

Becomes effective immediately upon RST Council approval

RST CERTIFIED/REGISTERED GUIDE REQUIREMENTS

1. General Provisions:

- a. No person except an **enrolled member** of the Rosebud Sioux Tribe shall provide guiding services on any land of the Rosebud.
- b. Any and all RST members interested in becoming a hunting guide **MUST** complete the RST Guide Course and become certified with our Department.
- c. All eligible Tribal members must be at least 18 years of age to become a Guide.
- d. An RST-DNR/GFP Ranger can guide or assist in guiding as part of their work duties for the following non-profit hunts:
 - i. High priority cases that could potentially advertise our hunting grounds to the public, via video, TV, print or other media outlets
 - ii. Hunts for family and/or friends
- e. All Guiding Services must possess a valid Tribal Business License **and** Sales Tax License, in accordance with RST Law & Order Code, Title 16, Chapter 1 and Title 11, Chapter 7. These licenses are available in the RST Revenue Department.
- f. Revocation of Business License and/or Sales Tax License will result in the cancellation of their "Guide" card that is issued through the Department of Game, Fish & Parks.
- g. No Non-member or Affiliated Tribal Member of the Rosebud Sioux Tribe shall be allowed to guide under a Tribal Member's Guiding Service on Rosebud Tribal Lands.
- h. The use of alcohol and drugs, or being under the influence of either, is strictly prohibited!!
- i. No guide shall provide services that allow clients to knowingly or unknowingly attempt to take, kill, pursue, harass or intercept any Wildlife species during a closed season or in violation of any provisions of this code.
- j. In accordance with the RST Law & Order Code 5-11-6, "any person who has been convicted in the Courts of the United States, or any state thereof, of a felony or has been convicted in the Courts of the Rosebud Sioux Tribe of any Class A crime who has in his possession or under his control a firearm, is guilty of a Class A crime." This also includes **any** Federally-recognized Tribal Court.

- k. One guide may lead **ONE (1)** hunting party of up to 10 (max) hunters at a time and must physically accompany the party in the field at all times. (This limit applies to each individual guide, not the guiding service as a whole.) **EXCEPTION: A pheasant hunting party can reach a maximum of twenty (20) individuals per party.**
- l. Hunting parties, in the act of hunting prairie dogs (only), must keep a distance of at least 100 yards from a **primary** source of water for livestock (i.e. stock tanks, stock dams or stream).
- m. It is unlawful to hunt/trap within 220 yards (660 ft.) of any occupied dwelling or public use area (including Churches, Cemeteries and Ceremonial Grounds).
- n. All hunts must take place during legal shooting hours.
- o. The use of Dogs when hunting **big game or varmint/predator species** is prohibited.
- p. It shall be mandatory that all hunters report the name of their guide service and individual guide, as well as total number of days hunted/guided.
- q. Any violations committed by a non-Indian are subject to Federal jurisdiction.
- r. The RST Department of Game, Fish & Parks reserves the right to suspend, cancel or revoke the certification of any Registered Guide for non-compliance or severe reported complaints. The severity will be at the discretion of the RST-DNR Director. Depending on the severity of the violation, your guide card could automatically be revoked.
- s. Must complete and turn in a "Guide Registration Form" (attached).
- t. Hunters who wish to scout prior to the season opening must be accompanied by a Registered Guide at all times while in the field. Scouting, with hunters, can only take place fourteen (14) days prior to the opening of the season.

2. License Requirements:

- a. No person shall act as a guide for the purpose of hunting on any Tribally-owned lands without a valid permit of license issued by the Department of Game, Fish & Parks.

3. Seasons and Limits:

- a. Except as otherwise provided, guides will operate or provide services within the season and limits established by proclamation.

4. Responsibility and Liability:

Please keep in mind “r” under the *general provisions* that states:

The RST Department of Game, Fish & Parks reserves the right to suspend, cancel or revoke the certification of any Registered Guide for non-compliance or severe reported complaints. The severity will be at the discretion of the RST-DNR Director. Depending on the severity of the violation, your guide card could automatically be revoked.

ANY VIOLATIONS WILL RESULT IN:

1ST = Verbal warning

2ND = Written

3RD = Revocation of Guiding privileges

*ALL violations will be recorded and kept on file in the GFP office

*Every guide has the opportunity to contest their violations and/or express any concerns to the RST Land & Natural Resources Committee

a. **All Tribal Members offering guiding services on any Rosebud Sioux Tribal Lands are responsible for:**

- i. Ensuring each client has a valid license or permit for the taking of Wildlife.
- ii. Ensuring each client does not exceed bag limits or season date as established by proclamation.
- iii. Ensuring each client understands the rules and regulations prescribed by proclamation, and that they comply with those rules and regulations while under the direction of a guide and while in the field.
- iv. Reporting, in writing, to this Department any problems with lessees and/or access issues to hunting grounds on Tribal Lands.
- v. Ensuring all prairie dog hunters use varmint rounds (V-MAX, BALLISTIC TIPS).
- vi. Ensuring all prairie dog hunters are aware that the use of a rifle over 25 caliber is prohibited.
- vii. Ensuring all hunters pick up spent casings, trash and other disposable materials.
- viii. Reporting any accident or damage caused by their clients while hunting on Tribal lands.
- ix. Ensuring all clients, ages 12-15, have successfully completed a certified Hunter-Safety Course and provide to

the guide prior to hunting. This also needs to be presented to the department in order to purchase a hunting license.

x. Reporting any violations that they personally witness.

b. **All Guides are liable for:**

- i. Any physical damages s/he or their clients may intentionally commit to any person or property in violation of this code.
- ii. Knowingly or unknowingly allow any violation of rules or regulations pursuant to this code.
- iii. Knowingly allow a client to hunt without possessing the requisite license, permit or applicable hunter safety certification.
- iv. Knowingly being part of a violation or assisting in commission of a violation.
- v. Damages caused by the guide or clients who go into the field while under the influence of alcohol or drugs.
- vi. Any agreements or release of liability between the hunter and the guide are recommended.