

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

A Public Hearing will be held at the RedRossa Convention Center, 808 W. Sioux Avenue, Pierre, South Dakota, on December 14, 2017, at 2:00 o'clock P.M. (CDT), to consider adoption and amendment of Rules pertaining to:

(New Rule) 41:09:04:02:06 – Eligibility of bait dealers, agents and employees (Baitfish Dealers).

Effect: The new rule would require all bait dealers to list employees/agents on their application that will engage in trapping, transporting, delivering, raising, or seining bait and allow the Department to refuse the issuance of a license to a bait dealer with an employee/agent who has had their bait dealer license suspended, revoked, or been denied a bait dealer license.

Reason: The new rule will fix a loop hole in the administrative rules that allows an individual who has had their license suspended, revoked, or denied to continue to operate in the baitfish industry.

The above rule proposal may be modified or amended following receipt of public comment at the hearing to include or exclude matters that are described in this Notice of Hearing. The hearing may be continued from time to time until its business has been completed and may be rescheduled.

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 transmit by email to [wildinfo@state.sd.us](mailto:wildinfo@state.sd.us). To be

included in the public record and considered by the Commission, comments must include a full name and city of residence and meet the submission deadline of seventy-two hours before the public hearing (not including the day of the public hearing) per HB 1006. 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.

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 November, 2017.



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Kelly R. Hepler, Secretary