

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

A Public Hearing will be held at the Sioux Falls – Good Earth State Park, 26924 480th Avenue, Sioux Falls, SD 57301 at 2:00PM (Central) on November 1, 2018, to consider adoption, amendment and repeal of Rules pertaining to:

1) ARSD 41:03:01:16 – Restrictions on use of firearms, crossbows, and bows – Exceptions.

Effect: The proposed amendment would adjust the hunting season end date in Sica Hollow in Unit 48A to end on May 31.

Reason: The rule change allows for greater opportunity and uniformity with closure of all turkey seasons ending on May 31.

2) ARSD 41:06:13:01 – Spring wild turkey hunting season established.

Effect: The proposed rule change would increase the number of resident one-tag male turkey licenses by 55 licenses and decrease the number of resident two-tag male turkey licenses by 150 licenses for the Prairie Units. The proposed change would also change the turkey season to end on May 31.

Reason: The rule change is consistent with management strategies and the turkey management plan. The change in end date is to bring consistency with all end dates for turkey season and to provide greater opportunity.

3) ARSD 41:06:13:02 – Open units (Spring turkey)

Effect: The proposed amendment would change the end of the turkey season for units identified in this rule to end on May 31.

Reason: The change in the end date would bring consistency with other end dates for turkey hunting and provide greater opportunity.

4) ARSD 41:06:16:03 – Daily bag limit (Ducks).

Effect: The proposed amendment would reduce the daily limit of pintail from two to one.

Reason: The change is in line with federal regulations and federal bag limits.

5) 41:06:16:07 – Goose hunting season, Conservation Order, and August Management Take established – Shooting hours – Exceptions – Open units – Closed Areas.

Effect: The proposed rule would change the Spring Light Goose Conservation Order which currently runs for 79 consecutive days beginning the day after Unit 2 dark goose season closes to now closing on May 15. The proposed change would also adjust the white-fronted goose season from 86 days to 74 days.

Reason: The change provides more opportunities for recreation. The shorter season for white-fronted geese is warranted based upon migratory patterns and in conjunction with other rule changes will provide a greater opportunity to harvest birds.

6) ARSD 41:06:13:04 – Application requirements and restrictions (Spring turkey)

Effect: The proposed change would eliminate the use of rifles while hunting turkey.

Reason: There are safety concerns with individuals shooting at long distance with rifles at turkeys. The increased use of various types of turkey decoys make long shots with a rifle riskier for accidents.

7) ARSD 41:06:16:09 – Bag and possession limits on geese.

Effect: The proposed change would increase the daily bag limit from two to three for white-fronted geese.

Reason: The change is in conjunction with another proposed change to condense the season while providing additional opportunities to harvest white-fronted geese.

8) ARSD 41:06:18:02 – Open Unit (Sandhill Crane)

Effect: The proposed rule would expand the open unit for Sandhill Crane season by moving the eastern boundary farther east; from Highway 281 to Highways 25 and 81.

Reason: The expansion would expand opportunities by providing additional areas to hunt by increasing in the size of the unit.

9) ARSD 41:06:26 Black Hills elk hunting season.

Effect: The proposed change would allow for an elk license to be made for a raffle conducted by a nonprofit organization. The license would only be available for a resident. All money raised would be used for wildlife management.

Reason: The additional tag made available would not have a biological impact and the amount of potential revenues raised would be beneficial for wildlife management.

10) ARSD 41:03:04:01 – Definitions (Camping permits and rules)

Effect: The proposed rule would introduce a new definition of a “modern cabin” that would include beds, electricity, sewer and water.

Reason: There is a demand for these types of cabins and the Department intends on building them. Currently there is no definition of the cabin type in administrative rule.

11) ARSD 41:03:04:03 – Camping permit fees.

Effect: The proposed rule would establish a per night rate for a “modern cabin.” Also, the proposed rule would increase the rental cost of the group lodge located at Shadehill State Recreation Area.

Reason: Currently the Department does not have modern cabins but as plans to build them for users of the parks. As a result an administrative fee needs to be established in rule. The group lodge at Shadehill has gone through extensive renovations and expansion. The increase in the nightly rental rate would now be line with group lodges across the state that provide similar accommodations.

12) ARSD 41:03:04:13 – Park facility use fees.

Effect: The proposed rule would establish use fees for the amphitheater located at Good Earth State Park.

Reason: The amphitheater is in high demand and has sufficient accommodations to justify a fee to use the facility.

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 5th day of Oct, 2018.





Kelly R. Hepler, Secretary

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