

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

On April 4, 2024, at 9:00AM (CDT), a quorum of the Game, Fish and Parks Commission will be present at the Matthews Training Center located in the Joe Foss Building, 523 E Capitol Ave, Pierre, SD 57501, to participate in a Governance Meeting.

A Public Hearing will be held at the Matthews Training Center, 523 East Capitol Avenue, Pierre, SD 57501 on April 4, 2024, starting at 2:00PM (CDT), to consider adoption, amendment and repeal of Rules pertaining to:

1. ARSD 41:03:01:01.04 - Prohibited use of walk-in areas.

Effect: The proposed change would modify where an individual could hunt by including all private lands leased for public hunting access.

Reason: The current rule only specifies use requirements on walk-in areas. The proposed change would expand this to all private lands leased by GFP for public hunting access.

2. ARSD 41:03:01:19 – Limitation on tree stands, elevated platforms, and portable blinds.

Effect: The proposed change would modify both where an individual could hunt by including all private lands leased for public hunting access, and methods used for identification on tree stands, platforms, and portable blinds.

Reason: The proposed change would allow the user options for identifying equipment.

3. ARSD 41:03:01:35 - Bait stations prohibited.

Effect: The proposed change would alter where an individual could place bait stations.

Reason: The proposed change would expand this to all private lands leased for public hunting access.

4. ARSD 41:03:01:36 - Limitation on trail cameras.

Effect: The proposed change would modify an individual's name and address, contact information to be legibly labeled on equipment.

Reason: The proposed change would allow the user options for identifying equipment and clarify that individuals need to obtain permission to use trail cameras on private land leased for hunting access by GFP.

5. ARSD 41:03:01:01.01 - Time Restrictions for Use of State Park System and Public Lands.

Effect: Modify the Oahe Downstream Recreation Area and the West Shore Lake

Access Area, and other areas north of Fort Pierre, observing the Central Time zone.
Reason: The proposed change would provide law enforcement officers the need to abide by the jurisdictional lines that are established which includes the established time zones.

6. ARSD 41:06:16:07 - Goose hunting season, Conservation Order, and August Management Take established -- Shooting hours -- Exceptions -- Open units -- Closed areas.

Effect: Adjust counties for the August Management Take Hunting season unit.

Reason: The August Management Take is not currently necessary as a management tool and provides minimal hunting opportunity in counties with low Canada goose populations in August.

7. ARSD 41:06:16:11 - Maximum number of nonresident waterfowl licenses -- Open units -- Dates -- License restrictions.

Effect: Revise nonresident waterfowl licenses.

Reason: The proposed change would provide more opportunity in areas where it is difficult to draw licenses while still limiting licenses in the highest hunter density areas.

8. ARSD 41:06:26:01 - Black Hills elk hunting season established -- Number and type of licenses -- Season dates.

Effect: Adjust the number of "any elk" and "antlerless elk" licenses.

Reason: This proposed change considers the maximum number of "any elk" and "antlerless elk" licenses.

9. ARSD 41:06:27:01 - Custer State Park elk hunting season established -- Number and type of licenses -- Season dates.

Effect: Adjust the number of "any elk" licenses and "antlerless elk" licenses.

Reason: The proposed change would allow the GFP Commission to utilize the appropriate number of elk licenses for management purposes.

10. ARSD 41:06:28:01 - Custer State Park early archery elk hunting season established -- Number and type of licenses -- Season dates.

Effect: Modify the maximum number of "any elk" licenses and provide the option for "antlerless elk" licenses.

Reason: The proposed change would allow the GFP Commission to utilize the appropriate number of elk licenses for management purposes.

11. ARSD 41:06:43:01 - Archery elk hunting season established -- Number and type of licenses available -- Season dates.

Effect: Modify the maximum number of “any elk” licenses and “antlerless elk” licenses.

Reason: The proposed change would allow the GFP Commission to utilize the appropriate number of elk licenses for management purposes.

12.ARS 41:06:43:02 – Open units.

Effect: Revamp unit boundary descriptions for Black Hills Archery Elk with Black Hills Firearm Elk.

Reason: Modify the hunting units.

13.ARS 41:06:47:01 – Special Custer State Park antlerless elk hunting season established -- Number and type of licenses available -- Season dates.

Effect: Adjust the number of “antlerless elk” licenses.

Reason: The proposed change allows the consideration of antlerless elk licenses for the Custer State Park Special Antlerless Elk Hunting Season.

14.ARS 41:06:56:02 – Open units.

Effect: Modify unit boundary descriptions for bighorn sheep hunting season.

Reason: The proposed change would align unit boundaries with available hunting opportunity.

15.ARS 41:06:56:03 – Number and type of licenses.

Effect: Modify rule to specify number of ram bighorn sheep licenses.

Reason: The proposed change would adjust the maximum number of bighorn licenses.

16.ARS 41:06:59:01 – Prairie elk hunting season established -- Number and type of licenses available -- Season dates.

Effect: Modify the number of “any elk” licenses and “antlerless elk” licenses.

Reason: The proposed change would provide the maximum number of licenses available for management purposes.

17.ARS 41:06:59:02 – Open units.

Effect: Adjust unit boundary descriptions for prairie elk hunting season.

Reason: Modify the hunting units.

Interested persons will be given reasonable opportunity to submit amendments, data, opinions, arguments, and their views, either orally or in writing (or both) at the hearing. Persons unable to attend the hearing may mail amendments, 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 amendments, 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 amendments, 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, hometown/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 11th day of March 2024.

(SEAL)



Kevin Robling, Department Secretary

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