



SOUTH DAKOTA DEPARTMENT OF  
**GAME, FISH AND PARKS**

523 EAST CAPITOL AVENUE | PIERRE, SD 57501

June 14, 2021

TO THE NEWSPAPER ADDRESSED:

To Whom It May Concern:

Please publish the enclosed notice in your paper as a "legal line ad" for one issue no later than Thursday, June 17, 2021. Please note that the State of South Dakota no longer requires these to be run as "Display Ads".

Once publication has been completed, please provide me with your "Affidavit of Publication." Your failure to return your Affidavit of Publication with your invoice to the above address will nullify your claim for publication fees.

Please notify me by phone (605.773.2750) or email ([jon.kotilnek@state.sd.us](mailto:jon.kotilnek@state.sd.us)) as to whether you are able to publish on or by Thursday, June 17, 2021.

Sincerely,

Jon Kotilnek  
Senior Staff Attorney  
SD Department of Game, Fish and Parks

Attachments – Public Notice



**NOTICE OF PUBLIC HEARING  
DEPARTMENT OF GAME, FISH AND PARKS**

A Public Hearing will be held at the Watertown Event Center, 1901 9<sup>th</sup> Avenue SW, Watertown, SD 57201 on July 8<sup>th</sup>, 2021 at 2:00PM (Central). Individuals wishing to participate may attend in person or by teleconference. Teleconference information can be found at <https://gfp.sd.gov/commission/information/>. The public hearing is to consider adoption, amendment and repeal of Rules pertaining to:

1. ARSD 41:06:01:10. Prior application preference.

Effect: The proposed change would exempt the newly created special antelope unit from the landowner application preference.

Reason: Exempting the landowner application preference from the special antelope unit meets the intent of creating the special antelope unit by creating additional opportunities.

2. ARSD 41:06:02:03. Hunting license fees.

Effect: The proposed change would create a special resident and nonresident any antelope license and establish a fee associated with purchasing these licenses.

Reason: The proposed change would recognize landowner contributions to wildlife habitat and create a license structure that is similar to special licenses currently available for the West and Ever River deer hunting seasons.

3. ARSD 41:06:23:01. Antelope hunting season established – Number and type of licenses available.

Effect: The proposed change would modify the number of antelope licenses available for the antelope season to account for the additional license allocations for the special any antelope license. In addition, the proposed change would put certain requirements on applications for the antelope season.

Reason: The proposed change would recognize landowner contributions to wildlife

habitat and create a license structure that is similar to special licenses currently available for the West and Ever River deer hunting seasons.

4. ARSD 41:06:23:02. West River units – Exceptions.

Effect: The proposed change would combine the west river units and the east river units into one rule known as “open units.” In addition, the proposed change would create a unit for which the special any antelope license would be valid.

Reason: The proposed change simplifies administrative rules by eliminating the appearance of a East/West River antelope season. In addition, adding the additional unit for special any antelope would recognize landowner contributions to wildlife habitat and create a license structure that mirrors special licenses currently enjoyed during deer season.

5. ARSD 41:06:23:03. East River units – Exceptions.

Effect: The proposed change would repeal this rule. Based on other proposed changes, the East River unit descriptions would be consolidated into one rule with all open units.

Reason: This rule would no longer be necessary as all open units would be contained in one rule thus simplifying administrative rules.

6. ARSD 41:08:01:07. Beaver trapping and hunting season established.

Effect: The proposed change would modify the season dates in counties east of the Missouri River to be open year-round.

Reason: The proposed change would align the season dates with the counties west of the Missouri River. Landowners in eastern South Dakota deal with damage issues year-round caused by beavers. Creating one statewide beaver season simplifies this regulation and allows landowners in eastern South Dakota to remove beavers that are causing damage.

7. ARSD 41:08:01:08.05. River otter trapping and hunting season established – Harvest limit – Tagging requirements.

Effect: The proposed change would increase the harvest limit for river otter.

Reason: Last year's harvest limit was reached within six days of the season opening. Increasing the harvest limit will provide additional trapping and hunting opportunity.

8. ARSD 41:08:02:01. Water-sets prohibited – Dates – Exceptions.

Effect: The proposed change would allow the use of body-grip and killer trap sets to be used for beaver in areas where the beaver season is open. The proposed change would also correct an error regarding the end date that traps can be placed in or on a muskrat house.

Reason: The proposed change simplifies the rules by aligning trapping requirements for the entire state. The proposed date modification is an administrative clean up.

Interested persons will be given reasonable opportunity to submit data, opinions, arguments, and their views, either orally or in writing (or both) at the hearing. Persons unable to attend the hearing may mail data, opinions, arguments, and their views to the office of the Secretary of the Department of Game, Fish, and Parks, Foss Building, 523 East Capitol, Pierre, South Dakota 57501, or by going to the GFP website at <http://gfp.sd.gov/forms/positions>. All persons who desire to submit written data, opinions, arguments, and their views by mail or email are encouraged to mail or transmit the same in sufficient time so that it is received by and in the office of the Secretary of the Department of Game, Fish, and Parks 72 hours prior to the date of the hearing. Interested persons will be given reasonable opportunity to submit data, opinions, arguments and their views, either orally or in writing (or both) to the Commission for their consideration. All written and email comments must include the name, home town/city, and state of the person submitting the comments.

The above rule proposals are available for review on the internet by going to <https://rules.sd.gov/> and copies of the proposed rules may be requested from the office of the Secretary of the Department of Game, Fish, and Parks, Foss Building, 523 East Capitol, Pierre, South Dakota 57501. Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Any individuals with disabilities who will require a reasonable accommodation in order to participate in the hearing should submit a request to the undersigned at 605.773.3718 or 605.223.7684 (Telecommunication Device for the Deaf).

Dated this   14th   day of  June , 2021.



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Kevin Robling, Secretary

This Notice of Public Hearing is published at the approximate cost of \$\_\_\_\_\_.