deer hunting season except Special Buck licenses, East River deer hunting season except Special Buck licenses, Antelope hunting season, Spring Wild Turkey hunting season, and the Fall Wild Turkey hunting season.~~ If an applicant is unsuccessful in drawing a license for a first-choice unit in the initial drawing for a specific season, the applicant receives a preference point for that season. Preference points shall be applied to the subsequent initial drawing application submitted by the applicant for the season in which the preference points were earned. An applicant who fails to submit an initial drawing application in a single season for a period of five consecutive years forfeits any preference points accrued for that season.

**Modify:** Spring Turkey Season 41:06:13:04. Application requirements and restrictions. The following applies to all applications for license and licenses issued under this chapter:

- ~~(3) Except for Units BST-BH1, BST-BH2, and AST-ST1, 50 percent of the licenses allocated for each unit are available to persons with land occupant preference;~~

**Modify:** Fall Wild Turkey Hunting Season 41:06:14:05. Application requirements and restrictions. The following applies to all applications for license and to all licensees under this chapter:

~~(2) Except in units BFT-BH1 and PFT-WR1, 50 percent of the licenses allocated for each unit are available to persons with land occupant preference;~~

**Repeal:** Black Hills Deer Season 41:06:19:07. Application requirements and restrictions. The following requirements and restrictions apply to all application for license under this chapter:

(2) Fifty percent of the licenses allocated for each unit are available for land occupant preference

**Repeal:** West River Deer Season 41:06:20:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license under this chapter:

(2) Fifty percent of the resident licenses allocated for each unit are available for land occupant preference;

**Repeal:** East River Deer Hunting 41:06:21:04. Application requirements and restrictions. The following applies to all applications for license under this chapter:

(2) Fifty percent of the licenses allocated for each unit shall be available for land occupant preference;

**Repeal:** Antelope Hunting Season 41:06:23:05. Application requirements and restrictions. The following applies to all applications for license and licensees pursuant to this chapter:

(2) Fifty percent of the licenses allocated for each unit shall be available to persons with land occupant preference; and

Justification: Address the issuance of landowner preference in one rule to avoid duplication in multiple chapters.

#### **ACTION ITEM #9**

**Modify:** License Forms and Fees 41:06:02:01:05 Nonresident small game license - Change of hunting period. A permit in lieu of a nonresident small game license shall be issued by any license agent of the department or authorized department representative if a nonresident small game licensee desires to change one or both five-day periods as specified on the licensee's nonresident small game hunting license. The permit may not be issued if the time period desired to be changed has already commenced. The original nonresident small game license shall be surrendered to the license agent or authorized department representative before a permit in lieu of nonresident small game license may be issued. The permit in lieu of nonresident small game license shall be issued without payment of a license fee; however, license agents may charge the license agent's fee established by SDCL [41-6-66.1](#) in issuing this permit.

*Suggested New Language for Rule:* If a nonresident small game licensee desires to change one or both five-day periods as specified on the licensee's nonresident small game hunting license, the licensee may change the periods through the online license system or any authorized license agent. An online revision of hunting periods for nonresident small game licenses shall be issued without payment of a license fee; authorized license agents may charge the license agent's fee established by SDCL [41-6-66.1](#) for revising nonresident small game license hunting periods.

Hunting periods may not be changed if the time period desired to be changed has already commenced.

Justification: The Department no longer issue permits in lieu if a hunter desires to change dates.

**ACTION ITEM #10**

**Repeal:** License Forms and Fees 41:06:02:02 Report required. Any hunter who receives a hunter report card shall complete the report card by providing the information requested and must deposit it in the mail within five days after the season ends or five days after receipt, whichever is later. Any hunter who receives a big game license shall place the incisor teeth from the big game animal killed and tagged in the envelope provided by the department and deposit the envelope in the mail within five days after the hunting season ends or five days after receipt of the envelope, whichever is later.

Justification: Not necessary to require submission of hunter report card and the Department is not collecting teeth samples through the mail.

**ACTION ITEM #11**

**Modify:** License Forms and Fees 41:06:02:04. Sale of lists of license holders ~~48 and over~~. The department may sell lists of its license holders ~~which contain no names or addresses of persons under the age of 18 at the time of licensure.~~ With approval of specific applications by the commission, the department may sell lists of its license holders which contain the names and addresses of persons under the age of 18 at the time of licensure provided the commission finds that the use of the list is not for the purpose of mailing of information, solicitation, or any other use of mail and advertising services for the promotion or advertisement of any form of gambling, alcoholic beverages, or offensive or pornographic matters or materials.

**Repeal:** License Forms and Fees 41:06:02:05. Sale of lists of license holders containing names of persons under 18. With approval of specific applications by the commission, the department may sell lists of its license holders which contain the names and addresses of persons under the age of 18 at the time of licensure provided the commission finds that the use of the list is not for the purpose of mailing of information, solicitation, or any other use of mail and advertising services for the promotion or advertisement of any form of gambling, alcoholic beverages, or offensive or pornographic matters or materials.

Justification: Combine the two rules which apply to the sales of license lists.

**ACTION ITEM #12**

**Repeal:** Custer State Park Restrictions 41:06:07:07 Road use restricted -- Exception. During any Custer State Park hunting season, a person may not drive or ride as a passenger in a motor vehicle on any road or trail except those roads which are specifically designated on the park hunting maps as being open to and usable by hunters' vehicles. State park vehicles are excepted.

Justification: Covered in 41:03:02:01

**ACTION ITEM #13**

**New rule:** Big game licenses issued are valid only for the unit for which they are issued and entitle the licensee to hunt and possess one animal as specified by each tag issued with the license.

**Repeal:** Spring Wild Turkey Hunting Season 41:06:13:03. Licenses valid only for unit issued -- Bag and possession limit. Licenses issued under this chapter are valid only for the unit for which they are issued and entitle the licensee to hunt and possess one wild turkey as specified by each tag issued with the license.

**Repeal:** Fall Wild Turkey Hunting Season 41:06:14:03. Bag and possession limit. The bag and possession limit is one wild turkey for each tag.

**Modify:** Fall Wild Turkey Hunting Season 41:06:14:04. Licenses valid for unit specified. Licenses issued under this chapter are valid only for the unit for which they are issued. In those units adjoining the Cheyenne River or White River licenses are valid also in the adjacent unit within one mile of the common river boundary.

**Repeal:** Custer State Park Spring Turkey Season 41:06:15:03. Bag and possession limit. Each licensee may hunt and possess one male wild turkey.

**Modify:** Black Hills Deer Season 41:06:19:04. Special deer licenses -- Submission of tooth envelope -- Report card -- License restriction. Special deer licenses valid November 1 to November 30, inclusive, are available by lottery to residents with an additional 8 percent of the special deer licenses available to nonresidents. The special deer license entitles the licensee to hunt and possess one deer as specified in the unit for which the licensee receives a license. The following is a description of the open units and the maximum number and type of licenses available in each unit:

**Repeal:** West River Deer Season 41:06:20:03. Licenses valid only for the unit, number, and type of deer specified. Licenses issued under this chapter are valid only for the number and type of deer specified. Licenses are valid only in the unit for which they are issued.

**Repeal:** East River Deer Season 41:06:21:03. License valid only for unit, number, and type of deer specified. Licenses issued under this chapter are valid only for the number of deer of the specified type and in the unit for which they are issued.

**Repeal:** Archery Deer Hunting Season 41:06:22:03. Licenses valid in specific unit -- Archery only. Licenses issued under this chapter are valid for the number and type of deer specified, by bow and arrow only. Licenses are valid only for the unit in which they are issued.

**Repeal:** Antelope Hunting Season 41:06:23:04. Licenses valid for unit specified -- Limit. Licenses issued under this chapter are valid only for the unit and the dates for which they are issued and entitle the licensee to hunt and possess the number and type of antelope specified.

**Repeal:** Archery Antelope Hunting Season 41:06:24:03. Bag and possession limit -- Archery only. Licenses issued under this chapter entitle the licensee to hunt and possess the number and type of antelope specified by the license taken by bow and arrow only.

**Repeal:** Custer State Park Antelope Hunting 41:06:25:03. License valid for dates and types specified. Licenses issued under this chapter entitle a licensee to hunt only during the period for which the license is issued and to possess one antelope.

**Repeal:** Black Hills Elk Hunting Season 41:06:26:03. Licenses valid for type of elk and unit specified. Licenses issued under this chapter are valid for one elk of the specified type and in the unit for which they are issued.

**Repeal:** Custer State Park Elk Hunting Season 41:06:27:03. License valid for dates and types specified. Licenses issued under this chapter entitle a licensee to hunt only during the period for which the license is issued and to possess one elk of the type for which the license is issued.

**Repeal:** Custer State Park Early Archery Elk Hunting Season 41:06:28:03. Bag and possession limit -- Archery only. Licenses issued under this chapter entitle the licensee to hunt and possess one elk, by archery only.

**Repeal:** National Wildlife Refuge Deer Hunting Seasons 41:06:36:03. Bag limit. A licensee may hunt and possess one deer per tag of the specified type taken in the unit for which the license is issued.

**Repeal:** Custer State Park Deer Hunting Season 41:06:41:03. Bag and possession limit. Any license issued under this chapter entitles the licensee to hunt and possess the number and specified type of deer for which the license was issued.

**Repeal:** Archery Elk Hunting Season 41:06:43:03. Bag and possession limit. A license issued under this chapter entitles the licensee to hunt and possess one elk taken by bow and arrow only.

**Repeal:** Youth Deer Hunting Season 41:06:44:03. Licenses valid only for number and type of deer specified. Licenses issued under this chapter are valid for one deer of the type specified.

**Repeal:** General Muzzleloading Deer Hunting Season 41:06:45:03. Licenses valid only for unit, number, and type of deer specified. Licenses issued under this chapter are valid only for the number of deer of the specified type and in the unit for which they are issued.

**Repeal:** Special Custer State Park Antlerless Elk Hunting Season 41:06:47:03. Licenses valid for the dates and types specified. Licenses issued under this chapter entitle a licensee to hunt only during the period for which the license is issued and to harvest and possess one antlerless elk.

**Repeal:** Custer State Park Late Archery Hunting Season 41:06:48:03. Bag and possession limit -- Archery only. Licenses issued under this chapter entitle the licensee to hunt and possess one elk, taken by archery only.

**Repeal:** Prairie Elk Hunting Season 41:06:59:03. Licenses valid for type of elk and unit specified. Licenses issued under this chapter are valid for one elk of the specified type and in the unit for which they are issued.

**Repeal:** Mountain Lion Hunting Season 41:06:61:05. Licenses valid only for unit specified. Any license issued under this chapter is only valid for the unit for which it was issued.

Justification: Create one rule which covers the criteria in which describes the validity of a license and reduce duplication amongst several chapters.

#### **ACTION ITEM #14**

**New rule:** An additional number of big game licenses may be issued to nonresident hunters for the West River Prairie Deer Season except for unit WRD-58D, all west river prairie units for the Spring Wild Turkey Hunting Season, Black Hills unit for the Fall Wild Turkey Hunting Season, Antelope Hunting Season, Black Hills Deer Season, and the National Wildlife Refuge Deer Seasons and will not exceed eight percent of the licenses established in each unit.

**Modify:** Spring Wild Turkey Season 41:06:13:02. Open units -- Number and type of licenses available. The following is a description of the open units and the number and type of licenses available in each unit:

~~An additional number of spring turkey licenses may be issued in the West River prairie units to nonresident applicants. The number may not exceed eight percent of the licenses established in each unit.~~

**Modify:** Fall Wild Turkey Season 41:06:14:02. Black Hills and West River prairie units -- Number and type of licenses available -- Exceptions. The following is a description of the open Black Hills unit and the open West River prairie units and the maximum number and type of licenses available in each unit:

~~An additional number of West River prairie turkey licenses may be issued to nonresident applicants in unit PFT-BH1. The number may not exceed 8 percent of the maximum number of licenses established in each unit.~~

**Modify:** Fall Wild Turkey Hunting Season 41:06:14:05. Application requirements and restrictions. The following applies to all applications for license and to all licensees under this chapter:

- ~~(1) Only residents of the state may apply for a license, except for the eight percent additional number of licenses available to nonresidents as provided in § 41:06:14:02;~~

**Modify:** Black Hills Deer Season 41:06:19:02. Open Unit -- Number and type of licenses available. Four hundred "any deer" licenses and 3,500 "any whitetail deer" licenses are available by lottery to residents ~~with an additional 8 percent available to nonresidents.~~

**Modify:** Black Hills Deer Season 41:06:19:04. Special deer licenses -- Submission of tooth envelope -- Report card -- License restriction. Special deer licenses valid November 1 to November 30, inclusive, are available by lottery to residents ~~with an additional 8 percent of the special deer licenses available to nonresidents.~~ The special deer license entitles the licensee to hunt and possess one deer as specified in the unit for which the licensee receives a license. The following is a description of the open units and the maximum number and type of licenses available in each unit:

**Repeal:** Black Hills Deer Season 41:06:19:07. Application requirements and restrictions. The following requirements and restrictions apply to all application for license under this chapter:

- (1) Only residents of the state may apply for a license, except for the eight percent additional number of licenses available to nonresidents as provided in §§ 41:06:19:02 and 41:06:19:04;

**Modify:** West River Deer Season 41:06:20:02. Open units -- Number and type of licenses available -- Exceptions. The following is a description of the open units and the maximum number and types of resident licenses available in each unit:  
~~An additional number of West River prairie deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit except for Unit WRD-58D.~~

**Repeal:** West River Deer Season 41:06:20:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license under this chapter:

- (1) Only residents of the state may apply for a license, except for the eight percent additional number of licenses available to nonresidents as provided in § 41:06:20:02;

**Modify:** Antelope Hunting Season 41:06:23:02. Antelope West River units -- Number and type of licenses available -- Exceptions. The following is a description of the West River units and the maximum number and types of licenses available in each unit:  
~~An additional number of antelope hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

**Modify:** Antelope Hunting Season 41:06:23:03. East River units -- Number and type of licenses available -- Exceptions. The following is a description of the East River units and the maximum number and types of licenses available in each unit:  
~~An additional number of antelope hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

**Repeal:** Antelope Hunting Season 41:06:23:05. Application requirements and restrictions. The following applies to all applications for license and licensees pursuant to this chapter:

- (1) Only residents of the state may apply for a license, except for the eight percent additional number of licenses available to nonresidents as provided in §§ 41:06:23:02 and 41:06:23:03;

**Modify:** National Wildlife Refuge Deer Hunting Seasons 41:06:36:02. Sand Lake open units -- Number and type of licenses available. The following is a description of the units open to deer hunting on the Sand Lake National Wildlife Refuge and the maximum number and type of licenses available in each unit:

~~An additional number of Sand Lake National Wildlife Refuge deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

**Modify:** National Wildlife Refuge Deer Hunting Seasons 41:06:36:02.01 Lacreek open units -- Number and type of licenses available. The following is a description of the units open to deer hunting on the Lacreek National Wildlife Refuge and the maximum number and type of licenses available in each unit:

~~An additional number of Lacreek National Wildlife Refuge deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

**Modify:** National Wildlife Refuge Deer Hunting Seasons 41:06:36:02.02. Waubay open units -- Number and type of licenses available. The following is a description of the units open to deer hunting on the Waubay National Wildlife Refuge and the maximum number and type of licenses available in each unit:

~~An additional number of Waubay National Wildlife Refuge deer hunting licenses may be issued to nonresident applicants. The number may not exceed eight percent of the maximum number of licenses established for each unit.~~

**Repeat:** National Wildlife Refuge Deer Hunting Seasons 41:06:36:04. Application requirements and restrictions. The following applies to all applications for license under this chapter:

- (1) Except for the nonresident licenses provided for in §§ 41:06:36:02, 41:06:36:02.01, and 41:06:36:02.02, only residents of the state may apply for a license.

Justification: Create one rule which addresses the issuance of the number of nonresident licenses available, with that level not to exceed 8% unless the exception is listed.

#### **ACTION ITEM #15**

**Modify:** Fall Turkey Hunting Season 41:06:14:05. Application requirements and restrictions. The following applies to all applications for license and to all licensees under this chapter:

- ~~(4) A person may not shoot a turkey that is in a tree or roost; and~~

Justification: This rule is covered in 41:06:04:15.

#### **ACTION ITEM #16**

**Modify:** Black Hills Deer Season 41:06:19:04. Special deer licenses -- Submission of tooth envelope -- Report card -- License restriction.

~~Each successful licensee shall submit the two front incisor teeth in the tooth envelope provided and the hunter report card to the department within 48 hours following the kill. Unsuccessful licensees shall submit the hunter report card within 48 hours following the close of the special deer season.~~

Justification: Not necessary to require submission of hunter report card and the Department is not collecting teeth samples through the mail.

**ACTION ITEM #17**

**Repeal:** Black Hills Deer Hunting Season 41:06:19:07. Application requirements and restrictions. The following requirements and restrictions apply to all application for license under this chapter:

(3) In units with more than one type of license available, applications shall list each type as a unit subdivision.

Justification: Bullet 3 is not needed. Applicants submitting incomplete applications are contacted by the Department to address the issue.

**ACTION ITEM #18**

**Repeal:** West River Deer Season 41:06:20:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license under this chapter:

(3) In units with more than one type of license available, applications must list each type as a unit subdivision;

(4) A qualifying landowner-operator and any member of the immediate family of the qualifying landowner-operator, who meets the requirements of § 41:06:01:07 to submit a landowner preference application and has not obtained a big game license that permits the harvest of a buck during the West River prairie deer season pursuant to SDCL [41-6-19](#), may apply for and receive one "any deer" license or one two-tag license valid for one "any deer" and one "antlerless deer" valid only on lands owned or leased for agricultural purposes within any unit of the West River deer hunting season.

Justification: Bullet 3 is not necessary (applicants submitting incomplete applications are contacted by the Department to address the issue) and bullet 4 is covered in state law.

**ACTION ITEM #19**

**Repeal:** East River Deer Season 41:06:21:04. Application requirements and restrictions. The following applies to all applications for license under this chapter:

(1) Only residents of the state may apply for a license. However, nonresidents may apply for any unsold licenses left, after the initial first-come, first-served period established for residents;

(3) In units with more than one type of license available, applications shall list each type as a unit subdivision;

(4) A qualifying landowner-operator and any member of the immediate family of the qualifying landowner-operator, who meets the requirements of § 41:06:01:07 to submit a landowner preference application and has not obtained a big game license that permits the harvest of a buck during the East River deer season pursuant to SDCL [41-6-19](#), may apply for and receive one "any deer" license or one two-tag license valid for one "any deer" and one "antlerless deer" valid only on lands owned or leased for agricultural purposes within any unit of the East River deer hunting season.

Justification: Bullet (1) is covered in 41:06:01:09, bullet (3) is not necessary (applicants submitting incomplete applications are contacted by the Department to address the issue), and bullet (4) is covered in state law.

#### ACTION ITEM #20

**New rule:** Licenses issued under the Archery Deer, Archery Antelope, Custer State Park Early Archery Elk, Archery Elk, and Custer State Park Late Archery Elk seasons are valid by the use of bow and arrow only.

**Repeal:** Archery Deer Hunting Season 41:06:22:03. Licenses valid in specific unit -- Archery only. Licenses issued under this chapter are valid for the number and type of deer specified, by bow and arrow only. Licenses are valid only for the unit in which they are issued. (repealed in Action Item #13)

**Repeal:** Archery Antelope Hunting Season 41:06:24:03. Bag and possession limit -- Archery only. Licenses issued under this chapter entitle the licensee to hunt and possess the number and type of antelope specified by the license taken by bow and arrow only. (repealed in Action Item #13)

**Repeal:** Custer State Park Early Archery Elk Hunting Season 41:06:28:03. Bag and possession limit -- Archery only. Licenses issued under this chapter entitle the licensee to hunt and possess one elk, by archery only. (repealed in Action Item #13)

**Repeal:** Archery Elk Hunting Season 41:06:43:03. Bag and possession limit. A license issued under this chapter entitles the licensee to hunt and possess one elk taken by bow and arrow only. (repealed in Action Item #13)

**Repeal:** Custer State Park Late Archery Elk Hunting Season 41:06:48:03. Bag and possession limit -- Archery only. Licenses issued under this chapter entitle the licensee to hunt and possess one elk, taken by archery only. (repealed in Action Item #13)

#### ACTION ITEM #21

**Repeal:** Archery Deer Hunting Season 41:06:22:06. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (1) Receipt of a license does not affect eligibility for other licenses issued under article 41:06
- (2) Land operator preference is not applicable to these licenses.

**Justification:** Landowner preference is not relevant to statewide seasons and receiving an archery deer tag has no bearing on drawing a license within another hunting season.

#### ACTION ITEM #22

**Repeal:** Antelope Hunting Season 41:06:23:05. Application requirements and restrictions. The following applies to all applications for license and licensees pursuant to this chapter:

- (3) A qualifying landowner-operator and any member of the immediate family of the qualifying landowner-operator, who meets the requirements of § 41:06:01:07 to submit a landowner preference application and has not obtained a big game license that permits the harvest of a buck during the firearm antelope season pursuant to SDCL 41-6-19, may apply for and receive one "any antelope" license or one two-tag license valid for one "any antelope" and one "doe-fawn antelope" valid only on lands owned or leased for agricultural purposes within any unit of the firearm antelope hunting season.

Justification: Rule is covered in state law.

**ACTION ITEM #23**

**Modify:** Custer State Park Antelope Hunting Season 41:06:25:01. Custer State Park antelope hunting season established. The Custer State Park antelope hunting season is open within the boundaries of Custer State Park. ~~However, no person may hunt antelope within 440 yards of any numbered Custer State Park road located within the park.~~

Justification: This is covered in 41:06:07:10

**ACTION ITEM #24**

**New Rule:** Elk Application requirements. The following requirements and restrictions apply to all applications for license for the Black Hills Elk Season, Archery Elk Hunting Season, and Prairie Elk Hunting Season.

- (1) Only residents of the state may apply for license;
- (2) Except for qualifying landowner-operator applicants, and except as provided in § 41:06:01:09, a person who received an elk hunting license in this season in the first lottery drawing in any of the nine preceding years may not apply for a license under this chapter for the next nine years;
- (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. 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

**Repeal:** Black Hills Elk Hunting Season 41:06:26:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (1) Only residents of the state may apply for license;
- (2) Except for qualifying landowner-operator applicants, and except as provided in § 41:06:01:09, a person who received an elk hunting license in this season in the first lottery drawing in any of the nine preceding years may not apply for a license under this chapter for the next nine years;
- (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. 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;

**Repeal:** Archery Elk Hunting Season 41:06:43:04. Restrictions for applications and licenses. The following restrictions apply to all applications for license and to all licensees under this chapter:

- (1) Only residents of the state may apply for license;
- (2) 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. 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;
- (3) Successful applicants are determined by lottery;
- (4) Except as provided in § 41:06:01:09, a person who receives a license for this season in the first lottery drawing in any of the nine preceding years may not apply for an elk license under this chapter for the next nine years

**Repeal:** Prairie Elk Hunting Season 41:06:59:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (1) Only residents of the state may apply for a license;
- (2) Except for qualifying landowner-operator applicants as provided in this section, and except as provided in § 41:06:01:09, a person who received an elk hunting license in this season in the first lottery drawing in any of the nine preceding years may not apply for a license under this chapter for the next nine years;
- (3) A person who received a firearm elk license in Bennett County or Gregory County during the year 1992 through 2000, inclusive, may apply for a license under this chapter;
- (4) 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. 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

Justification: Place all application requirements in one rule to avoid duplication amongst chapters.

**ACTION ITEM #25**

**New rule:** Mandatory inspection of harvested elk. Each successful elk hunter must submit the elk for inspection to a Department representative within 24 hours after kill.

**Repeal:** Black Hills Elk Hunting Season 41:06:26:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (4) Each successful hunter must submit the elk for inspection by a conservation officer or the conservation officer's designee within 24 hours after kill;

**Repeal:** Custer State Park Elk Hunting Season 41:06:27:05. Mandatory inspection. Elk harvested under this chapter must be inspected by a designated park official within 24 hours of kill.

**Repeal:** Custer State Park Early Archery Elk Hunting Season 41:06:28:05. Mandatory inspection. Elk harvested under this chapter must be inspected by a designated park official within 24 hours after kill.

**Repeal:** Archery Elk Hunting Season 41:06:43:04. Restrictions for applications and licenses. The following restrictions apply to all applications for license and to all licensees under this chapter:

- (5) Each successful hunter must have the elk inspected by a conservation officer or the conservation officer's designee within 24 hours after kill

**Repeal:** Special Custer State Park Antlerless Elk Hunting Season 41:06:47:04. Mandatory inspection. Elk harvested under this chapter must be inspected within 24 hours after the kill by a designated park official.

**Repeal:** Custer State Park Late Archery Elk Hunting Season 41:06:48:04. Mandatory inspection. Elk harvested under this chapter must be inspected by a designated park official within 24 hours after kill.

**Repeal:** Prairie Elk Hunting Season 41:06:59:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (5) Each successful hunter must submit the elk for inspection by a conservation officer or the conservation officer's designee within 24 hours after kill

Justification: Create one rule which requires the mandatory inspection of all harvested elk to reduce repetition amongst several rules.

**ACTION ITEM #26**

**Repeal:** Black Hills Elk Hunting 41:06:26:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (5) Each unsuccessful hunter must mail the report card to the department within 10 days after the close of the elk season in the unit for which the license is issued.

Justification: Not necessary to require submission of harvest report cards.

**ACTION ITEM #27**

**Modify:** Mountain Goat Hunting Season 41:06:29:04. Application requirements and restrictions. Application for license may be made by any resident who has not been previously issued a mountain goat license in this state. ~~Land occupant preference does not apply to mountain goat licenses.~~

Justification: Landowner reference is not needed as it does not apply to the Mountain Goat season.

**ACTION ITEM #28**

**Repeal:** Custer State Park Bighorn Sheep Hunting Season 41:06:30

Justification: Repeal the entire chapter and include with the Black Hills Bighorn Sheep chapter when hunting resumes within the Custer State Park.

**ACTION ITEM #29**

**Repeal:** Custer State Park Fall Wild Turkey Hunting Season 41:06:38

Justification: There has not been a season since 1994 and if needed could include as a unit within the Fall Turkey Season.

**ACTION ITEM #30**

**Repeal:** Archery Elk Hunting Season 41:06:43:04. Restrictions for applications and licenses. The following restrictions apply to all applications for license and to all licensees under this chapter:

- (6) Each unsuccessful hunter must mail the report card to the department within 10 days after the close of the season.

Justification: Not necessary to require submission of harvest report cards.

**ACTION ITEM #31**

**Modify:** General Muzzleloading Deer Hunting Season 41:06:45:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license under this chapter:

- ~~(3) Receipt of a license for this season does not affect eligibility for a license in any other season; and~~

- ~~(4) Land operator preference is not applicable for these licenses.~~

Justification: Bullet 3 is not needed in rule and bullet 4 is not needed as this is a statewide season and landowner preference does not apply.

**ACTION ITEM #32**

**Repeal:** Depredation Permits 41:06:46:08. Hunter report card. The department shall supply the permittee with a hunter report card. The permittee must complete and return the report card to the department within ten days after completion of the depredation hunt. If the report card is not completed and returned to the department within the required time, the hunter may be excluded from the depredation hunter pool list the following year.

Justification: Not necessary to require the submission of the report card as often data is collected on site.

**ACTION ITEM #33**

**Repeal:** Prairie Elk Hunting Season 41:06:59:04. Application requirements and restrictions. The following requirements and restrictions apply to all applications for license and to all licensees under this chapter:

- (6) Each unsuccessful hunter must mail the report card to the department within 10 days after the close of the elk season in the unit for which the license is issued.

Justification: Not necessary to require submission of harvest report cards.

**ACTION ITEM #34**

**Modify:** Muskrat Trapping Season Established ~~West River Muskrat Trapping Season Established~~ 41:08:01:02.

- (1) West River muskrat trapping season ~~established~~ ~~Exception~~. The season is open the year around to trap muskrat in all counties west of the Missouri River except in that portion of the Black Hills Fire Protection District south of Interstate 90.
- (2) Muskrat Trapping Season in the Black Hills - The season is open from sunrise on the first Saturday in November to sunset on April 30 to trap muskrats in that portion of the Black Hills Fire Protection District south of Interstate 90 and west of State Highway 79. The season is open the year around to trap muskrats in that portion of the Black Hills Fire Protection District north of Interstate 90.
- (3) East River Muskrat Trapping Season - East River muskrat trapping season established. The season is open from sunrise on the first Saturday of November to sunset on April 30 to trap muskrats in that portion of the state lying east of the Missouri River.

**Repeal:** Muskrat Trapping Season Established in Black Hills Fire Protection District 41:08:01:03. Muskrat trapping season established in Black Hills Fire Protection District. The season is open from sunrise on the first Saturday in November to sunset on April 30 to trap muskrats in that portion of the Black Hills Fire Protection District south of Interstate 90 and west of State Highway 79. The season is open the year around to trap muskrats in that portion of the Black Hills Fire Protection District north of Interstate 90.

**Repeal:** East River Muskrat Trapping Season Established 41:08:01:04. East River muskrat trapping season established. The season is open from sunrise on the first Saturday of November to sunset on April 30 to trap muskrats in that portion of the state lying east of the Missouri River.

Justification: Consolidate all muskrat trapping season rules into one rule.

**ACTION ITEM #35**

**Modify:** ~~Open Season On Skunks and Opossum~~ Skunk, opossum, fox, raccoon, and badger trapping and hunting season established. 41:08:01:08.02. ~~Open season on skunks and opossum.~~ The season is open the year around to hunt or trap skunks, opossum, fox, raccoon, and badger.

**Repeal:** Fox, Raccoon, and Badger Trapping and Hunting Season Established

41:08:01:08.04. Fox, raccoon, and badger trapping and hunting season established. The season is open the year around to hunt or trap fox, raccoon, and badger.

Justification: Consolidate these two rules as same season date applies to all five furbearers for both trapping and hunting.

**ACTION ITEM #36**

**Repeal:** Chapter 41:08:04 Protected Furbearing Animals

Justification: The chapter is not necessary as the animals described are protected as either an animal listed as a state threatened or endangered species or through a closed season. Incidental captures are covered in rule 41:08:02:12.

**ACTION ITEM #37**

**Repeal:** Bait 41:09:04:08. Bait transportation requirements. A person may not transport more than 12 dozen baitfish or other gill-breathing animals directly from the waters from which the baitfish or gill-breathing animals were taken in a container containing less than 50 gallons of water except in containers equipped with temperature control and aeration equipment or in controlled environment containers capable of maintaining sufficient oxygen to support fish life.

Justification: This rule is not needed as it is in the best interest of transporting bait to ensure the equipment used will not result in unnecessary loss of bait.

**ACTION ITEM #38**

**Repeal:** Bait 41:09:04:09. Keeping of bait restricted. A person may not keep more than 12 dozen baitfish or other gill-breathing animals in a container unless it is equipped with aerating equipment or is provided with a continuous flow of water sufficient to maintain dissolved oxygen in a quantity adequate to maintain the baitfish or gill-breathing animals in good condition.

Justification: Specifying equipment requirements for keeping baitfish serves no purpose as it is in the best interest of the owner of the bait to ensure the bait is in adequate condition to survive.

**ACTION ITEM #39**

**Repeal:** Bait 41:09:04:10. Evidence of violation. A loss in excess of one quart of bait for every 50 gallons of water or portion of 50 gallons in a container used for keeping or transporting bait is prima facie evidence of a violation of § 41:09:04:08, 41:09:04:09, or 41:09:04:11.

Justification: This rule is not needed as it pertains to evidence a violation of 41:09:04:08 or 41:09:04:09 has occurred and both rules are being recommended for repeal. Also, any loss of baitfish of this magnitude likely would be the result of equipment failure and not a good basis for issuance of a citation.

**ACTION ITEM #40**

**Repeal:** Bait 41:09:04:13. Transportation of sucker spawn or frogs prohibited. A person may not transport or ship sucker spawn or frogs from the state unless authorized by the department secretary.

Justification: The issues this rule was promulgated to address no longer exist. Leopard frogs are currently the only legal species of frogs that may be taken as bait and they are abundant in the state.

**ACTION ITEM #41**

**Repeal:** Private Fish Hatcheries 41:09:07:01. Applicability of chapter. This chapter applies to licensing and operation of a private fish hatchery under SDCL 41-6-39.

Justification: An administrative rule simply specifying the SDCL granting the Commission authority to promulgate rules for regulation of private fish hatcheries is not needed.

**ACTION ITEM #42**

**Modify:** Private Fish Hatcheries 41:09:07:02. Hatchery license types and fees. The license types and fees for a private fish hatchery license are as follows:

(1) An aquaculture license authorizes the licensee to sell, possess, transport, propagate, rear, or produce live fish or any fish reproductive product for commercial purposes in any facility, man-made water, or natural water, approved by the department. The licensee and any licensee's employee may possess and use special netting equipment only in a facility and water approved under this license. The licensee may provide fishing for a fee or pecuniary consideration or advantage at each facility and water approved under this license only. The fee for a new aquaculture license is \$275 plus a one-time inspection fee of \$300 for each facility, man-made water, or natural water requiring department approval. The annual fee to renew an existing aquaculture license is \$275. A one-time inspection fee of \$300 shall be charged for each new facility, man-made water, or natural water requiring department approval for addition to an existing license. Any newly created waters may be exempted from the one-time inspection fee at the discretion of the department.

(2) A fee fishing license authorizes the licensee to stock, manage, and hold fish in any facility, man-made water, or natural water approved by the department for the purpose of providing fishing for a fee or pecuniary consideration or advantage. The licensee and any licensee's employee may possess and use special netting equipment only in a facility and water approved under this license. The fee for a new fee fishing license is \$150 plus a one-time inspection fee of \$300 for each facility, man-made water, or natural water requiring department approval. The annual fee to renew an existing fee fishing license is \$150. A one-time inspection fee of \$300 shall be charged for each new facility, man-made water, or natural water requiring department approval for addition to an existing license.

A private fish hatchery license expires January 31 of the calendar year directly following the year in which the license was issued.

**Repeal:** Private Fish Hatcheries 41:09:07:03. License expiration. A private fish hatchery license expires January 31 of the calendar year directly following the year in which the license was issued.

Justification: Text from this rule establishing the expiration date for fish hatchery licenses can be included in 41:09:07:02 to simply by consolidating rules.

**ACTION ITEM #43**

**Repeal:** Private Fish Hatcheries 41:09:07:03.01. Application for license.

A person shall apply for a private fish hatchery license on forms provided by the department.

Any existing license renewal or request to add a new facility or water to an existing license shall be submitted to the department before January 1 of the year the license is requested. All information requested on the application form shall be complete for the application to be considered.

Justification: A rule to specify that people must apply for a private fish hatchery license on forms provided by the Department is not needed.

**ACTION ITEM #44**

**Repeal:** Nursing Home Group Fishing 41:09:14:03. No other license required. Nursing home residents who are lawfully fishing under SDCL 41-6-37.2 and this chapter, are not required to possess any other license.

Justification: Rule is not needed as covered in state law.

**List of Chapters and Rules modified and/or repealed.**

Uses of Parks and Public Lands	41:03:01:06	Repeal
Uses of Parks and Public Lands	41:03:01:10	Modify
Uses of Parks and Public Lands	41:03:01:22	Repeal
Uses of Parks and Public Lands	41:03:01:28	Repeal
Park Licenses	41:03:03:06:01	Modify
George S. Mickelson Trail user service fees	41:03:05:05	Repeal
Motorboats and Watercraft	41:04:05:07	Repeal
Application for License	41:06:01:10	Modify
License Forms and Fees	41:06:02:01:05	Modify
License Forms and Fees	41:06:02:02	Repeal
License Forms and Fees	41:06:02:04	Modify
License Forms and Fees	41:06:02:05	Repeal
Custer State Park restrictions	41:06:07:07	Repeal
Spring Wild Turkey Hunting Season	41:06:13:02	Modify
Spring Wild Turkey Hunting Season	41:06:13:03	Repeal
Spring Wild Turkey Hunting Season	41:06:13:04	Modify
Fall Wild Turkey Hunting Season	41:06:14:02	Modify
Fall Wild Turkey Hunting Season	41:06:14:03	Repeal
Fall Wild Turkey Hunting Season	41:06:14:04	Modify
Fall Wild Turkey Hunting Season	41:06:14:05	Modify
Custer State Park Spring Turkey Season	41:06:15:03	Repeal
Black Hills Deer Hunting Season	41:06:19:02	Modify
Black Hills Deer Hunting Season	41:06:19:04	Modify

Black Hills Deer Hunting Season	41:06:19:07	Repeal
West River Prairie Deer Season	41:06:20:02	Modify
West River Prairie Deer Season	41:06:20:03	Repeal
West River Prairie Deer Season	41:06:20:04	Repeal
East River Deer Season	41:06:21:03	Repeal
East River Deer Season	41:06:21:04	Repeal
Archery Deer Hunting Season	41:06:22:03	Repeal
Archery Deer Hunting Season	41:06:22:06	Repeal
Antelope Hunting Season	41:06:23:02	Modify
Antelope Hunting Season	41:06:23:03	Modify
Antelope Hunting Season	41:06:23:04	Repeal
Antelope Hunting Season	41:06:23:05	Repeal
Archery Antelope Hunting Season	41:06:24:03	Repeal
Custer State Park Antelope Season	41:06:25:01	Modify
Custer State Park Antelope Season	41:06:25:03	Repeal
Black Hills Elk Hunting Season	41:06:26:03	Repeal
Black Hills Elk Hunting Season	41:06:26:04	Repeal
Custer State Park Elk Hunting Season	41:06:27:03	Repeal
Custer State Park Elk Hunting Season	41:06:27:05	Repeal
CSP Early Archery Elk Season	41:06:28:03	Repeal
CSP Early Archery Elk Season	41:06:28:05	Repeal
Mountain Goat Hunting Season	41:06:29:04	Modify
CSP Bighorn Sheep Hunting Season	41:06:30	Repeal (Chapter)
National Wildlife Refuge Deer Seasons	41:06:36:02	Modify
National Wildlife Refuge Deer Seasons	41:06:36:02.01	Modify
National Wildlife Refuge Deer Seasons	41:06:36:02.02	Modify
National Wildlife Refuge Deer Seasons	41:06:36:03	Repeal
National Wildlife Refuge Deer Seasons	41:06:36:04	Repeal
Custer State Park Fall Turkey Season	41:06:38	Repeal (Chapter)
Custer State Park Deer Season	41:06:41:03	Repeal
Archery Elk Hunting Season	41:06:43:03	Repeal
Archery Elk Hunting Season	41:06:43:04	Repeal
Youth Deer Season	41:06:44:03	Repeal
General Muzzleloading Deer Season	41:06:45:03	Repeal
General Muzzleloading Deer Season	41:06:45:04	Modify
Depredation Permits	41:06:46:08	Repeal
Special CSP antlerless elk season	41:06:47:03	Repeal
Special CSP antlerless elk season	41:06:47:04	Repeal
CSP Late Archery Elk Season	41:06:48:03	Repeal
CSP Late Archery Elk Season	41:06:48:04	Repeal
Prairie Elk Hunting Season	41:06:59:03	Repeal
Prairie Elk Hunting Season	41:06:59:04	Repeal
Mountain Lion Hunting Season	41:06:61:05	Repeal
Furbearer Seasons	41:08:01:02	Modify
Furbearer Seasons	41:08:01:03	Repeal
Furbearer Seasons	41:08:01:04	Repeal
Furbearer Seasons	41:08:01:08.02	Modify
Furbearer Seasons	41:08:01:08.04	Repeal
Protected Furbearing Animals	41:08:04	Repeal (Chapter)
Bait	41:09:04:08	Repeal
Bait	41:09:04:09	Repeal
Bait	41:09:04:10	Repeal
Bait	41:09:04:13	Repeal
Private Fish Hatcheries	41:09:07:01	Repeal
Private Fish Hatcheries	41:09:07:02	Modify
Private Fish Hatcheries	41:09:07:03	Repeal
Private Fish Hatcheries	41:09:07:03.01	Repeal
Nursing Home Group Fishing	41:09:14:03	Repeal

## DEPARTMENT RECOMMENDATION

Recommended changes from proposal:

1)

Action Item #11. Revised language.

Sale of lists of license holders ~~18 and over~~. The department may sell lists of license holders which contain ~~no the~~ names ~~and or~~ addresses of persons ~~under the age of 18 years of age or older~~ at the time of licensure. Upon approval of a specific application for a list of license holders by the commission, the department may sell lists of the license holders to the applicant that contain the names and addresses of persons under the age of 18 at the time of licensure if the commission finds that the use of the list is not for the purpose of mailing of information, solicitation, or any other use of mail and advertising services for the promotion or advertisement of any form of gambling, alcoholic beverages, or offensive or pornographic matters or materials.

2)

Action Item #13. Do not adopt the proposed new rule as it is not needed; rather modify language of an existing rule.

**New rule proposed:** Big game licenses issued are valid only for the unit for which they are issued and entitle the licensee to hunt and possess one animal as specified by each tag issued with the license.

**Existing rule to modify:**

41:06:02:01. License forms -- Licensee to abide by license conditions. The date of purchase and validation period shall be noted on a one-day fishing license, three-day fishing license, one-day small game license, nonresident small game license, and nonresident waterfowl license.

The migratory bird certification permit shall be issued in the form of a stamp or authorization code. If the permit is issued in the form of a stamp, the licensee shall affix the stamp to the licensee's hunting license and sign the licensee's name in ink across the face of the stamp immediately upon receipt.

Licenses and tags are valid only for the unit, season, and dates for which they are issued. No licensee may hunt, possess, or transport any wild animal in violation of the conditions of the license and tag that they have been issued.

## SUPPORTIVE INFORMATION

Rules Repealed: 54

Rules Modified: 24

New Rules (consolidating rules): 5

Chapters Repealed: 3 (total of 8 rules removed)

With the Department recommendation of not adopting a new rule (Action Item #13) but to modify an existing rule which addresses that licenses and tags are valid only for the unit, season, and dates which they are issued would result in 4 new administrative rules, not 5.



# GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

## Antelope Hunting Season Chapter 41:06:23

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

### WILDLIFE DIVISION RECOMMENDATION

**Season Dates:** September 29 – October 14, 2012

**Open Area:** See the attached map

**Licenses:** Total of 4,335 licenses (5,685 tags)  
Residents Only: 2,985 one-tag and 1,350 two-tag licenses

**Requirements and Restrictions:**

1. One-half of the licenses allocated in each unit are available for landowner/operator preference.
2. Landowners not possessing a license that allows the harvest of a buck may purchase an “any antelope” or a two-tag “any antelope” + “doe/fawn antelope” license that is valid on their property only.

**Recommended changes from last year:**

1. Offer resident hunters 145 less one-tag licenses (145 tags) and 1,015 less two-tag licenses (2,030 tags) than 2011.
2. Antelope hunting season open to residents only.

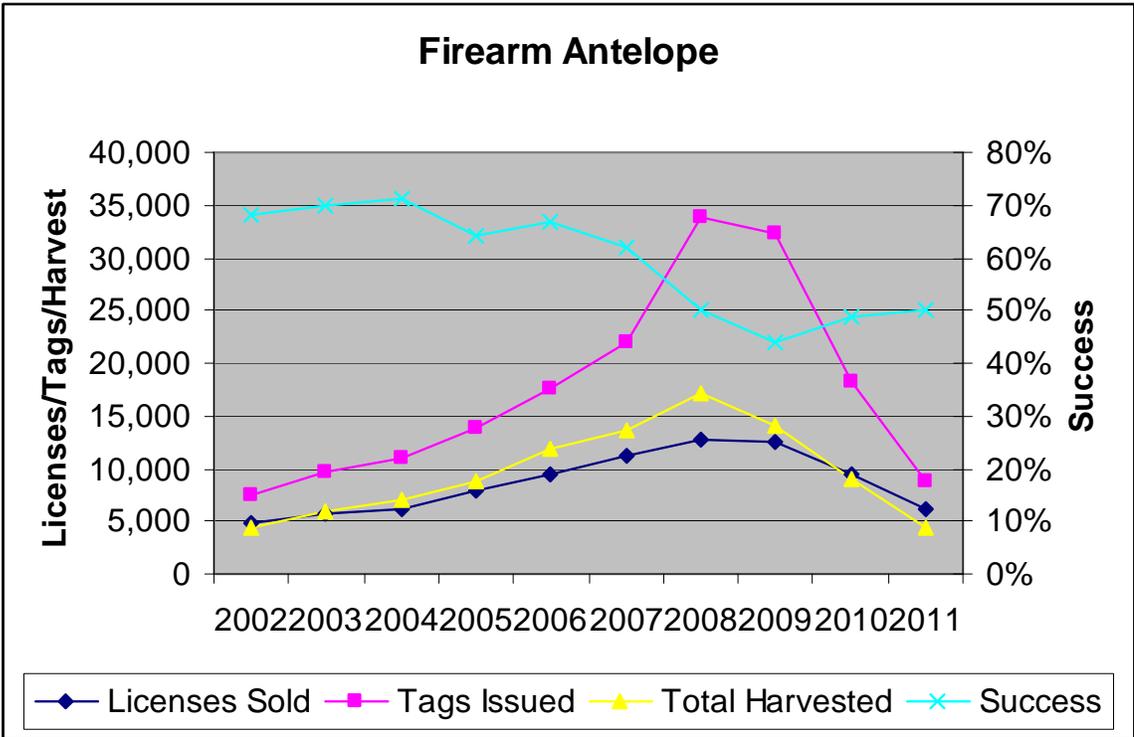
### SUPPORTIVE INFORMATION

For the first drawing of the 2011 firearm antelope season application period there were 3,587 resident applicants who were unsuccessful for their first choice.

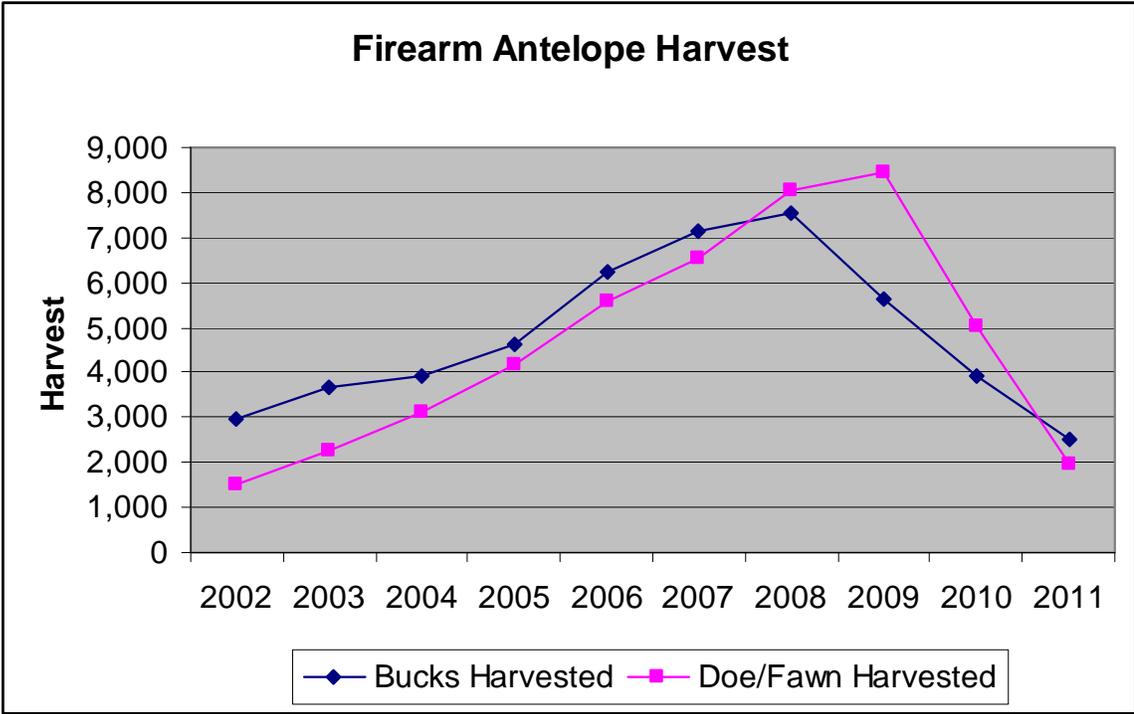
Year	Licenses Sold	Tags Issued	Bucks Harvested	Doe/Fawn Harvested	Total Harvested	Success
2007	11,244	21,898	7,123	6,546	13,669	62%
2008	12,833	33,835	7,542	8,024	17,056	50%
2009	12,451	32,334	5,640	8,460	14,100	44%
2010	9,379	18,319	3,932	5,017	8,949	49%
2011	6,209	8,898	2,523	1,971	4,493	50%

**APPROVE** \_\_\_\_\_ **MODIFY** \_\_\_\_\_ **REJECT** \_\_\_\_\_ **NO ACTION** \_\_\_\_\_

### Firearm Antelope



### Firearm Antelope Harvest



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_



ANTELOPE -- 2012

Unit	Resident Licenses						License Totals				
	AnyA	D/K	AA+D/K	2 D/K	AA+2DK	3 D/K	RES	RES	RES	RES	RES
	41	43	48	49	44	45	1-tag	2-tag	3-tag	Licenses	Tags
02A	150						150	0	0	150	150
11A			100	25			0	125	0	125	250
15A	300						300	0	0	300	300
15B	300						300	0	0	300	300
20A	30						30	0	0	30	30
21A			125	50			0	175	0	175	350
24A	30						30	0	0	30	30
27A			500	500			0	1,000	0	1,000	2,000
31A	150						150	0	0	150	150
35A	200						200	0	0	200	200
35B	150						150	0	0	150	150
36A	50						50	0	0	50	50
39A	100						100	0	0	100	100
41A	40	20					60	0	0	60	60
45A	20	20					40	0	0	40	40
45B	5	20					25	0	0	25	25
49A	300	150					450	0	0	450	450
49B	300	50					350	0	0	350	350
50A	60	30					90	0	0	90	90
53A	50						50	0	0	50	50
53B	100						100	0	0	100	100
58A	60	30					90	0	0	90	90
59A	30	40					70	0	0	70	70
60A			30	20			0	50	0	50	100
63A	20	30					50	0	0	50	50
64A	150						150	0	0	150	150
TOTAL	2,595	390	755	595	0	0	2,985	1,350	0	4,335	5,685
Unit	AnyA	D/K	AA+D/K	2 D/K	AA+2DK	3 D/K	RES	RES	RES	RES	RES
	41	43	48	49	44	45	1-tag	2-tag	3-tag	Licenses	Tags

ANTELOPE  
2011--2012 Comparison

Unit	2011 Resident Licenses	2012 Resident Licenses	# Change	% Change	2011 Resident Tags	2012 Resident Tags	# Change	% Change
02A	150	150	0	0%	150	150	0	0%
11A	150	125	-25	-17%	300	250	-50	-17%
15A	350	300	-50	-14%	350	300	-50	-14%
15B	400	300	-100	-25%	400	300	-100	-25%
20A	50	30	-20	-40%	50	30	-20	-40%
21A	175	175	0	0%	350	350	0	0%
24A	50	30	-20	-40%	50	30	-20	-40%
27A	1200	1000	-200	-17%	2400	2000	-400	-17%
31A	150	150	0	0%	300	150	-150	-50%
35A	300	200	-100	-33%	300	200	-100	-33%
35B	200	150	-50	-25%	200	150	-50	-25%
36A	60	50	-10	-17%	60	50	-10	-17%
39A	200	100	-100	-50%	200	100	-100	-50%
41A	180	60	-120	-67%	360	60	-300	-83%
45A	150	40	-110	-73%	300	40	-260	-87%
45B	80	25	-55	-69%	80	25	-55	-69%
49A	450	450	0	0%	450	450	0	0%
49B	400	350	-50	-13%	400	350	-50	-13%
50A	150	90	-60	-40%	300	90	-210	-70%
53A	50	50	0	0%	50	50	0	0%
53B	100	100	0	0%	100	100	0	0%
58A	120	90	-30	-25%	200	90	-110	-55%
59A	80	70	-10	-13%	160	70	-90	-56%
60A	50	50	0	0%	100	100	0	0%
63A	50	50	0	0%	50	50	0	0%
64A	200	150	-50	-25%	200	150	-50	-25%
<b>TOTAL</b>	<b>5,495</b>	<b>4,335</b>	<b>-1,160</b>	<b>-21%</b>	<b>7,860</b>	<b>5,685</b>	<b>-2,175</b>	<b>-28%</b>

# GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

## Custer State Park Antelope Hunting Season Chapter 41:06:25

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

### DEPARTMENT RECOMMENDATION

**Season Dates:** October 9-17, 2012

**Licenses:** 3 “any” antelope licenses

**Requirements and Restrictions:**

1. Any legal weapon allowed; rifle restrictions would follow state antelope regulation guidelines.
2. Starts Tuesday after Native American Day for 9 days in October.
3. Hunting would not be allowed within 440 yards (1/4 mile) around any numbered CSP road.

**Recommended changes from last year:** None.

### SUPPORTIVE INFORMATION

A spring survey in 2012 indicates the pronghorn antelope population has declined from 204 down to 161. The fawn:doe ratio increased from 2010 to 2011 from 0.50 to 0.82. The buck:doe ratio was estimated at 0.42 or 42 bucks per 100 does in 2012 which was identical to the previous year. The spring survey indicated the population is below the 250 population threshold and therefore the doe/kid season will remain closed. The spring survey indicated there are at least 68 bucks in the CSP herd and modeling indicates at least 33 of the bucks are 3+ years of age and older. The potential harvest of 3 bucks during the 2012 season will not decrease the viewability of large bucks in CSP. Additionally, the 440 yard road restriction on all CSP numbered roads, as well as the short season (9 days) will mitigate the concern of reducing viewing opportunities and buck quality along CSP roadways. This past season all hunters reported and all harvested buck pronghorn.

Year	Licensed Hunters	Applicants	Success Rate	Pronghorn Harvested	Recreation Days
2011	3	900 (270 pref only)	100%	3 bucks	4
2010	13	970 (190 pref only)	100%	3 bucks, 7 does, 1 fawn	17
2009	13	967 (137 pref only)	92%	3 bucks, 8 does	19
2008	0	No Season			

<b>APPROVE</b> _____ <b>MODIFY</b> _____ <b>REJECT</b> _____ <b>NO ACTION</b> _____
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# GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

## East River Deer Hunting Season Chapter 41:06:21

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

### DEPARTMENT RECOMMENDATION

**Season Dates:** November 17 – December 2, 2012

December 29, 2012 – January 6, 2013 for antlerless deer tags only

**Open Area:** See the attached map

**Licenses:** 19,745 one-tag, 13,270 two-tag, and 4,100 three-tag licenses (total of 58,585 tags)

#### **Requirements and Restrictions:**

1. One-half of the licenses allocated in each unit are available for landowner/operator preference.
2. In addition to these licenses, 500 “any deer” licenses are available through the “Special Buck” application as approved at the March GFP Commission meeting.
3. Landowners not possessing a license that allows the harvest of a buck may purchase an “any deer” or a two-tag “any deer” + “antlerless deer” license that is valid on their property only.
4. Initially, all licenses are available only to residents. Nonresidents may apply for licenses remaining after the second lottery drawing.
5. A portion of southeastern Minnehaha County is closed to hunting with firearms other than muzzleloaders and shotguns using slugs.

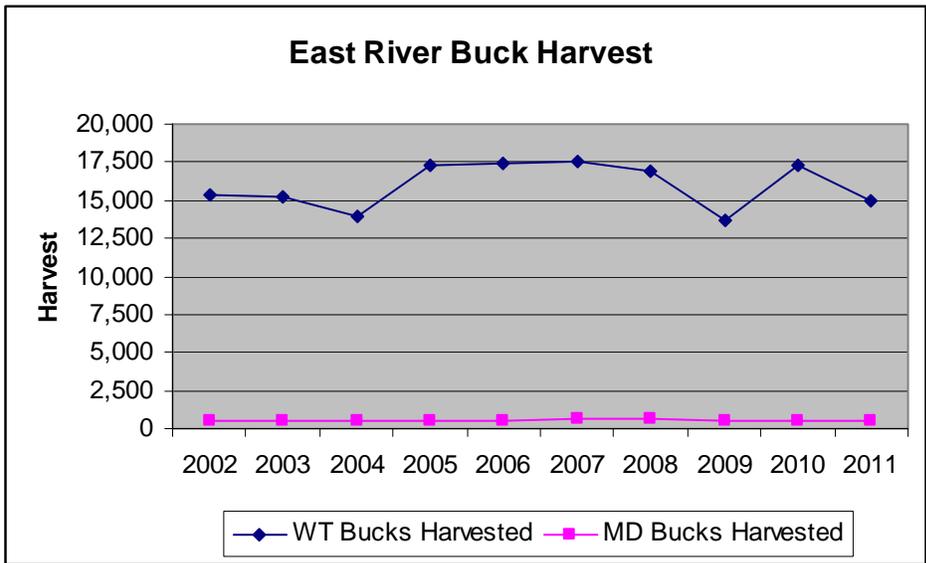
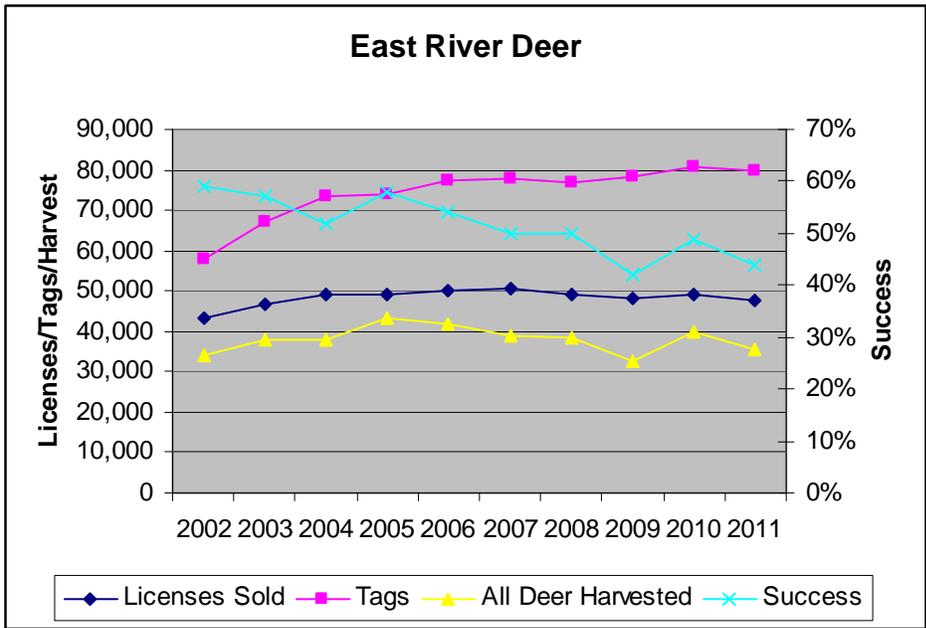
#### **Recommended changes from last year:**

1. Offer 170 more one-tag, 1,740 less two-tag licenses, and 4,350 less three-tag licenses (overall decrease of 16,360 tags) than 2011.
2. Only unfilled “antlerless deer” and “antlerless whitetail deer” tags are valid during the antlerless deer season extension beginning on the Saturday after Christmas.

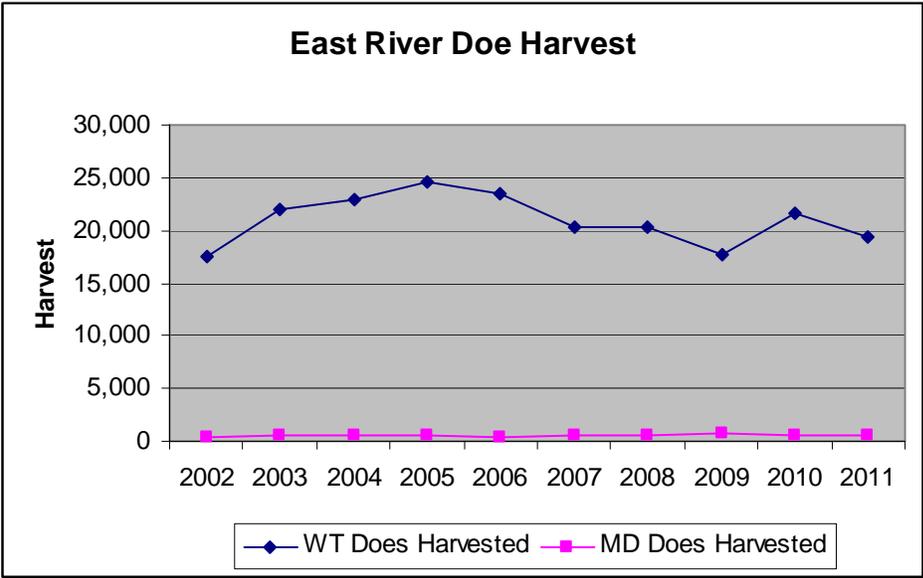
### SUPPORTIVE INFORMATION

	Licenses	Tags	WT Bucks	WT Does	MD Bucks	MD Does	All Deer
Year	Sold	Issued	Harvested	Harvested	Harvested	Harvested	Harvested
2007	50,468	77,842	17,609	20,311	593	562	39,075
2008	48,980	76,783	16,951	20,239	646	642	38,478
2009	48,330	78,276	13,733	17,741	511	735	32,717
2010	49,046	80,794	17,300	21,595	496	539	39,929
2011	47,539	79,973	14,970	19,401	502	513	35,386

**APPROVE** \_\_\_\_\_ **MODIFY** \_\_\_\_\_ **REJECT** \_\_\_\_\_ **NO ACTION** \_\_\_\_\_

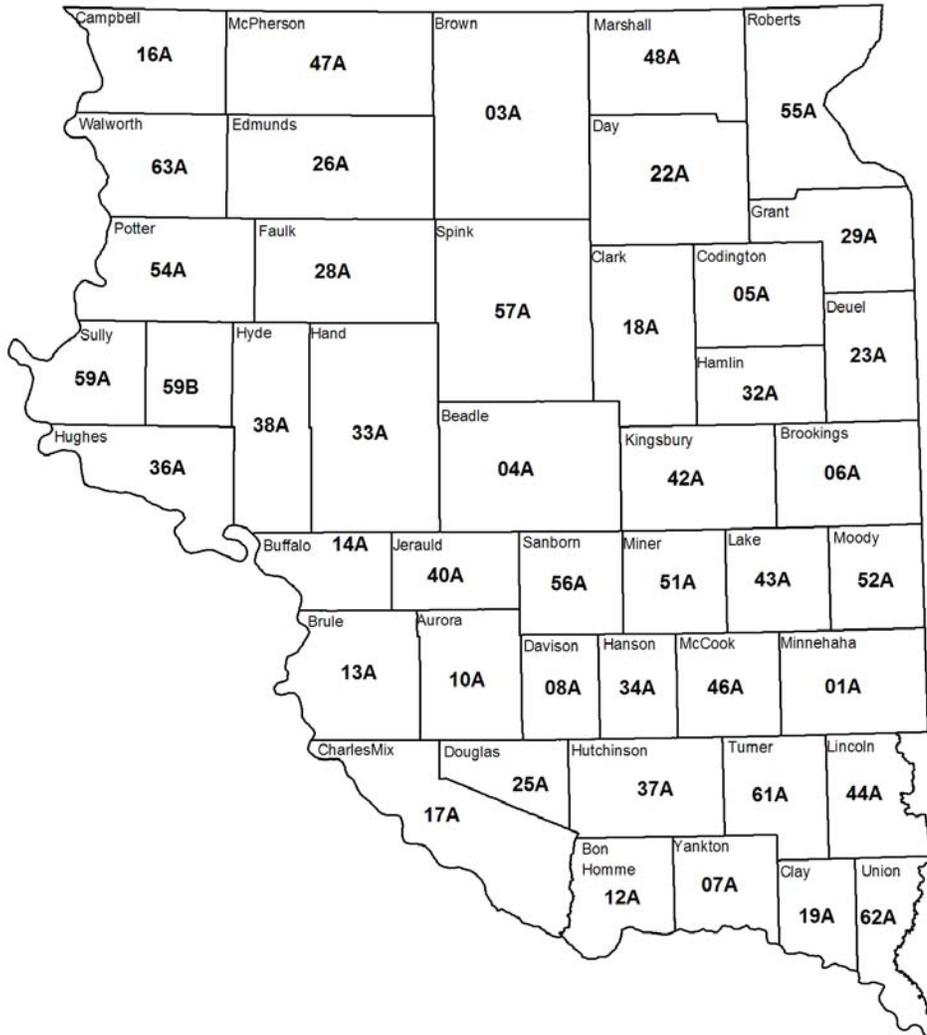


APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_



APPROVE \_\_\_\_      MODIFY \_\_\_\_      REJECT \_\_\_\_      NO ACTION \_\_\_\_

# EAST RIVER DEER UNITS



**License and Tag Numbers by Unit**

Unit	Licenses	Tags	Unit	Licenses	Tags	Unit	Licenses	Tags
01A	950	950	22A	1,300	1,300	44A	400	400
03A	2,300	3,300	23A	600	600	46A	600	600
04A	1,050	1,500	25A	500	1,000	47A	1,000	2,000
05A	350	350	26A	1,300	2,600	48A	900	900
06A	800	800	28A	1,100	3,300	51A	850	850
07A	800	800	29A	400	400	52A	550	550
08A	700	700	32A	600	600	54A	1,050	2,100
10A	750	1,300	33A	850	1,700	55A	500	500
12A	700	800	34A	600	600	56A	750	900
13A	1,650	4,450	36A	475	875	57A	1,300	2,300
14A	400	800	37A	800	800	59A	750	1,950
16A	720	1,420	38A	870	2,570	59B	550	1,650
17A	1,050	2,100	40A	650	1,050	61A	400	400
18A	1,300	2,000	42A	1,200	1,400	62A	750	750
19A	700	700	43A	550	550	63A	750	1,450

EAST RIVER DEER -- 2012

Unit	Resident Licenses												License Totals				
	AnyD	AtID	AD+2AntID	3AntID	AD+AtID	2 AtID	AnyW	AtIW	AnyW+2AntIW	3 AtIW	AW+AtIW	2 AtIW	RES	RES	RES	RES	RES
	01	03	06	07	08	09	11	13	16	17	18	19	1-tag	2-tag	3-tag	Licenses	Tags
01A	550	400											950	0	0	950	950
03A	300	1,000			1,000								1,300	1,000	0	2,300	3,300
04A	500	100			250	200							600	450	0	1,050	1,500
05A	350												350	0	0	350	350
06A	550	250											800	0	0	800	800
07A	350	450											800	0	0	800	800
08A	350	350											700	0	0	700	700
10A	50								150		350	200	200	550	0	750	1,300
12A	300	300				100							600	100	0	700	800
13A					500				650	500			0	500	1,150	1,650	4,450
14A					100						250	50	0	400	0	400	800
16A	20					100					400	200	20	700	0	720	1,420
17A					150						450	450	0	1,050	0	1,050	2,100
18A	600					700							600	700	0	1,300	2,000
19A	300	400											700	0	0	700	700
22A	600	700											1,300	0	0	1,300	1,300
23A	400	200											600	0	0	600	600
25A											350	150	0	500	0	500	1,000
26A					700	600							0	1,300	0	1,300	2,600
28A			600	500									0	0	1,100	1,100	3,300
29A	400												400	0	0	400	400
32A	600												600	0	0	600	600
33A					50						400	400	0	850	0	850	1,700
34A	300	300											600	0	0	600	600
36A	75				100	125							75	400	0	475	875
37A	400	400											800	0	0	800	800
38A	20								450	400			20	0	850	870	2,570
40A	50							200					250	400	0	650	1,050
42A	650	350				200							1,000	200	0	1,200	1,400
43A	350	200											550	0	0	550	550
44A	300	100											400	0	0	400	400
46A	400	200											600	0	0	600	600
47A					500	500							0	1,000	0	1,000	2,000
48A	500	400											900	0	0	900	900
51A	400	450											850	0	0	850	850
52A	350	200											550	0	0	550	550
54A					150	200					450	250	0	1,050	0	1,050	2,100
55A	400	100											500	0	0	500	500
56A	200	400			150								600	150	0	750	900
57A	300				800	200							300	1,000	0	1,300	2,300
59A					150	150			250	200			0	300	450	750	1,950
59B			350	200									0	0	550	550	1,650
61A	300	100											400	0	0	400	400
62A	350	400											750	0	0	750	750
63A	50					100					400	200	50	700	0	750	1,450
TOTAL	11,615	7,750	950	700	4,600	3,175	0	350	700	700	3,525	2,000	19,715	13,300	4,100	37,115	58,615
Unit	AnyD	AtID	AD+2AntID	3AntID	AD+AtID	2 AtID	AnyW	AtIW	AnyW+2AntIW	3 AtIW	AW+AtIW	2 AtIW	RES	RES	RES	RES	RES

EAST RIVER DEER -- 2012

01	03	06	07	08	09	11	13	16	17	18	19	1-tag	2-tag	3-tag	Licenses	Tags
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EAST RIVER DEER  
2011--2012 Comparison

Unit	2011 Resident Licenses	2012 Resident Licenses	# Change	% Change	2011 Resident Tags	2012 Resident Tags	# Change	% Change
01A	1,400	950	-450	-32%	1400	950	-450	-32%
03A	2,700	2,300	-400	-15%	5100	3,300	-1,800	-35%
04A	1,150	1,050	-100	-9%	1700	1,500	-200	-12%
05A	750	350	-400	-53%	750	350	-400	-53%
06A	1,000	800	-200	-20%	1000	800	-200	-20%
07A	900	800	-100	-11%	900	800	-100	-11%
08A	750	700	-50	-7%	750	700	-50	-7%
10A	875	750	-125	-14%	1450	1,300	-150	-10%
12A	750	700	-50	-7%	950	800	-150	-16%
13A	1,650	1,650	0	0%	4400	4,450	50	1%
14A	400	400	0	0%	800	800	0	0%
16A	840	720	-120	-14%	2380	1,420	-960	-40%
17A	1,200	1,050	-150	-13%	1950	2,100	150	8%
18A	1,300	1,300	0	0%	2300	2,000	-300	-13%
19A	750	700	-50	-7%	950	700	-250	-26%
22A	1,500	1,300	-200	-13%	2100	1,300	-800	-38%
23A	950	600	-350	-37%	950	600	-350	-37%
25A	500	500	0	0%	1000	1,000	0	0%
26A	1,400	1,300	-100	-7%	4200	2,600	-1,600	-38%
28A	1,300	1,100	-200	-15%	3900	3,300	-600	-15%
29A	750	400	-350	-47%	750	400	-350	-47%
32A	900	600	-300	-33%	1400	600	-800	-57%
33A	1,100	850	-250	-23%	2700	1,700	-1,000	-37%
34A	600	600	0	0%	600	600	0	0%
36A	475	475	0	0%	875	875	0	0%
37A	700	800	100	14%	700	800	100	14%
38A	900	870	-30	-3%	2650	2,570	-80	-3%
40A	675	650	-25	-4%	1150	1,050	-100	-9%
42A	1,450	1,200	-250	-17%	1800	1,400	-400	-22%
43A	650	550	-100	-15%	800	550	-250	-31%
44A	500	400	-100	-20%	500	400	-100	-20%
46A	700	600	-100	-14%	800	600	-200	-25%
47A	1,200	1,000	-200	-17%	3600	2,000	-1,600	-44%
48A	1,200	900	-300	-25%	2000	900	-1,100	-55%
51A	800	850	50	6%	1150	850	-300	-26%
52A	600	550	-50	-8%	700	550	-150	-21%
54A	1,050	1,050	0	0%	2350	2,100	-250	-11%
55A	1,000	500	-500	-50%	1000	500	-500	-50%
56A	650	750	100	15%	900	900	0	0%
57A	1,500	1,300	-200	-13%	2700	2,300	-400	-15%
59A	650	750	100	15%	1550	1,950	400	26%
59B	550	550	0	0%	1300	1,650	350	27%
61A	750	400	-350	-47%	750	400	-350	-47%
62A	750	750	0	0%	850	750	-100	-12%
63A	870	750	-120	-14%	2440	1,450	-990	-41%
<b>TOTAL</b>	<b>43,035</b>	<b>37,115</b>	<b>-5,920</b>	<b>-14%</b>	<b>74,945</b>	<b>58,615</b>	<b>-16,330</b>	<b>-22%</b>

EAST RIVER DEER  
2011--2012 Comparison

# GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

## National Wildlife Refuge Deer Hunting Season Chapter 41:06:36

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

### DEPARTMENT RECOMMENDATION

<b><u>Season Dates:</u></b>	Sand Lake NWR	November 10-14, November 15-19, November 20-25, Nov. 26—December 2, December 3-9, and December 29, 2012-January 6, 2013.
	Lacreek NWR	October 17-24 and November 28 – December 4.
	Waubay NWR*	November 9-13, November 14-18, and November 19 – December 2. * includes Waubay State Game Refuge
<b><u>Licenses:</u></b>	Sand Lake NWR	Resident: 80 “any deer” and 40 “any antlerless deer” licenses Nonresident: 8 “any deer” and 4 “any antlerless deer” licenses
	Lacreek NWR	Residents: 30 “any whitetail deer” and 20 “antlerless whitetail deer + antlerless whitetail deer” licenses Nonresidents: 4 “any whitetail deer” and 2 “antlerless whitetail deer + antlerless whitetail deer” licenses
	Waubay NWR	Residents: 45 “any deer” licenses Nonresidents: 6 “any deer” licenses

### **Requirements and Restrictions:**

1. The first season on Sand Lake NWR, both seasons on Lacreek NWR and the first 2 seasons on Waubay NWR are restricted to muzzleloaders with open sights only.
2. Applicants may apply for only one refuge unit (season) in the first application period.
3. Licenses remaining after the first application period may be purchased by any resident or nonresident on a first-come, first serve basis.

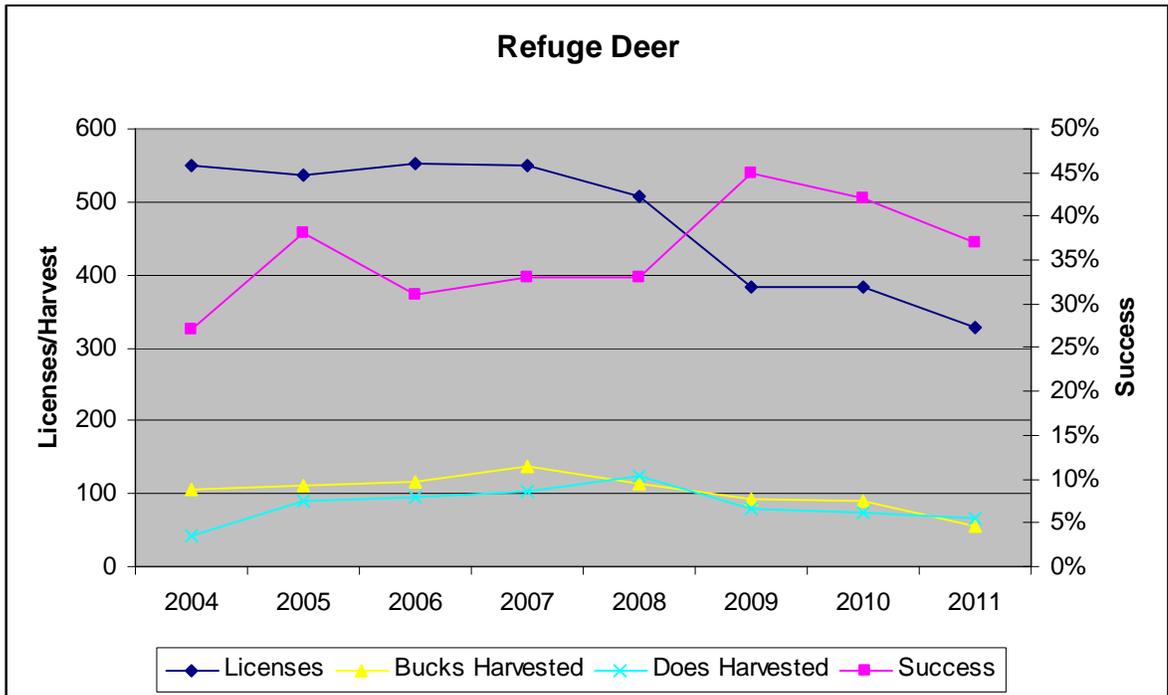
### **Recommended changes from last year:**

1. Issue zero licenses for the 4<sup>th</sup> deer season for the Sand Lake NWR rifle season.
2. Replace the 150 “any deer + any antlerless deer” licenses and the 50 2-tag “any antlerless deer” licenses issued in 2011 with 80 “any deer” licenses and 40 “any antlerless deer” licenses for resident hunters hunting at Sand Lake NWR.
3. Replace the 15 “any deer + any antlerless deer” licenses and the 5 2-tag “any antlerless deer” licenses issued in 2011 with 8 “any deer” and 4 “any antlerless deer” licenses for nonresident hunters hunting at Sand Lake NWR.
4. Offer resident hunters 10 more “antlerless whitetail deer + antlerless whitetail deer” for Lacreek NWR than 2011.
5. Offer resident hunters 15 less “any deer” licenses for Waubay NWR than 2011.

<b>APPROVE</b> _____	<b>MODIFY</b> _____	<b>REJECT</b> _____	<b>NO ACTION</b> _____
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## SUPPORTIVE INFORMATION

Sand Lake NWR continues to see a decline in available deer habitat due to high water levels, thus the reduction in licenses and the recommended change from double to single tag licenses. The 4<sup>th</sup> season at Sand Lake NWR is the least desired by hunters and refuge staff recommend to issue zero licenses for this season with the intent to allow an undisturbed time for deer and an increase in hunter opportunity for the 5<sup>th</sup> deer season.



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

# GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

## Early Fall Canada Goose Hunting Season

Chapters 41:06:50 and 41:06:16

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

### DEPARTMENT RECOMMENDATION

**Season Dates:** September 1 - 30, 2012

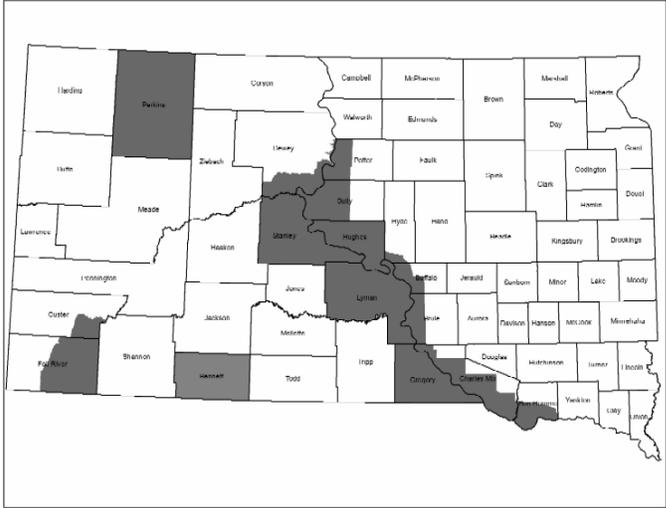
**Open Area:** See map

**Daily Limit:** 10 Canada Geese

**Possession Limit:** 20 Canada Geese

**Requirements and Restrictions:**

Shooting hours are one-half hour before sunrise to sunset.

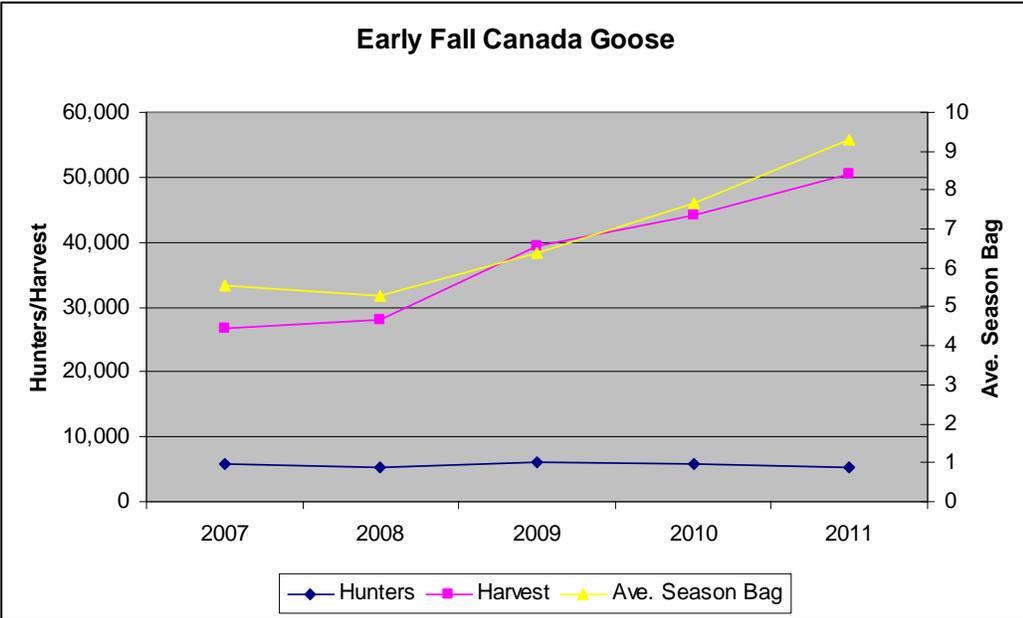


**Recommended changes from last year:**



1. Increase the daily bag limit from 8 to 10 and the possession limit from 16 to 20. This recommendation will need approval from the U.S. Fish & Wildlife Service.

### SUPPORTIVE INFORMATION



APPROVE \_\_\_\_\_ MODIFY \_\_\_\_\_ REJECT \_\_\_\_\_ NO ACTION \_\_\_\_\_

# GAME, FISH AND PARKS COMMISSION ACTION PROPOSAL

## Youth Waterfowl Hunting Season Chapter 41:06:49

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

### DEPARTMENT RECOMMENDATION

**Season Dates:** September 15-16, 2012

**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 16 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. Adjust the start date from the Saturday prior to the last Saturday of September to 12 days after Labor Day.

### SUPPORTIVE INFORMATION

With September of 2012 having five Saturdays and the current administrative rule start date (beginning on the Saturday prior to the last Saturday of September), the youth waterfowl season would start on September 22, 2012. This recommended change would allow the youth waterfowl season to start in mid-September and thus allow for greater opportunities for youth waterfowl hunters.

**APPROVE** \_\_\_\_ **MODIFY** \_\_\_\_ **REJECT** \_\_\_\_ **NO ACTION** \_\_\_\_



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

**Uses of Parks and Public Land  
Chapter 41:03:01**

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

**PARKS & RECREATION DIVISION RECOMMENDATION**

Modify 41:03:01:13 Pet Prohibitions

**Requirements and Restrictions:**

Restricts pets from certain state park areas and where allowed, requires pets to be on a leash or under immediate control.

**Recommended changes:**

**Modify 41:03:01:13.**

A person may not allow or possess any pet in any state park, state recreation area, state nature area, or state lakeside use area from April 1 to September 30, inclusive, unless the pet is under immediate control on a leash not more than 10 feet long or under immediate control and more than 200 feet from other park users or designated camping areas. From October 1 to March 31, inclusive, leashes are not mandatory; however, a person must keep the pet under immediate control.

A person may not allow or possess any pet on the Summit Trail at Bear Butte State Park.

A person may not allow or possess any pet on the George S. Mickelson Trail unless the pet is under immediate control on a leash not more than 10 feet long.

A person may not allow any pet in an area within 200 feet inland and 200 feet outward from the water's edge in an area owned, leased, or operated by the department and designated as a public swimming zone or in an area posted for no pets.

A person may not allow or possess any pet inside enclosed public buildings managed by the department in any state park, recreation area, nature area, or lakeside use area except a person who requires the aid of a service animal or a person who has received prior approval of the park manager.

A person must properly dispose of any pet waste left by the person's pet in designated camping and day-use areas within any state park, recreation area, nature area, or lakeside use area.

A person may not allow any pet to cause an unreasonable disturbance affecting others at any time in any state park, recreation area, or lakeside area.

**A person may allow or possess a dog or dogs that are not on a leash, while maintaining reasonable control of the dog(s), within any designated dog training area.**

**SUPPORTIVE INFORMATION**

A dog training area will be developed on recently acquired property which has been incorporated into the Big Sioux Recreation Area west of Brandon. An exemption to the state park pet prohibition is needed to allow dogs off leash year round for training purposes. The rule modification will require that handlers keep dogs under reasonable control to avoid conflict with other dogs in the designated dog training area. The area will be fenced and signed as a "Dog Training Area" to help prevent dogs from leaving the designated area.

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

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

**Park Licenses  
and  
Camping Permits and Rules  
Chapters 41:03:03 & 41:03:04**

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

**PARKS & RECREATION DIVISION RECOMMENDATION**

Modify 41:03:03:03 Park entrance license required for admission to state parks and certain recreation areas and lakeside use areas; and 41:03:04:03 Camping permit fees.

**Requirements and Restrictions:**

Motor vehicles cannot be operated in state park areas listed in 41:03:03:03 without a valid park entrance license.

A camping permit is required for the use of all state park campground sites and facilities listed in 41:03:04:03.

**Recommended changes:**

**Modify 41:03:03:03**

The following state recreation areas and lakeside use areas require a valid park entrance license: Sandy Shore; Pelican Lake; Pickerel Lake; Lake Cochrane; Richmond Lake; Mina Lake; Lake Thompson; Lake Vermillion; Snake Creek; Platte Creek; Lake Alvin; Lewis and Clark Recreation Area, except for the area designated as the marina restaurant parking lot; Angostura, **including Shep's Canyon**; Shadehill; Big Sioux; Llewellyn Johns; Farm Island; Lake Louise; West Bend; Walker's Point; Lake Poinsett; Swan Creek; Lake Hiddenwood; Bush's Landing; Little Bend; East Whitlocks; West Whitlocks; Chief White Crane; Pierson Ranch; North Point; Pease Creek/Kamp Koda; North Wheeler; East Shore; Spring Creek; Cow Creek; Okobojo Point; Walth Bay; Indian Creek; Revheim Bay; Randall Creek; Oahe Downstream; Whetstone Bay; Lake Oahe West Shore; Fort Randall South Shore; Buryanek; Pollock; Bob's Landing; Rocky Point; Springfield; and Fort Randall Spillway.

**Modify 41:03:04:03 (10)**

(10) Preferred campground fee, \$13.27. Campgrounds included are Oakwood Lakes; Angostura, **including Shep's Canyon**; Lake Vermillion; Lewis and Clark, except those campsites designated as prime waterfront campsites; Newton Hills; Snake Creek; Palisades; Roy Lake; Lake Herman; Lake Poinsett; Walker's Point; Pickerel; Shadehill-Ketterlings Point; Sandy Shore; Lake Cochrane; Farm Island; Lake Louise; Lake Thompson; Mina; Chief White Crane, except those campsites designated as prime waterfront campsites; Pierson Ranch; North Point; Oahe Downstream; Big Sioux; Hartford Beach; Richmond; Springfield; Rocky Point; West Bend; Randall Creek; and South Pelican. During cold weather when restroom and shower facilities are closed, the modern campground fee in subdivision (2) applies;

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

**SUPPORTIVE INFORMATION**

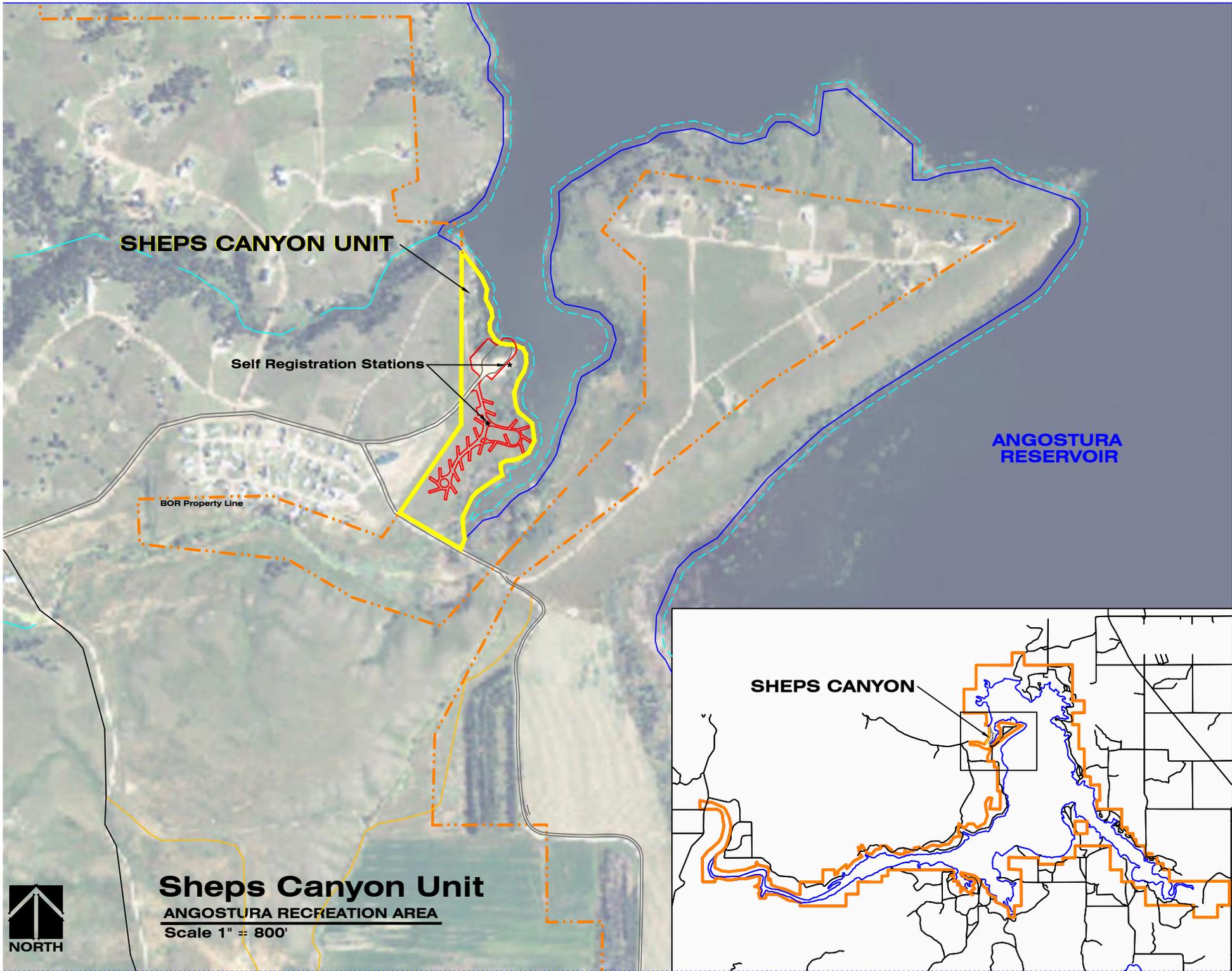
A campground complete with campsite electricity, a modern comfort station with showers, garbage facilities and security lighting is being developed at Shep's Canyon on the west shore of Angostura Reservoir in Fall River County. Prior to this development, public facilities at Shep's Canyon consisted of a boat ramp, parking lot and vault toilet. With these new recreational offerings and amenities, the area takes on the characteristics of a state recreation area as opposed to a lakeside use area. To help offset the development costs and the ongoing operating and maintenance costs for the new improvements, we are proposing to incorporate Shep's Canyon into the existing Angostura Recreation Area, thereby requiring that users of the area pay camping fees and possess valid park entrance licenses. We estimate that these fees will generate \$40,000 annually.

**APPROVE**

**MODIFY**

**REJECT**

**NO ACTION**



**FIRST AMENDMENT TO CONCESSION  
LEASE AGREEMENT FORT RANDALL MARINA**

This FIRST AMENDMENT TO CONCESSION LEASE AGREEMENT FORT RANDALL MARINA between the South Dakota Department of Game, Fish and Parks ("Department") 523 East Capitol, Pierre, South Dakota, 57501 and Fort Randall Marina, Inc, a South Dakota corporation, hereinafter referred to as the ("Concessionaire").

WHEREAS, the Department was assigned a concession lease with the Concessionaire upon transfer of lands from the U.S. Army Corps of Engineers to the Department on February 8, 2002; and

WHEREAS, the Department and Concessionaire entered into a Concession Lease Agreement on August 12, 2003, for the operation of Fort Randall Marina located in North Point Recreation Area; and

WHEREAS, Marina boat slips are currently assigned through long term exclusive use rights which can only be transferred from **slip owner to a buyer based on sale terms and price set by slip owner** ~~slip holder to slip holder~~; and

WHEREAS, the terms of slip ownership and transfer that were developed while the concession lease was under the responsibility of the Corps of Engineers and carried over to the Concession Lease Agreement provided little opportunity for the general public to rent boat slips at the Marina on a seasonal first-come, first-served basis; and

WHEREAS, the Concession Lease Agreement will expire on December 31, 2013, and the Concessionaire is desirous of an extension of the lease term; and

WHEREAS, the Department and Concessionaire are agreeable to an incremental series of lease extensions for the conversion of marina slips from their current long term exclusive use rights to seasonal rental on a first-come, first served basis open to the general public; and

WHEREAS, The Department and Concessionaire agree to modify terms of the Concession Lease Agreement regarding authorized services and facilities development options; and

WHEREAS, the Department and Concessionaire desire to set forth the marina slip conversion requirements with which the Concessionaire must be determined to be in compliance to be eligible for the extension(s) of the lease term and other lease term modifications.

IT IS THEREFORE AGREED that the Concession Lease Agreement between the Department and the Concessionaire dated August 12, 2003, is amended as follows:

1. Concessionaire is provided the option of meeting the terms and conditions of a phased plan for converting marina slips from their current long term exclusive use rights to seasonal rental by the general public on a first-come, first-served basis in exchange for a series of no more than three extensions of the lease term, each extension to be for a period of 5 years. The terms and conditions for slip conversion to which the Department's granting of the extension(s) of the lease term is subject to the following:

**Phase 1.**

The Concessionaire shall assume physical ownership and relinquish the long term exclusive use rights of 12 marina slips and designate them as seasonal rental available to the public by no later than December 31, 2012. Successful completion of Phase 1 to the satisfaction of the Department will extend the term of the Concession Lease Agreement until December 31, 2018.

**Phase 2.**

If and after Phase 1 has been completed to the satisfaction of the Department, the Concessionaire shall assume physical ownership and relinquish the long term exclusive use rights of 7 additional marina slips and designate them for seasonal rental available to the public for a total of 19 by no later than December 31, 2016. Successful completion of Phase 2 to the satisfaction of the Department will extend the term of the Concession Lease Agreement until December 31, 2023.

**Phase 3.**

If and after Phase 2 has been completed to the satisfaction of the Department, the Concessionaire shall assume physical ownership and relinquish the long term exclusive use rights of an amount of slips and designate them for seasonal rental available to the public which results in a total of either 26 or an amount equal to 50% of the total existing marina slips at that time, whichever is greater, by no later than December 31, 2021. Successful completion of Phase 3 to the satisfaction of the Department will extend the term of the Concession Lease Agreement until December 31, 2028.

2. All slips converted and designated as available for seasonal rental by the general public pursuant to the terms and conditions of this First Amendment shall be subject to the following operational requirements:
  - a. The Concessionaire shall establish slip rental rates and issue annual slip rental contracts for those slips designated for rental by the public. The lease shall be for one year and the terms and conditions of the lease are subject to approval by the Department. The Concessionaire shall not require or impose membership in or assess any dues or other membership fees associated with the Fort Randall **Marina, Inc. Boat Club** to any customer renting a slip.
  - b. Those persons who currently occupy slips which are relinquishing their exclusive use rights shall have the first option to rent their respective slip under the terms of the annual lease as required by section 2(a) above.
  - c. All rates and prices established for slips designated for public rental shall be in accordance with Section 3.a. of the Concession Lease Agreement.
  - d. The boat slip allocation process shall be as follows:
    - (i) By the first of each calendar year slip lease contracts will be sent out to all slip holders of record from the previous season. The concessionaire may refuse issuance of a new slip contract only if the slip holder has materially breached its Department-approved slip rental contract with the Concessionaire. It is required that the previous slip holder return the slip lease with full payment by no later than February 15 to reserve the same slip for the new season. Immediately after that date, changes to slip type or location (requested by returning slip holders) are made if available.
    - (ii) Once the process described in Section 2(d)(i) is complete with the previous year's slip holders, assignment of vacant slips begins. New slip lease contracts are sent out to any person requesting a slip in writing for the new season on a first come, first served basis. In the case of an over demand for a particular size or location of slips the oldest written request will be honored first.
    - (iii) The Department shall have access to all slip rental documentation and correspondence upon request.

- e. All boat slips converted and designated along with all associated hardware and equipment shall become property of the Concessionaire and designated as Concessionaire Facilities. Concessionaire shall obtain a possessory interest in said docks for the purposes of compensation by a successor concessionaire as per concession rules A.R.S.D. 41:13.
3. The following will be added to Section 2, subsection (b) "Additional Authorized Accommodations, Facilities and Services" of the Concession Lease Agreement:
  13. Licensed off-sale beer sales between 7 a.m. and 11 p.m.
4. Section 2 of the Concession Lease Agreement will be amended to add subsections (c) and (d) as follows:
  - c. The Department retains the right to authorize additional accommodations, facilities, services and merchandise within the Park. The Department shall give the Concessionaire first opportunity to provide such additional accommodations, facilities, services and merchandise. If Concessionaire does not desire to provide such additional accommodations, facilities, services and merchandise, or if the Department and Concessionaire are unable to agree upon the terms under which Concessionaire would provide such additional accommodations, facilities, services and merchandise, the Department shall be entitled to contract with a third party to provide said additional accommodations, facilities, services and merchandise within the Park under terms acceptable to the Department.
  - d. The Department reserves the right to establish reasonable standards as to the nature, type and quality of Concessionaire's services and merchandise. The Department retains the right to disapprove types of services and merchandise that do not meet these standards.
5. The Department agrees to evaluate the performance of the floating tire wave attenuator and make any repairs, adjustment or modifications as it deems necessary. The Concessionaire agrees and understands that funding of any work associated with the floating tire structure is subject to budget approval by the State Legislature.
6. The Department will consider hard surfacing the marina access road as shown in Exhibit A to this First Amendment attached hereto and made a part hereof by this reference during the term of the Agreement or the extension(s) thereof as provided for in this First Amendment contingent on the following:

- a. The Concessionaire agrees and understands that funding the access road hard surfacing project is subject to future proposed budget approval by the State Legislature.
  - b. At such time that the project has been proposed in a future budget and said budget is subsequently approved by the Legislature, the Concessionaire must assume physical ownership and relinquish the long term exclusive use rights of one-hundred percent (100%) of the Fort Randall Marina slips and designate them for seasonal rental available to the public before the Department will proceed with the project.
  - c. Hard surfacing options shall include but not be limited to asphalt, blotter coating, seal coating, or other methods designed to prevent the penetration of water in to the road bed. The Department reserves the right to determine the method or combination of methods of hard surfacing to be utilized.
7. The Department and Concessionaire agree that the granting of any extension(s) of the lease term as provided for in this First Amendment shall result in the Concession Lease Agreement as amended being subject to and governed by the requirements of ARSD Article 41:13 subtitled "Park Concession Leases" which went into effect on October 17, 2005.
8. In accordance with ARSD 41:13:03:01, the Commission may extend the Concession Lease Agreement in its discretion. It is further understood that one of the primary factors for which future extensions beyond those contained in this First Amendment will be considered is the conversion of all marina slips to seasonal rental available to the public.
9. Except as modified by this First Amendment to Concession Lease Agreement, all other terms and conditions of the Concession Lease Agreement dated August 12, 2003, shall continue to remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First  
Amendment To Concession Lease Agreement Fort Randall Marina on this \_\_\_\_\_  
Day of \_\_\_\_\_, 2012

SOUTH DAKOTA DEPARTMENT OF GAME, FISH AND PARKS

BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
Douglas Hofer, Director, Division of Parks and Recreation

FORT RANDALL MARINA, INC.  
(CONCESSIONAIRE)

BY: \_\_\_\_\_ DATE: \_\_\_\_\_  
Its President

DRAFT

# Exhibit 'A' to 1st Amendment - Ft. Randall Marina



Hard Surfacing  
scope of work

26a.

JANUARY- MAY 2012 REVENUE COMPARISON BY DISTRICT

	2010		2011		2012		2011	2010
	# Sold	\$ Sold	# Sold	\$ Sold	# Sold	\$ Sold	% Change	% Change
Annual	11,061	\$ 309,719.00	9,834	\$ 275,364.00	14,042	\$ 393,170.00	42.8%	27%
Second Vehicle	2,876	\$ 40,264.00	2,944	\$41,212.00	3,765	\$ 52,703.00	27.9%	31%
Combo	6,923	\$ 290,763.00	5,975	\$250,950.00	7,957	\$ 334,195.00	33.2%	15%
Transferable	408	\$ 24,503.00	442	\$26,514.00	565	\$ 33,875.76	27.8%	38%
Daily / Person (\$4)	2,715	\$ 10,858.92	1,833	\$7,333.89	3,222	\$ 12,887.75	75.7%	19%
Daily / Vehicle (\$6)	6,659	\$ 39,951.99	3,841	\$23,046.32	8,090	\$ 48,540.90	110.6%	21%
Unattended Vehicle Daily (\$4)	88	\$ 352.00	68	\$272.00	174	\$ 694.00	155.1%	97%
Unattended Vehicle Daily (\$10)	88	\$ 876.00	56	\$560.00	317	\$ 3,168.00	465.7%	262%
Motorcoach Permit	8,523	\$ 25,567.50	137	\$411.00	160	\$ 480.00	16.8%	-98%
GSM Annual Trail Pass (\$15)	855	\$ 12,825.00	160	\$2,406.00	500	\$ 7,500.00	211.7%	-42%
GSM Daily Trail Pass (\$3)	475	\$ 1,425.00	570	\$1,710.00	1,212	\$ 3,636.00	112.6%	155%
CSP Temp Daily / Person (\$6)	4,168	\$ 25,008.00	399	\$2,394.00	0	\$ -	-100.0%	-100%
CSP Temp Daily / Vehicle (\$15)	1,630	\$ 24,450.00	6,798	\$101,970.00	9,201	\$ 138,015.00	35.3%	464%
Bike Band (\$10)	0	\$ -	39	\$390.00	473	\$ 4,730.00		
One-Day Special Event	N/A	\$ 1,500.00	N/A	\$2,220.00	N/A	\$ 3,010.00	35.6%	101%
	46464	\$ 808,063.41	33,059	\$736,753.21	49,676	\$1,036,605.41	40.7%	28%
Camping Services Permits		\$ 2,897,174.44		\$3,056,994.59		\$ 3,442,450.70	12.6%	19%
Picnic Reservations		\$ 3,634.30		\$3,833.20		\$ 4,739.20	23.6%	30%
Firewood	5,182	\$ 15,546.00	3,742	\$14,968.00	5,622	\$ 22,486.30	50.2%	45%
		\$ 2,916,354.74		\$3,075,795.79		\$3,469,676.20	12.8%	19%
<b>Totals:</b>		\$ 3,724,418.15		\$3,812,549.00		\$4,506,281.61	18.2%	21%

**JANUARY - MAY 2012 REVENUE COMPARISON BY DISTRICT**

*268%*

Dis Park	2011	2012	% Change	Dis Park	2011	2012	% Change
<b>1 Roy Lake</b> Sica Hollow	\$74,327.70	\$81,849.30	10.1%	<b>10 North Point</b> North Wheeler Pease Creek Randall Creek South Shore Whetstone Bay	\$214,585.50	\$231,849.99	8.0%
<b>2 Richmond Lake</b> Mina Lake Lake Louise Fisher Grove Amsden Fort Sisseton	\$86,400.07	\$100,729.80	16.6%	<b>11 Farm Island</b> West Bend	\$165,608.01	\$178,610.40	7.9%
<b>3 Sandy Shore</b> Hartford Beach Lake Cochrane Pelican South Pickerel Lake	\$190,182.29	\$226,657.20	19.2%	<b>12 Oahe Downstream</b> West Shore Cow Creek Okobojo Point Spring Creek East Shore	\$123,245.30	\$162,385.50	31.8%
<b>4 Oakwood Lakes</b> Lake Poinsett Lake Thompson	\$207,961.80	\$292,028.20	40.4%	<b>13 West Whitlock</b> Lake Hiddenwood East Whitlock Swan Creek Bush's Landing Indian Creek Revheim Bay Little Bend Bob's Landing Walth Bay West Pollock	\$111,744.80	\$156,985.40	40.5%
<b>5 Lake Herman</b> Walkers Point	\$126,774.15	\$132,532.11	4.5%	<b>14 GSM Trail</b> Bear Butte Rocky Point	\$55,941.63	\$76,463.60	36.7%
<b>6 Snake Creek</b> Platte Creek Burke Lake Buryanek	\$170,511.55	\$200,772.20	17.7%	<b>15 Shadehill</b> Llewellyn Johns	\$54,568.70	\$57,612.70	
<b>7 Palisades</b> Lake Vermillion Big Sioux	\$202,127.20	\$267,317.70	32.3%	<b>16 Custer</b>	\$962,326.00	\$1,111,204.30	15.5%
<b>8 Newton Hills</b> Lake Alvin Union Grove Adams	\$144,162.90	\$179,533.16	24.5%	<b>17 Angostura</b>	\$152,190.29	\$208,108.35	36.7%
<b>9 Lewis &amp; Clark</b> Tabor Sand Creek Springfield Chief White Crane Pierson Ranch	\$745,052.11	\$813,582.70	9.2%	<b>20 Pierre Office</b>	\$24,839.00	\$28,059.00	13.0%
				<b>TOTALS:</b>	<u>\$3,812,549.00</u>	<u>\$4,506,281.61</u>	<u>18.2%</u>

JANUARY- MAY 2012 CAMPING UNIT COMPARISON REPORT BY DISTRICT

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Dist Park	2011 Units	2012 Units	%	Dist Park	2011 Units	2012 Units	%
1 Roy Lake	595	635	6.7%	9 Lewis & Clark	3,873	5,007	29.3%
Sica Hollow	13	18	38.5%	Tabor	6	17	183.3%
	<u>608</u>	<u>653</u>	<u>7.4%</u>	Sand Creek	27	27	0.0%
2 Richmond Lake	157	187	19.1%	Springfield	188	145	-22.9%
Mina Lake	276	334	21.0%	Chief White Crane	1,192	1,455	22.1%
Lake Louise	210	318	51.4%	Pierson Ranch	402	659	63.9%
Fisher Grove	0	0			<u>5,688</u>	<u>7,310</u>	<u>28.5%</u>
Amsden	42	0	-100.0%	10 North Point	706	821	16.3%
Fort Sisseton	108	132	22.2%	North Wheeler	32	82	156.3%
	<u>793</u>	<u>971</u>	<u>22.4%</u>	Pease Creek	122	236	93.4%
3 Sandy Shore	79	88	11.4%	Randall Creek	679	957	40.9%
Hartford Beach	237	691	191.6%	South Shore	37	61	64.9%
Lake Cochrane	148	182	23.0%	Whetstone Bay	0	71	
Pelican South	535	562	5.0%		<u>1,576</u>	<u>2,228</u>	<u>41.4%</u>
Pickereel Lake	525	682	29.9%	11 Farm Island	460	778	69.1%
	<u>1,524</u>	<u>2,205</u>	<u>44.7%</u>	West Bend	1,114	1,423	27.7%
4 Oakwood Lakes	941	1,154	22.6%		<u>1,574</u>	<u>2,201</u>	<u>39.8%</u>
Lake Poinsett	513	966	88.3%	12 Oahe Downstream	1,153	1,352	17.3%
Lake Thompson	387	805	108.0%	Cow Creek	163	368	125.8%
	<u>1,841</u>	<u>2,925</u>	<u>58.9%</u>	Okobojo Point	88	178	102.3%
5 Lake Herman	592	630	6.4%		<u>1,404</u>	<u>1,898</u>	<u>35.2%</u>
Walkers Point	305	487	59.7%	13 West Whitlock	401	525	30.9%
Lake Carthage	95	124	30.5%	Lake Hiddenwood	14	38	171.4%
	<u>992</u>	<u>1,241</u>	<u>25.1%</u>	East Whitlock	8	21	162.5%
6 Snake Creek	1,165	1,699	45.8%	Swan Creek	6	145	2316.7%
Platte Creek	309	332	7.4%	Indian Creek	590	781	32.4%
Burke Lake	1	34	3300.0%	West Pollock	130	211	62.3%
Buryanek	379	529	39.6%		<u>1,149</u>	<u>1,721</u>	<u>49.8%</u>
	<u>1,854</u>	<u>2,594</u>	<u>39.9%</u>	14 Bear Butte Lake	83	118	42.2%
7 Palisades	491	747	52.1%	Rocky Point	453	665	46.8%
Lake Vermillion	780	1,161	48.8%		<u>536</u>	<u>783</u>	<u>46.1%</u>
Big Sioux	623	919	47.5%	15 Shadehill	399	507	27.1%
	<u>1,894</u>	<u>2,827</u>	<u>49.3%</u>	Llewellyn Johns	28	61	117.9%
8 Newton Hills	1,302	1,735	33.3%		<u>427</u>	<u>568</u>	<u>33%</u>
Union Grove	179	222	24.0%	16 Custer	2,713	3,998	47.4%
	<u>1,481</u>	<u>1,957</u>	<u>32.1%</u>		<u>2,713</u>	<u>3,998</u>	<u>47.4%</u>
				17 Angostura	1,499	2,015	34.4%
					<u>1,499</u>	<u>2,015</u>	<u>34.4%</u>
				<b>TOTAL FEE AREA</b>			
				<b>CAMPER UNITS</b>	27,553	38,095	38.3%

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## JANUARY - MAY 2012 VISITATION COMPARISON

Dist Park	2011	2012	% Change	Dist Park	2011	2012	% Change
1 Roy Lake	47,129	46,081	-2.2%	9 Lewis & Clark	145,052	164,799	13.6%
Sica Hollow	8,380	7,462	-11.0%	Springfield	37,579	37,284	-0.8%
	<u>55,509</u>	<u>53,543</u>	<u>-3.5%</u>	Chief White Crane	13,825	14,030	1.5%
				Pierson Ranch	9,241	9,652	4.4%
2 Richmond Lake	13,948	20,617	47.8%		<u>205,697</u>	<u>225,765</u>	<u>9.8%</u>
Mina Lake	4,940	9,035	82.9%	10 North Point	29,316	29,606	1.0%
Lake Louise	10,484	10,880	3.8%	North Wheeler	5,215	6,074	16.5%
Fisher Grove	1,019	1,557	52.8%	Pease Creek	5,211	6,110	17.3%
Fort Sisseton	9,478	10,046	6.0%	Randall Creek	22,540	38,281	69.8%
	<u>39,869</u>	<u>52,135</u>	<u>30.8%</u>	Ft. Randall Marina	1,030	1,276	23.9%
					<u>63,312</u>	<u>81,347</u>	<u>28.5%</u>
3 Sandy Shore	4,163	8,164	96.1%	11 Farm Island	34,082	50,422	47.9%
Hartford Beach	12,135	16,686	37.5%	West Bend	7,315	7,785	6.4%
Lake Cochrane	3,475	4,058	16.8%		<u>41,397</u>	<u>58,207</u>	<u>40.6%</u>
Pelican South	10,009	13,083	30.7%	12 Oahe Downstream	59,062	90,102	52.6%
Pickerel Lake	8,958	13,045	45.6%	LaFramboise Island	4,968	0	-100.0%
	<u>38,740</u>	<u>55,036</u>	<u>42.1%</u>	Cow Creek	64,804	123,946	91.3%
				Okobojo Point	11,180	12,989	16.2%
4 Oakwood Lakes	24,922	21,603	-13.3%	Spring Creek	25,853	26,960	4.3%
Lake Poinsett	15,108	17,702	17.2%		<u>165,867</u>	<u>253,997</u>	<u>53.1%</u>
Lake Thompson	8,010	12,005	49.9%	13 West Whittlock	7,346	10,139	38.0%
	<u>48,040</u>	<u>51,310</u>	<u>6.8%</u>	Lake Hiddenwood	4,022	3,559	-11.5%
				Swan Creek	4,461	4,782	7.2%
5 Lake Herman	22,648	32,226	42.3%	Indian Creek	25,941	25,516	-1.6%
Walkers Point	11,213	14,327	27.8%	Revheim Bay	12,363	12,818	3.7%
	<u>33,861</u>	<u>46,553</u>	<u>37.5%</u>	West Pollock	7,537	7,886	4.6%
					<u>61,670</u>	<u>64,700</u>	<u>4.9%</u>
6 Snake Creek	31,342	44,020	40.5%	14 Bear Butte	6,664	12,480	87.3%
Platte Creek	15,296	16,176	5.8%	Rocky Point	14,927	16,354	9.6%
Burke Lake	5,726	7,032	22.8%		<u>21,591</u>	<u>28,834</u>	<u>33.5%</u>
Buryanek	11,723	10,928	-6.8%	15 Shadehill	12,224	20,634	68.8%
	<u>64,087</u>	<u>78,156</u>	<u>22.0%</u>	Llewellyn Johns	1,271	864	-32.0%
				Little Moreau	1,725	1,486	-13.9%
7 Palisades	19,995	27,142	35.7%		<u>15,220</u>	<u>22,984</u>	<u>51.0%</u>
Lake Vermillion	25,919	35,927	38.6%	16 Custer	307,213	348,019	13.3%
Big Sioux	18,266	25,569	40.0%		<u>307,213</u>	<u>348,019</u>	<u>13.3%</u>
Beaver Creek	8,473	11,738	38.5%	17 Angostura	36,727	42,792	16.5%
	<u>72,653</u>	<u>100,376</u>	<u>38.2%</u>		<u>36,727</u>	<u>42,792</u>	<u>16.5%</u>
8 Newton Hills	23,383	27,557	17.9%	<b>TOTALS:</b>	<b>1,342,225</b>	<b>1,640,432</b>	<b>22.2%</b>
Lake Alvin	15,118	14,510	-4.0%				
Union Grove	3,925	5,298	35.0%				
Adams	24,431	23,819	-2.5%				
Spirit Mound	3,915	5,494	40.3%				
	<u>70,772</u>	<u>76,678</u>	<u>8.3%</u>				

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

**Black Hills Elk Hunting Season**

Chapter 41:06:26

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	<b>June 7-8, 2012</b>	<b>Pierre</b>
	<b>Public Hearing</b>	<b>July 9, 2012</b>	<b>Pierre</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre</b>

**DEPARTMENT RECOMMENDATION**

**Recommended changes from last year:**

1. Create a rule within the Black Hills Elk Hunting Season that would validate the winner of the annual Elk License Raffle to also hunt in any unit within the Black Hills where "Any Elk" licenses are issued.

**SUPPORTIVE INFORMATION**

Currently the Elk License Raffle has been restricted to Custer State Park; however, with recent declines of elk numbers and associated licenses, the Department is recommending the continuation of the Elk License Raffle but to expand the areas available to the winning recipient.

The winner of the Elk License Raffle would have the opportunity to not only hunt within CSP, but could hunt in any unit within the Black Hills where "Any Elk" licenses are issued for that given year.

**APPROVE** \_\_\_\_ **MODIFY** \_\_\_\_ **REJECT** \_\_\_\_ **NO ACTION** \_\_\_\_

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

**DOG TRAINING  
CHAPTER 41:09:13**

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	June 7-8, 2012	Pierre
	<b>Public Hearing</b>	July 9, 2012	Pierre
	<b>Finalization</b>	July 9, 2012	Pierre

**WILDLIFE DIVISION RECOMMENDATION**

Eliminate dog training daily bag and possession limit requirements that are currently imposed during hunting seasons and amend additional rules to differentiate between captive game birds that are taken by hunters and those taken during dog training, field trials, and similar events/contests.

**Recommended changes:**

**41:09:13:01. Sporting dog training and field trials.** No person may kill or capture any game birds ~~while training or running a dog~~ except during the season and in the manner provided by SDCL title 41, article 41:06, and this chapter. However, ducks, ring-necked pheasants, chukar partridges, and quail which are obtained from the holder of a South Dakota captive game bird license, marked according to this chapter, and used for any event or activity related to sporting dog training purposes or field trials may be pursued or taken on private lands at any time and on public areas with prior approval of the director of the division with management authority over the public area. A valid bill of sale which shows the licensee's name, address, and captive game bird license number; the number, species, and sex of the birds; the date of transaction; and the name and address of the purchaser/possessor must accompany the birds at all times until they reach the domicile of the possessor. Dog trainers may use throwing dummies, lures, or pigeons in the training of dogs at any time and in any place that such activity is not otherwise prohibited.

**41:09:13:02. Bird marking required.** Except for chukar partridge, all game birds released or used in ~~sporting dog field trials or for training purposes~~ any event or activity related to sporting dog training or field trials must be marked by wing pinion or must have one front toe or one hind toe on either foot removed back to the first joint including the nail, before the birds are six weeks old. An anti-pecking device affixed to the bird before it is six weeks old and worn by the bird until it is at least 15 weeks old is acceptable in lieu of toe clipping if the anti-pecking device leaves a permanent, easily identifiable mark.

**41:09:13:03. Release traps or fluorescent streamers required for pheasants.** Ringneck pheasants to be killed or captured for ~~dog training purposes~~ any event or activity related to sporting dog training or field trials must be confined in a release trap, release box, or similar device until they are released immediately before they are killed or captured. A streamer of fluorescent surveyor tape conspicuously attached to the bird at all times during the ~~dog training event or activity~~ event or activity is acceptable in lieu of confinement and release from a trap.

**41:09:13:04. Daily bag and possession limits apply during hunting seasons.** ~~During hunting seasons, a person may not possess in the field more wild game birds, released game birds killed during dog training, or any combination of wild and released birds than may be possessed according to the daily bag limit for that species. Repealed.~~

**SUPPORTIVE INFORMATION**

The Department recommends making the proposed changes to create allowances for those game bird challenges that take place during the confines of the regular pheasant season. These hunting contests do not utilize wild pheasants and event organizers have pointed out that 41:09:13:04 impedes their ability to take more than three captive pheasants once the regular pheasant hunting season has begun. The changes will allow for accountability to be retained, yet provide additional flexibility to organizers in regards to event dates.

APPROVE       MODIFY       REJECT       NO ACTION

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

**HUNTING REQUIREMENTS AND PROHIBITED METHODS  
CHAPTER 41:06:04**

<b>Commission Meeting Dates:</b>	<b>Proposal</b>	June 7-8, 2012	Pierre
	<b>Public Hearing</b>	July 9, 2012	Pierre
	<b>Finalization</b>	July 9, 2012	Pierre

**WILDLIFE DIVISION RECOMMENDATION**

Amend 41:06:04:03 to further define "bait station" and place additional restrictions on the times when they are prohibited for attracting big game for the purpose of hunting.

**Recommended changes:**

**41:06:04:03. Methods prohibited.** A person may not ~~use~~ establish, utilize, or maintain a bait station ~~when hunting from August 15 to February 1, inclusive, to attract~~ any big game animal, including wild turkey, and a person may not use an electronic call when hunting any big game animal except a mountain lion. A bait station is a ~~place where edible foodstuffs or minerals are~~ location where grains, fruits, vegetables, nuts, hay, minerals, or any other natural food materials, commercial products containing natural food materials, or by-products of such materials are placed or maintained as an attractant to big game animals for the purpose of hunting. The use of scents alone does not constitute a bait station.

This restriction does not apply to foods that have not been placed or gathered by an individual and result from normal environmental conditions or accepted farming, forest management, wildlife food plantings, orchard management, or similar land management activities.

Persons are exempt from the bait station requirements while participating in depredation management activities directed by the Department.

**SUPPORTIVE INFORMATION**

The Department proposes amending the definition of a bait station and creating additional restrictions on the times when bait stations are prohibited for attracting big game animals for the purpose of hunting. Conservation officers receive numerous calls each year on the legality of bait stations. In its current form, 41:06:04:03 allows for hunters to bait big game with corn piles, apple piles, and other bait stations provided all of the materials are cleaned up prior to hunting. There is no waiting period involved once the bait station is removed. Bait stations tend to alter the natural movement patterns of big game animals, often causing them to go nocturnal. They can also cause a delay in the dispersal from wintering grounds, concentrate herds on the property of those maintaining a bait station, and create refuges that can hamper population control efforts. Bait stations are not necessary to sustain healthy big game populations and can create vulnerability for opportunistic poaching of big game animals.

APPROVE       MODIFY       REJECT       NO ACTION

**WALL LAKE GPA**

<b>Commission Meeting Dates:</b>	<b>Information</b>	<b>June 7, 2012</b>	<b>Pierre, SD</b>
	<b>Finalization</b>	<b>June 7, 2012</b>	<b>Pierre, SD</b>

**WILDLIFE DIVISION RECOMMENDATION**

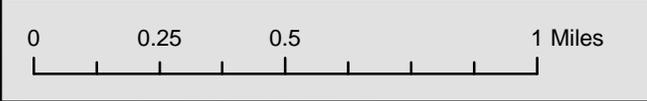
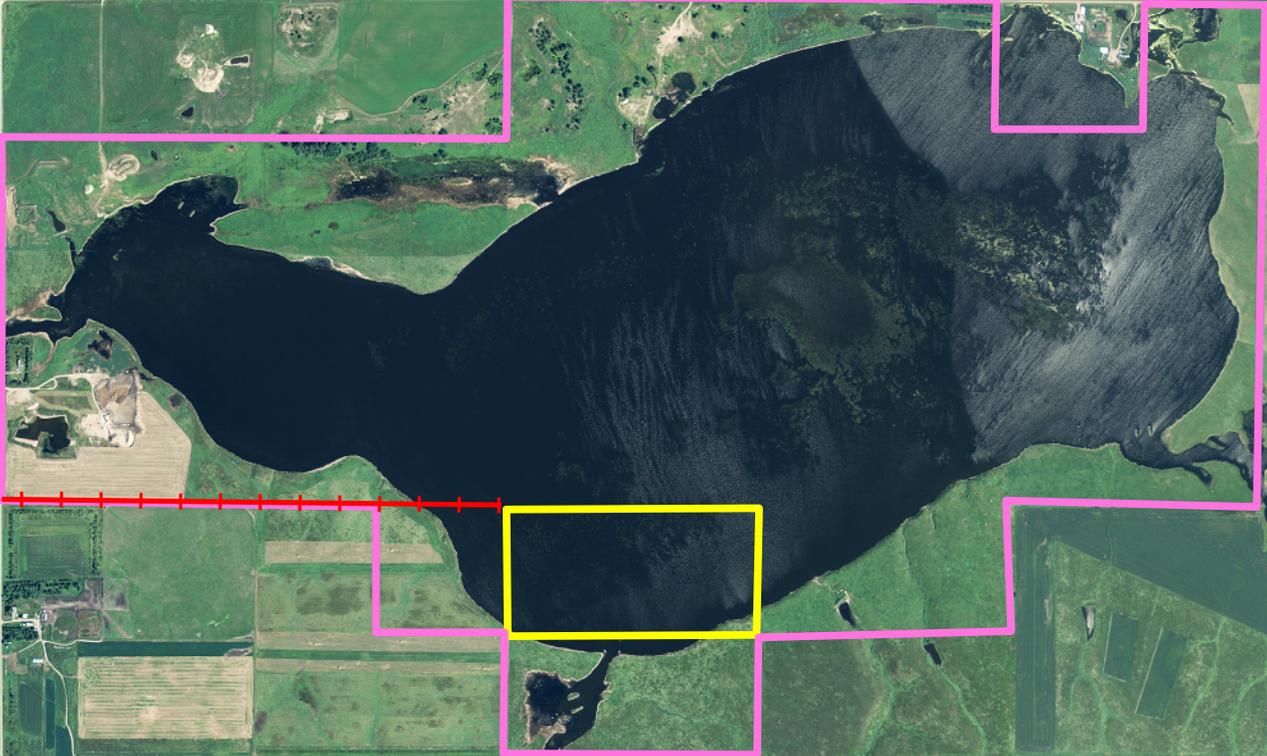
**Game, Fish & Parks Commission adopts the attached Resolution #12-08 authorizing and directing SDGFP to dispose of the property.**

**SUPPORTIVE INFORMATION**

**Location:** Eighteen miles south of Miller in Hand County.

**Description:** Acquired in March 1963 for game production and as a public shooting area, the 80 acre Wall Lake GPA provides no wildlife habitat management opportunities. The isolated and nearly inaccessible location also presents public access and use challenges. Wildlife Division staff have determined the Wall Lake GPA no longer serves purposes for which it was originally acquired and is no longer needed for Game, Fish, and Parks purposes.

Wall Lake GPA - Hand County



**ZDENEK PROPERTY**

<b>Commission Meeting Dates:</b>	<b>Information</b>	<b>June 7, 2012</b>	<b>Pierre, SD</b>
	<b>Finalization</b>	<b>July 9, 2012</b>	<b>Pierre, SD</b>

**WILDLIFE DIVISION RECOMMENDATION**

**This acquisition project has been advertised for public input as per SDCL 41-4-1.1, and will be brought to the Commission for final action at the July meeting.**

**SUPPORTIVE INFORMATION**

**Location:** Two miles northwest of Tabor in Bon Homme County

**Description:** The Zdenek property is 199 acres of privately owned farmland, grassland, trees, and wetland that has been operated as a farm and gravel pit. Previous gravel mining has however created two ponds totaling 10 surface acres that now support a recreational fishery. Currently annual crop production occurs on 4 separate tracts totaling 102 acres. Soil productivity is very good on most cropland acres and would therefore provide exceptional opportunities for high quality habitat developments such as food habitat plots, tree and shrub plantings, and native grass nesting cover. Approximately 60 grassland acres are utilized for annual hay production. A portion of the grassland acres is native sod with a relatively diverse species composition, and would likely respond very well to management.

**Management Objective:** Wildlife habitat management and production, and public hunting and fishing access opportunities. Necessary developments include fencing, signage, and a parking area.

**Cost:** \$500,000.00

**Expected Closing:** August 2012

# ZDENEK PROPERTY

## A TONY DEAN'S ACRES ACQUISITION PROPOSAL

### SD GAME, FISH & PARKS - WILDLIFE DIVISION

March 2011

Updated January 2012

#### Location

The Zdenek property is located two miles northwest of Tabor in Bon Homme County near the headwaters of Beaver Creek.

#### Description

The Zdenek property is 199 acres of privately owned farmland, grassland, trees, and wetland that has been operated as a farm and gravel pit.

While active gravel mining operations still exist in the immediate area, mining activities on the Zdenek property have ended. Previous gravel mining has however created two ponds totaling 10 surface acres that now support recreational fisheries. Mining has also created areas of ground disturbance which now support volunteer trees and shrubs.

Current agricultural production occurs on 4 separate tracts totaling 102 acres. Soil productivity is very good on most cropland acres and would therefore provide exceptional opportunities for high quality habitat developments such as food habitat plots, tree and shrub plantings, and native grass nesting cover.

Grasslands cover approximately 60 acres, with these acres being utilized primarily for annual hay production. A portion of the grassland acres is native sod with a relatively diverse species composition, and would likely respond very well to management.

#### Management

- **Public Access and Use:**

Public access to Game Production Areas is critical for ensuring adequate public use opportunities are realized. Well maintained township roads on the south and west sides provide adequate public access to the Zdenek property. Several existing trails around the fishing ponds provide some access opportunities for shore fishing. Development and enhancement of access trails and parking areas would occur to help manage vehicle use, better facilitate shore fishing opportunities, and preserve hunting quality.

- **Wildlife Habitat Development, Operation, and Maintenance:**

Numerous opportunities for habitat development exist on the Zdenek property, depending primarily on the existing land use. Wildlife habitat in grassland areas

would be greatly improved by modifying the existing annual haying use to a management scenario of periodic prescribed burning or managed grazing. Annually tilled cropland areas would be developed through proven wildlife habitat establishment practices designed to support resident wildlife species such as deer and pheasants. Establishing annual food plots, supplementing existing trees and shrubs with additional woody cover plantings, and converting remaining cropland acres to large blocks of perennial grass cover would provide year-round habitat for a variety of species - both game and non-game wildlife.

Once established, wildlife habitat would be managed using a variety of techniques as determined and prescribed by department managers and biologists to maintain habitat health and vigor. Commonly used practices include periodic haying, managed grazing, prescribed burning, and annual farming practices. Annual operations and maintenance activities prioritize noxious weed control on Game Production Areas as a good neighbor policy and as a legal obligation.

- ***Hunting and Fishing Opportunities:***

Once developed, habitat and public use facilities on the Zdenek property will provide opportunities year-round for hunting and fishing. A mixture of food habitat plots, woody cover, and perennial grassland cover would attract primarily small game and deer hunters. Because the Zdenek property also contains ponds able to sustain a recreational fishery, year-round angler use is anticipated. It's believed a Game Production Area such as this would at minimum draw users from Bon Homme and the surrounding four county areas. Currently only 750 acres of existing public hunting land occurs within a 300 mile radius of the Zdenek property.

- ***Other Public Recreation:***

Like all Game Production Areas, the Zdenek property would provide numerous opportunities for outdoor recreation beyond traditional hunting and fishing uses. South Dakotans and visitors to South Dakota place high value on public lands for various recreation pursuits. Game Production Areas, because of their diversity of habitat types offer a variety of opportunities for activities such as wildlife viewing, hiking, nature study, picnicking, and photography.

## **Cost**

- ***Purchase Price***

When purchasing property as Game Production Areas, the Department utilizes existing and long-standing land acquisition procedures based in Department Policy, South Dakota Administrative Rule, and South Dakota Codified Law. Working only with willing sellers, the Department as a general policy pays no more for a property than its market value as determined by an independent appraisal. To ensure an equitable and honest valuation, property appraisals conducted on behalf of the Department are completed by independent State-Certified General Appraisers, and with all appraisal products being required to conform to the Uniform Standards of Professional Appraisal Practice (USPAP).

In January 2012, the Zdenek property appraised for a fair market value of \$500,000.

- **Operation, Maintenance, and Developments**

Prior to acquiring Game Production Areas, the Department carefully identifies and anticipates future land management responsibilities, stewardship needs, and development opportunities. Cost estimates for these activities are developed to ensure adequate funding is identified and available. Once acquired, a 5-year management plan is developed for the Game Production Area, outlining all planned activities and their associated costs.

The Zdenek property offers numerous opportunities for habitat and access development projects, including tree and shrub plantings, perennial grass cover plantings, and fishing access trails. Additional standard developments such as parking areas, signage, and fencing are also anticipated. An estimate for these one-time development costs is \$23,000.

Certain operation and maintenance activities are required either annually or periodically depending on need and management direction. These activities may include noxious weed control, planting annual food habitat plots, trail maintenance, prescribed burning, fence and sign maintenance, tree maintenance, and property taxes. An estimate for annual operation and maintenance costs on the Zdenek property is \$3,250/year.

- **Partnerships**

The importance and value of partnerships to Game Production Area acquisition projects cannot be understated. Partnership contributions allow the Department and its cooperating partners to leverage state and local funds by matching them 3:1 with dedicated federal funds available through the Wildlife Restoration Program (Pittman-Robertson).

The Zdenek property has been identified as a potential Tony Dean's Acres project, making available an existing fund of private donations dedicated to Game Production Area acquisitions. Additionally, several other local conservation groups have been identified as desiring to contribute funds towards purchase of the Zdenek property. The following is an estimated breakdown of potential project acquisition costs.

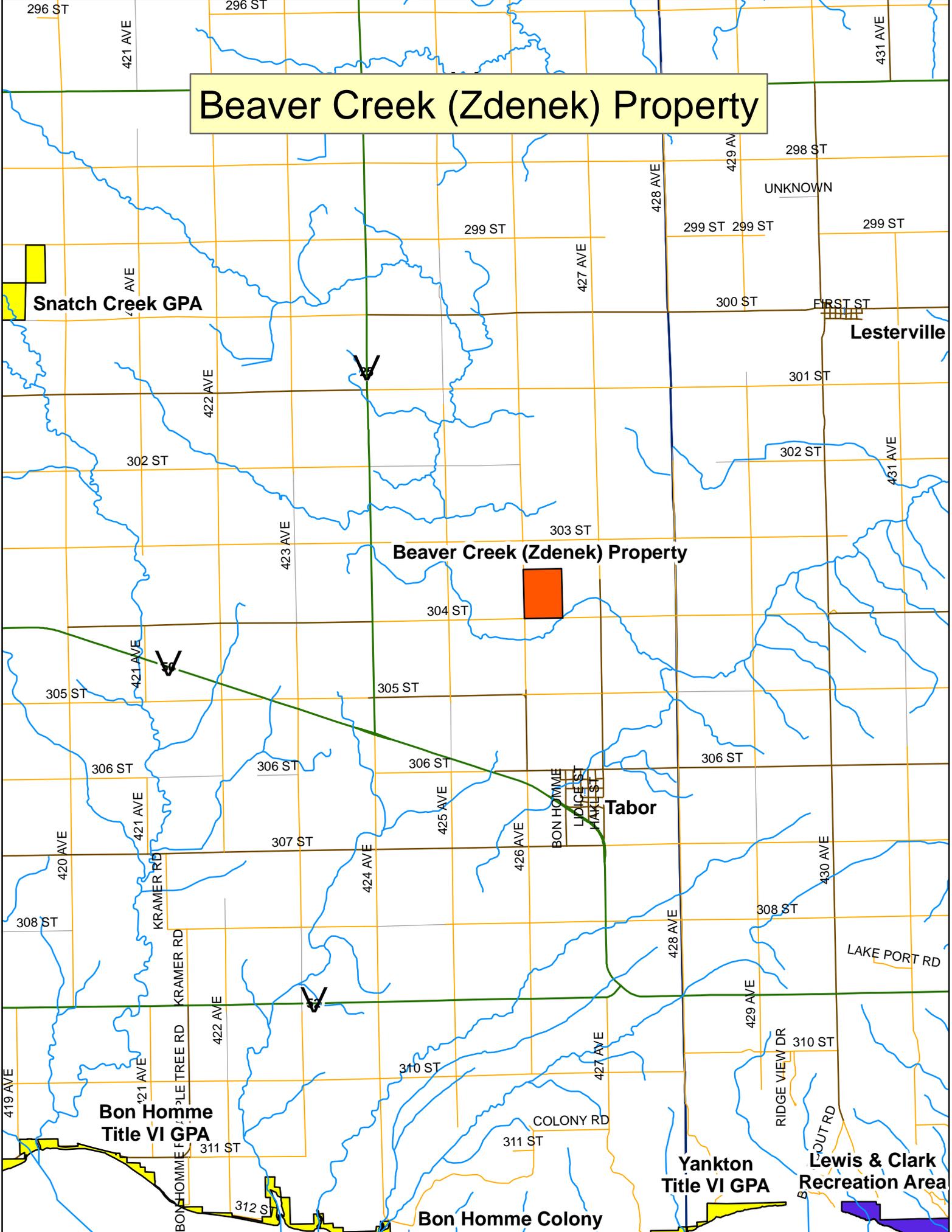
**Estimated Costs**

Zdenek property acquisition	\$ 500,000.00
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**Estimated Contributions**

Tony Dean's Acres, SDGFP, and local conservation partner funding support	\$ 125,000.00
Wildlife Restoration Program (75%)	<u>\$ 375,000.00</u>
Total contributions	\$ 500,000.00

# Beaver Creek (Zdenek) Property



# Beaver Creek (Zdenek) Property



304 ST

426 AVE

**South Dakota Department of Game, Fish & Parks - Wildlife Division  
Land Acquisition and Disposal Report  
June 2012**

**Action Items**

**Wall Lake GPA disposal**

**Location:** Hand County

**Description:** 80 acre

**Information Items**

**Zdenek Property - Tony Dean's Acres**

**Location:** Bon Homme County

**Description:** 199 acres

**Development Stage**

**Salzman Property**

**Location:** Lyman County

**Description:** 160 acres

**Hill Ranch Tract addition to Hill Ranch GPA**

**Location:** Fall River County

**Description:** 52.11 acres

**Marcotte Tract GPA disposal**

**Location:** Meade County

**Description:** 60.81 acres

**Mud Lake GPA - Tschetter exchange**

**Location:** Beadle County

**Description:** 13.8 acres