

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

A Public Hearing will be held at the RedRosa Convention Center, 808 West Sioux Avenue, Pierre, SD 57501 on January 16, 2020 at 2:00 p.m. (Central Time) to consider adoption, amendment and repeal of rules pertaining to:

1. ARSD 41:06:04:12. Use of rifles and handguns to hunt birds prohibited -- Exception for wild turkeys.

Effect: The proposed change would move the turkey rifle restriction from ARSD 41:06:13:04 to this chapter. The proposed change would also allow for use of rimfire, centerfire, or muzzleloading rifles during the spring turkey season on West River private land.

Reason: The Department is conducting a systematic review of the administrative rules. The Department is identifying and changing rules that are irrelevant, inconsistent, illogically arranged, or unclear in their intent and direction. Furthermore, the allowance for the use of rifle during West River Spring Turkey addresses the issue of individuals who still like to hunt turkey with a rifle.

2. 41:06:13:04. Application requirements and restrictions. (Spring Turkey)

Effect: The proposed change would move the rifle restriction from this chapter to ARSD 41:06:04:12.

Reason: The Department is conducting a systematic review of the administrative rules. The Department is identifying and changing rules that are irrelevant, inconsistent, illogically arranged, or unclear in their intent and direction.

3. ARSD 41:07:03:01. Inland Waters (Flathead Catfish Restriction)

Effect: The proposed change would limit harvest of flathead catfish over a certain length to one fish per day as part of the daily limit on inland waters.

Reason: "One Over" regulations are effective at reducing harvest of fish when it is common for anglers to catch two or more fish above the specified length during a fishing trip.

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 17th day of December, 2019.



Kelly R Hepler

Kelly R. Hepler, Secretary

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