

41:03:01:01.02. Time restrictions for use of state park system. Only persons utilizing a state park, state recreation area, state nature area, or state lakeside use area for lawful fishing, hunting, trapping, snowmobiling, boating, or camping or other persons authorized by a department representative may enter, use, or occupy any state park, state recreation area, state nature area, or state lakeside use area from 11:00 p.m. to 6:00 a.m. from May 1 to September 30, inclusive, and 9:00 p.m. to 6:00 a.m. from October 1 to April 30, inclusive.

Source: 21 SDR 148, effective March 6, 1995; 26 SDR 117, effective March 16, 2000.

General Authority: SDCL 41-17-1.1(1).

Law Implemented: SDCL 41-17-1.1(1).

41:03:01:01.03. Time restrictions for use of public hunting areas and lake access areas. Only persons who are engaged in lawful fishing, hunting, trapping, or boating activities may enter, use, or occupy any of the following areas from 11:00 p.m. to 6:00 a.m.:

- (1) Public shooting areas;
- (2) Game production areas;
- (3) Wildlife refuges; and
- (4) Lake and fishing access areas.

Lake and fishing access areas include public water access areas designated by the department.

Source: 21 SDR 148, effective March 6, 1995; 27 SDR 13, effective August 27, 2000.

General Authority: SDCL 41-2-18(4), 41-17-1.1(1).

Law Implemented: SDCL 41-2-18(4), 41-17-1.1(1).

CHAPTER 41:03:01

USES OF PARKS AND PUBLIC LANDS

Section

- 41:03:01:01 Unauthorized land use and entry on posted land prohibited.
- 41:03:01:01.01 Time restrictions for use of George S. Mickelson trail -- Exceptions.
- 41:03:01:01.02 Time restrictions for use of state park system.
- 41:03:01:01.03 Time restrictions for use of public hunting areas and lake access areas.
- 41:03:01:01.04 Prohibited use of walk-in areas.
- 41:03:01:02 Leaving of property on department land.
- 41:03:01:03 Repealed.
- 41:03:01:04 Permit required for certain organized events.
- 41:03:01:05 Destruction or removal of natural or cultural features prohibited -- Exception.
- 41:03:01:06 Repealed.
- 41:03:01:07 Commercial use prohibited.
- 41:03:01:08 Repealed.
- 41:03:01:09 Repealed.
- 41:03:01:10 Buildings, erection of signs, advertising, and fences prohibited.
- 41:03:01:11 Loud speakers prohibited -- Disturbance prohibited.
- 41:03:01:12 Superseded.
- 41:03:01:12.01 Repealed.
- 41:03:01:13 Pet prohibitions.
- 41:03:01:13.01 Repealed.
- 41:03:01:14 Horses and riding prohibited -- Exception.

June, 2016 Proposals/July, 2016 Finals

- 41:03:01:15 Camping in state park, state recreation area, and state lakeside use area allowed only in designated campgrounds -- Fifteen-day limit.
- 41:03:01:16 Restrictions on use of firearms, crossbows, and bows -- Exceptions.
- 41:03:01:16.01 Uncased .22 caliber rimfire firearms prohibited -- Exceptions.
- 41:03:01:16.02 Restrictions on use or possession of firearms on lake and fishing access areas and game production areas -- Exceptions.
- 41:03:01:16.03 Discharge of firearms and bows on George S. Mickelson Trail prohibited.
- 41:03:01:16.04 Nontoxic shot areas for target shooting -- Exceptions.
- 41:03:01:16.05 Restrictions on use or possession of centerfire rifles on lake and fishing access areas and game production areas.
- 41:03:01:17 Airguns and slingshots prohibited.
- 41:03:01:18 Repealed.
- 41:03:01:19 Limitation on tree stands, elevated platforms, and portable blinds.
- 41:03:01:20 Hiking off trails at Bear Butte without permission prohibited -- Exception.
- 41:03:01:21 Hang gliding prohibited.
- 41:03:01:22 Repealed.
- 41:03:01:23 Residential trash prohibited at department trash facilities.
- 41:03:01:24 Glass containers prohibited.
- 41:03:01:25 Jumping and diving at Palisades State Park, Custer State Park, Big Sioux Recreation Area, and Angostura Reservoir prohibited.
- 41:03:01:26 Use of certain rock climbing aids prohibited -- Exception.
- 41:03:01:27 Forage restrictions -- Custer State Park and Mickelson Trail.
- 41:03:01:28 Repealed.

June, 2016 Proposals/July, 2016 Finals

- 41:03:01:29 Restrictions on use of metal detectors – Written authorization required.
- 41:03:01:30 ~~Bicycle use restricted to roads, campgrounds, picnic areas, and designated trails~~ Repealed.
- 41:03:01:31 Alcoholic beverage prohibited at Lake Alvin swim beach.
- 41:03:01:32 Alcoholic beverage prohibited at Bear Butte State Park.
- 41:03:01:33 Leaving of human remains at Bear Butte State Park prohibited.
- 41:03:01:34 Hunter Quarry Lake and Fishing Access Area -- Entry or use prohibited -- exceptions.
- 41:03:01:35 Bait stations prohibited.
- 41:03:01:36 Limitation on trail cameras.

41:03:01:30. Bicycle use restricted to roads, campgrounds, picnic areas, and designated trails. ~~Within Newton Hills State Park and Lewis and Clark State Recreation Area, bicycle use is restricted to roads, campgrounds, picnic areas, and trails designated for bicycle use~~ Repealed.

Source: 26 SDR 117, effective March 16, 2000.

General Authority: ~~SDCL 41-17-1.1(1).~~

Law Implemented: ~~SDCL 41-17-1.1(1).~~

CHAPTER 41:03:04

CAMPING PERMITS AND RULES

Section

- 41:03:04:01 Definitions.
- 41:03:04:02 Camping permit required -- Exceptions.
- 41:03:04:02.01 Repealed.
- 41:03:04:02.02 Repealed.
- 41:03:04:03 Camping permit fees.

June, 2016 Proposals/July, 2016 Finals

41:03:04:03.01	Repealed.
41:03:04:04	Registration procedures -- Display of registration card.
41:03:04:04.01	Repealed.
41:03:04:05	Repealed.
41:03:04:05.01	Campsite reservations -- Payment of camping fees -- Cancellation fees
41:03:04:05.02	Reserved group picnic shelter fee.
41:03:04:05.03	Repealed.
41:03:04:06	Repealed.
41:03:04:07	Superseded.
41:03:04:07.01	Sale of firewood.
41:03:04:08	Repealed.
41:03:04:09	Repealed.
41:03:04:10	Camper unit occupancy restricted.
41:03:04:10.01	Repealed.
41:03:04:10.02	Camping cabin and rent-a-camper occupancy restricted.
41:03:04:10.03	Equestrian campground occupancy restricted.
41:03:04:11	Use of electrical service restricted.
41:03:04:12	Checkout times enforced.
41:03:04:13	Park facility use fees.

41:03:04:04. Registration procedures -- ~~Display of registration card.~~ Upon receipt of the daily camping permit fee, the department shall provide each camper unit with a registration card. The card shall be placed on the pad post specifically provided for that purpose or conspicuously displayed otherwise if pad posts are not provided. The

June, 2016 Proposals/July, 2016 Finals

~~receipt section of the registration card shall show the amount paid and the date and shall be signed by a department representative.~~

~~Self-registration may be used at any campground. A camper shall reserve a~~
campsite prior to occupying the site in the park. A reservation may be placed either by
using the on-line service at the campsd.com or by calling 1-800-710-2267 or using the
park reservation hot phone. At campgrounds using this a self-registration system, the
department shall post camping fees and provide registration forms for campers to
complete. Each camper shall insert the correct fee in the envelope provided with the form
and insert the envelope in the security box provided. The camper shall display the
provided registration card as described in this section slip on a provided site post or in a
conspicuous place.

Any camper unit desiring to extend occupancy of a site beyond the nights for which
the camper unit is paid, up to the limits set in § 41:03:01:15, ~~shall reregister at the~~
~~entrance booth~~ may extend the reservation by 4:00 p.m. on that last day and pay the
camping fees for the additional nights desired, only if the site is available for the duration
of the extended stay, except at Custer State Park where a camper shall ~~reregister~~ extend
the reservation by noon on the last day. A camper staying on a same-day reservation site
located at Center Lake in Custer State Park and the Yankton section of Lewis and Clark
Recreation Area shall extend the reservation prior to 12:00 AM (midnight) on the last
registered night's stay.

Any camper registered for a designated first come, first served site at any state park
and recreation area shall place a camping unit on the campsite immediately following
registration.

Any camper with a same-day campsite reservation shall place a camping unit on the
campsite by 10 p.m. of the first night of the reservation unless an alternate arrangement

June, 2016 Proposals/July, 2016 Finals

is made with park staff. If the camper fails to place a camping unit on the site, the camper shall be charged a cancellation fee and forfeit the remainder of the reservation.

Source: SL 1975, ch 16, § 1; 1 SDR 30, effective October 13, 1974; 3 SDR 73, effective April 25, 1977; 6 SDR 96, effective April 1, 1980; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 15 SDR 139, effective March 20, 1989; 17 SDR 12, effective July 31, 1990; 17 SDR 188, effective June 13, 1991; 19 SDR 82, effective December 7, 1992; 21 SDR 148, effective March 6, 1995; 28 SDR 103, effective January 30, 2002; 36 SDR 112, effective January 11, 2010.

General Authority: SDCL 41-17-1.1(1)(2).

Law Implemented: SDCL 41-2-24, 41-17-1.1(1)(2).

41:03:04:05.01. Campsite reservations -- Payment of camping fees --

Cancellation fees. Nonprofit youth groups with adult supervision may reserve a designated group camping area for up to ~~15~~ 14 consecutive ~~days~~ nights.

A person may reserve an available campsite at any state park, recreation area, or lakeside use area for up to ~~15~~ 14 consecutive ~~days~~ nights. Once the person has occupied the campsite the 14th night, the person shall remove his or her camper unit from the state park, recreational area, or lake side use area, by check-out time the next day, for at least one night, before reserving that site, or another site, at that location.

Camping fees set in subdivisions 41:03:04:03(1) to (3), inclusive, (7) to (13), inclusive, and (15) must be paid for the entire duration of a camper's anticipated stay at the time the reservation is made. A person who cancels a reservation for a campsite through the reservation center or who cancels a reservation for a campsite after arrival at the park shall pay one night's camping fee for each campsite reserved. A person who cancels a reservation for a camping cabin or rent-a-camper through the reservation center or after arrival at the park shall pay a \$25 cancellation fee. A person who cancels

June, 2016 Proposals/July, 2016 Finals

or shortens a reservation for a lodge more than 30 days ahead of the scheduled arrival date shall be charged a \$25 cancellation fee. A person who cancels or shortens a reservation for a lodge 30 days or fewer ahead of the scheduled arrival date shall be charged a \$25 cancellation fee for every night cancelled. The department shall refund all other fees for unused days of camping or unused lodge fees except nonrefundable reservation fees.

A person who is a resident of South Dakota shall pay an additional reservation fee of \$2 for a reservation made through the telephone call center. A person who is not a resident of South Dakota shall pay an additional reservation fee of \$7.70 for a reservation made online and shall pay \$9.70 for a reservation made through the telephone call center. The reservation fee is nonrefundable and is payable in advance.

At French Creek Horse Camp in Custer State Park, a person who cancels a reservation through the reservation center shall pay one night's camping fee for each campsite reserved if the cancellation is received 30 days or more before arrival. Fifty percent of fees shall be refunded if the cancellation is received fewer than 30 days but more than 15 days before arrival, and no refunds if the cancellation is received 15 or fewer days before arrival.

Source: 6 SDR 96, effective April 1, 1980; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 120, effective July 1, 1984; 12 SDR 186, effective May 28, 1986; 13 SDR 192, effective June 22, 1987; 14 SDR 114, effective March 9, 1988; 15 SDR 139, effective March 20, 1989; 16 SDR 135, effective February 18, 1990; 17 SDR 78, effective December 10, 1990; 19 SDR 82, effective December 7, 1992; 21 SDR 102, effective December 8, 1994; 21 SDR 148, effective March 6, 1995; 22 SDR 82, effective December 10, 1995; 23 SDR 87, effective December 3, 1996; 25 SDR 108, effective

June, 2016 Proposals/July, 2016 Finals

February 28, 1999; 28 SDR 150, effective May 7, 2002; 32 SDR 109, effective December 27, 2005; 35 SDR 184, effective February 2, 2009; 42 SDR 97, effective January 5, 2016.

General Authority: SDCL 41-17-1.1(1)(7).

Law Implemented: SDCL 41-2-24, 41-17-1.1(1)(7).

CHAPTER 41:06:01

APPLICATION FOR LICENSE

Section

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|----------------|---|
| 41:06:01:01 | Applicability of chapter. |
| 41:06:01:02 | Form of application -- False representation prohibited – License prerequisite. |
| 41:06:01:03 | Submission of application with fee. |
| 41:06:01:03.01 | Restriction on number of applications submitted jointly. |
| 41:06:01:04 | Repealed. |
| 41:06:01:05 | Repealed. |
| 41:06:01:06 | Lottery methods and procedure. |
| 41:06:01:07 | Landowner preference limited by acreage. |
| 41:06:01:07.01 | Landowner preference application requirements and restrictions. |
| 41:06:01:07.02 | Restrictions on landowner preference for legal entities. |
| 41:06:01:08 | Restriction on number of applications. |
| 41:06:01:09 | Application for unsold big game licenses -- Future eligibility. |
| 41:06:01:10 | Prior application preference. |
| 41:06:01:11 | Restricted sale of leftover licenses. |
| 41:06:01:12 | Mentored youth big game license -- Restrictions. |
| 41:06:01:13 | Designation of areas where free antlerless deer licenses can be used by farmers and ranchers. |

June, 2016 Proposals/July, 2016 Finals

- 41:06:01:14 Allocation of licenses to nonresident hunters.
- 41:06:01:15 Elk application requirements.
- 41:06:01:16 Purchase and accrual of preference points.
- 41:06:01:17 Access permits required for specific deer hunting units and public lands.
- 41:06:01:18 Authorization for terminally ill residents to hunt deer, antelope and turkeys.
- 41:06:01:19 Sage grouse hunting permits -- Procedure -- Requirements.

41:06:01:19. Sage grouse hunting permits -- Procedure -- Requirements.

Free hunting permits for the sage grouse season shall be allocated to resident hunters by a lottery drawing through the initial draw. Any permit remaining after the initial draw shall be made available to resident and nonresident hunters on a first-come first-serve basis. To be eligible, an applicant for a permit shall have a valid small game or combination license.

Source:

General Authority: SDCL 41-2-18(1)(2)(17), 41-11-5.

Law Implemented: SDCL 41-2-18(1)(2)(17), 41-11-5.

41:06:03:11. Records required for wildlife processing facilities. No wildlife processing facility may:

(1) Receive or have in custody any wild animal unless accurate records are maintained that can identify each wild animal received by, or in the custody of, the facility by the name of the person from whom the wild animal was obtained and show the number of each species; the date each wild animal was received; the name and address of the owner of each wild animal; the date each wild animal was disposed of; and the name of the person or business to whom each wild animal was delivered; or

June, 2016 Proposals/July, 2016 Finals

(2) Destroy any records required to be maintained under this section for a period of one year following receipt of each wild animal; or

(3) Allow any wild animal, or parts thereof, to leave the facility without a receipt bearing the name of the facility, number and species of wild animal, and the name of the owner of each wild animal.

However, the provisions of this section do not apply to any permitted bird harvested on a licensed shooting preserve and processed by the permittee.

Source: 35 SDR 47, effective September 8, 2008.

General Authority: SDCL 41-2-18(2).

Law Implemented: SDCL 41-2-18(2).

CHAPTER 41:06:10

SAGE GROUSE HUNTING SEASON

Section

41:06:10:01 Sage grouse hunting season established -- Number of free hunting permits.

41:06:10:02 Open unit.

41:06:10:03 Season limit.

41:06:10:04 Repealed.

41:06:10:01. Sage grouse hunting season established -- Number of free hunting permits. The sage grouse hunting season is ~~closed~~ open from sunrise to sunset each day for two consecutive days beginning on the third Saturday in September. No more than 40 free hunting permits may be issued for the sage grouse hunting season.

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 5 SDR 12, effective August 21, 1978; 7 SDR 15, effective August 25, 1980; 8 SDR 15, effective August 19, 1981; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1,

June, 2016 Proposals/July, 2016 Finals

1984; 26 SDR 174, effective July 4, 2000; 27 SDR 111, effective May 8, 2001; 28 SDR 166, effective June 4, 2002; 32 SDR 31, effective August 29, 2005; 34 SDR 297, effective June 4, 2008; 40 SDR 29, effective August 20, 2013.

General Authority: SDCL 41-2-18(1)(2)(17), 41-11-5.

Law Implemented: SDCL 41-2-18(1)(2)(17), 41-11-5.

Cross-Reference:

Sage grouse hunting permits -- Procedure -- Requirements. § 41:06:01:19.

CHAPTER 41:06:14

FALL WILD TURKEY HUNTING SEASON

Section

- 41:06:14:01 Fall turkey hunting season established -- Number and type of licenses.
- 41:06:14:02 ~~Black Hills and West River prairie units -- Number and type of licenses~~
~~available~~ unit -- Exceptions.
- 41:06:14:02.01 ~~East River~~ Prairie units ~~-- Number and type of licenses available.~~
- 41:06:14:03 Repealed.
- 41:06:14:04 Repealed.
- 41:06:14:05 Application requirements and restrictions.

41:06:14:01. Fall turkey hunting season established -- Number and type of licenses. The fall wild turkey hunting season is open from one-half hour before sunrise to sunset daily beginning on November 1 and remains open to January 31, inclusive, except as otherwise provided in § 41:06:14:02.01. No more than 400 one-tag any turkey licenses may be issued to residents for the Black Hills fall turkey hunting season. No more than 1,230 one-tag and 50 two-tag any turkey licenses may be issued to residents for the prairie fall turkey hunting season.

June, 2016 Proposals/July, 2016 Finals

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 4 SDR 15, effective September 15, 1977; 5 SDR 19, effective September 14, 1978; 6 SDR 3, effective July 23, 1979; 8 SDR 15, effective August 19, 1981; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 22, effective August 9, 1984; 12 SDR 14, effective August 6, 1985; 13 SDR 9, effective August 3, 1986; 14 SDR 14, effective August 6, 1987; 15 SDR 3, effective July 21, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 26 SDR 9, effective August 1, 1999; 28 SDR 24, effective August 28, 2001; 29 SDR 29, effective August 26, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 33 SDR 1, effective July 18, 2006; 34 SDR 67, effective September 10, 2007; 41 SDR 34, effective September 2, 2014.

General Authority: SDCL 41-2-18(2)(17), 41-11-5.

Law Implemented: SDCL 41-2-18(2)(17), 41-11-5.

Cross-References:

Hunting license fees, § 41:06:02:03.

~~Basic or general hunting license required, SDCL 41-6-11.~~

Combination licenses,-- Issuance, SDCL 41-6-10.1.

~~41:06:14:02. Black Hills and West River prairie units -- Number and type of licenses available unit -- Exceptions.~~ The following is a description of the open Black Hills unit and the open West River prairie units and the maximum number and type of licenses available in each unit:

June, 2016 Proposals/July, 2016 Finals

(1) Unit PFT-BH1: excluding Custer State Park, Wind Cave National Park, Mount Rushmore National Memorial, and Jewel Cave National Monument and those portions of Custer, Fall River, Lawrence, Meade, and Pennington counties within a line beginning at the junction of U.S. Highway 85 and Interstate 90 at exit 17, south on U.S. Highway 85 to U.S. Highway 385, south on U.S. Highway 385 to State Highway 89, south on State Highway 89 to Pilger Mountain Road, west on Pilger Mountain Road to Dewey Road, west on Dewey Road to the Wyoming-South Dakota state line, south on the Wyoming-South Dakota state line to U.S. Highway 18, east on U.S. Highway 18 to the Cheyenne River, east along the Cheyenne River to State Highway 79, north on State Highway 79 to Interstate 90, and north and west on Interstate 90 to exit 17, the point of beginning; 400 "any turkey" licenses;

~~(2) Unit PFT-WR1: all counties west of the Missouri River excluding the areas included in Unit PFT-BH1 and the counties of Bennett, Corson, Custer, Fall River, Haakon, Harding, Jackson, Lawrence (south of Interstate 90), Meade, Pennington, Shannon and Ziebach; unlimited "any turkey" licenses may be issued to residents and nonresidents.~~

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 7 SDR 15, effective August 25, 1980; 8 SDR 15, effective August 19, 1981; 9 SDR 14, effective August 8, 1982; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 22, effective August 9, 1984; 12 SDR 14, effective August 6, 1985; 13 SDR 9, effective August 3, 1986; 14 SDR 14, effective August 6, 1987; 15 SDR 3, effective July 21, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 21 SDR 219, effective June 26, 1995; 22 SDR 16, effective August 15, 1995; 22 SDR 188,

June, 2016 Proposals/July, 2016 Finals

effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 26 SDR 9, effective August 1, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 29, effective August 26, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 33 SDR 1, effective July 18, 2006; 34 SDR 67, effective September 10, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 21, effective August 18, 2009; 37 SDR 18, effective August 16, 2010; 38 SDR 8, effective August 3, 2011; 39 SDR 10, effective August 1, 2012; 40 SDR 14, effective July 29, 2013; 41 SDR 34, effective September 2, 2014; 42 SDR 14, effective August 10, 2015.

General Authority: SDCL 41-2-18(2)(17), 41-11-5.

Law Implemented: SDCL 41-2-18(2)(17), 41-11-5.

41:06:14:02.01. ~~East River~~ Prairie units -- ~~Number and type of licenses available.~~ The following is a description of the open ~~East River~~ prairie units ~~and the maximum number and type of licenses available in each unit:~~

(1) Unit PFT-01A: Minnehaha County: ~~no licenses.~~ A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(2) Unit PFT-06A: that portion of Brookings County east of Interstate 29; ~~no licenses.~~ A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(3) Unit PFT-07A: Yankton County; ~~100 "any turkey" licenses;~~

(4) Unit PFT-08A: Those portions of Davison and Hanson Counties within a line beginning at the junction of 403rd Avenue and 247th Street, then east on 247th Street to its junction with 413th Avenue, then south on 413th Avenue to its junction with Interstate 90, then west on Interstate 90 to its junction with 403rd Avenue, then north on 403rd Avenue to the point of beginning; ~~50 two-tag licenses with each tag valid for one "any~~

June, 2016 Proposals/July, 2016 Finals

~~turkey~~": A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(5) Unit PFT-12A: Bon Homme County; ~~200 "any turkey" licenses;~~

(6) Unit PFT-13A: Brule County; ~~75 "any turkey" licenses;~~

(7) Unit PFT-17A: Charles Mix County, excluding Lake Andes National Wildlife Refuge, and Douglas County; ~~200 "any turkey" licenses;~~

(8) Unit PFT-19A: Clay County; ~~50 "any turkey" licenses;~~

(9) Unit PFT-23A: Deuel County; ~~no licenses.~~ A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(10) Unit PFT-30A: Gregory County;

~~(10)~~ (11) Unit PFT-36A: Hughes County; excluding Farm Island Recreation Area, LaFramboise Island, and department land from the Pierre city limits to Farm Island Recreation Area; ~~30 "any turkey" licenses;~~

~~(11)~~ (12) Unit PFT-37A: Hutchinson County; ~~30 "any turkey" licenses.~~ A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

~~(12)~~ (13) Unit PFT-40A: Jerauld County; ~~no licenses;~~

~~(13)~~ (14) Unit PFT-44A: Lincoln County; ~~no licenses;~~

(15) Unit PFT-48A: those portions of Marshall County south and east of State Highway 25 and north of State Highway 10 and Roberts County north of State Highway 10; A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(16) Unit PFT-50A: Mellette County;

~~(14)~~ (17) Unit PFT-52A: Moody County; ~~no licenses.~~ A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

June, 2016 Proposals/July, 2016 Finals

(18) Unit PFT-53A: Perkins County and that portion of Meade County north of U.S.

Highway 212;

(19) Unit PFT-60A: Tripp County;

~~(15)~~ (20) Unit PFT-61A: Turner County; ~~no~~ licenses;

~~(16)~~ (21) Unit PFT-62A: Union County; ~~50 "any turkey"~~ licenses;

~~(17) Unit PFT-NE1: those portions of Marshall County south and east of State Highway 25 and north of State Highway 10 and Roberts County north of State Highway 10; 100 "any turkey" licenses. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow.~~

Source: 15 SDR 3, effective July 21, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 26 SDR 9, effective August 1, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 29, effective August 26, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 33 SDR 1, effective July 18, 2006; 34 SDR 67, effective September 10, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 21, effective August 18, 2009; 37 SDR 18, effective August 16, 2010; 38 SDR 8, effective August 3, 2011; 39 SDR 10, effective August 1, 2012; 40 SDR 14, effective July 29, 2013; 41 SDR 34, effective September 2, 2014; 42 SDR 14, effective August 10, 2015.

General Authority: SDCL 41-2-18(2)(14)(17), 41-11-5.

Law Implemented: SDCL 41-2-18(2)(14)(17), 41-11-5.

41:06:14:05. Application requirements and restrictions. The following applies to all applications for license and to all licensees under this chapter:

June, 2016 Proposals/July, 2016 Finals

(1) A person may not use any firearm on LaFramboise Island or on the south unit and the signed portion of the north unit of the Bureau of Land Management Fort Meade Recreation Area;

(2) ~~A person may not obtain more than two turkey licenses.~~

Source: 7 SDR 15, effective August 25, 1980; 8 SDR 15, effective August 19, 1981; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 13 SDR 9, effective August 3, 1986; 14 SDR 14, effective August 6, 1987; 15 SDR 3, effective July 21, 1988; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 23 SDR 220, effective June 26, 1997; 28 SDR 24, effective August 28, 2001; 29 SDR 29, effective August 26, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 33 SDR 1, effective July 18, 2006; 36 SDR 21, effective August 18, 2009; 39 SDR 10, effective August 1, 2012; 41 SDR 34, effective September 2, 2014

General Authority: SDCL 41-2-18(2)(17), 41-11-5.

Law Implemented: SDCL 41-2-18(2)(17), 41-6-27, 41-6-28, 41-11-5.

CHAPTER 41:06:23

ANTELOPE HUNTING SEASON

Section

- 41:06:23:01 Antelope hunting season established Number and type of licenses.
- 41:06:23:02 West River units ~~Number and type of licenses available~~ -- Exceptions.
- 41:06:23:03 East River units ~~Number and type of licenses available~~ -- Exceptions.
- 41:06:23:04 Repealed.
- 41:06:23:05 Repealed.
- 41:06:23:06 Repealed
- 41:06:23:07 Repealed.

41:06:23:08 Repealed

41:06:23:09 Repealed.

41:06:23:01. Antelope hunting season established -- Number and type of licenses. The antelope hunting season is open from one-half hour before sunrise to one-half hour after sunset each day for sixteen consecutive days beginning on the Saturday closest to October 1, except as provided in the unit descriptions in §§ 41:06:23:02 and 41:06:23:03. No more than 2,885 one-tag any antelope licenses may be issued to residents for the West River antelope hunting season and no more than 60 one-tag any antelope licenses may be issued to residents for the East River antelope hunting season.

Source: SL 1975, ch 16, § 1; 4 SDR 10, effective August 25, 1977; 6 SDR 14, effective August 23, 1979; 9 SDR 30, effective September 13, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 16 SDR 44, effective September 13, 1989; 24 SDR 23, effective August 31, 1997; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 36 SDR 215, effective July 1, 2010; 38 SDR 40, effective September 21, 2011.

General Authority: SDCL 41-2-18(2)(17).

Law Implemented: SDCL 41-2-18(2)(17).

Cross-References:

Hunting license fees, § 41:06:02:03.

~~Basic or general hunting license required, SDCL 41-6-11.~~

Combination licenses, Issuance, SDCL 41-6-10.1.

Resident big game license required, SDCL 41-6-19.

Nonresident big game license required, SDCL 41-6-20.

June, 2016 Proposals/July, 2016 Finals

41:06:23:02. West River units -- ~~Number and type of licenses available~~ --

Exceptions. The following is a description of the West River units ~~and the maximum number and types of licenses available in each unit:~~

(1) Unit PRA-02A: that portion of Pennington County east of the Cheyenne River; ~~150 "any antelope" licenses;~~

(2) Unit PRA-11A: Bennett and Oglala Lakota Counties; ~~50 "any antelope" licenses;~~

(3) Unit PRA-15A: that portion of Butte County enclosed by a line beginning at the junction of the Harding-Butte County line and the South Dakota-Montana state line; then east on the county line to U.S. Highway 85; then south on U.S. Highway 85 to the junction of U.S. Highway 212; then west on U.S. Highway 212 to the South Dakota-Wyoming line; then north on the state line to the Harding-Butte county line, the point of beginning; ~~200 "any antelope" licenses;~~

(4) Unit PRA-15B: that portion of Butte County not included in Unit PRA-15A and Lawrence County north of the Black Hills National Forest boundary; ~~250 "any antelope" licenses;~~

(5) Unit PRA-20A: Corson County; ~~40 "any antelope" licenses;~~

(6) Unit PRA-21A: that portion of Custer County east of Highway 385 and the eastern boundaries of Wind Cave National Park and Custer State Park and that portion of Pennington County south of Interstate 90, east of the eastern boundary of the Black Hills National Forest boundary, and east of U.S. Highway 16; ~~125 "any antelope" licenses;~~

(7) Unit PRA-24A: Dewey County; ~~30 "any antelope" licenses;~~

(8) Unit PRA-27A: Fall River County and that portion of Custer County south of U.S. Highway 16 and west of U.S. Highway 385; ~~500 "any antelope" licenses;~~

(9) Unit PRA-31A: Haakon County; ~~100 "any antelope" licenses;~~

June, 2016 Proposals/July, 2016 Finals

(10) Unit PRA-35A: that portion of Harding County west of U.S. Highway 85; ~~200~~
~~"any antelope" licenses;~~

(11) Unit PRA-35B: that portion of Harding County east of U.S. Highway 85; ~~150~~
~~"any antelope" licenses;~~

(12) Unit PRA-39A: Jackson County; ~~50 "any antelope" licenses;~~

(13) Unit PRA-41A: Jones County; ~~20 "any antelope" licenses;~~

(14) Unit PRA-45A: Lyman County except for Corps of Engineers land and
excluding that area described in Unit PRA-45B; ~~no licenses;~~

(15) Unit PRA-45B: those portions of Lyman, Stanley, and Jones Counties
enclosed by a line beginning at the northwest corner of the Lower Brule Indian
Reservation, then west 18 miles, then south 20 miles, then east 19 miles, then north 1 1/2
miles to the southwest corner of the Lower Brule Indian Reservation, then northerly along
the reservation boundary to the northwest corner of the reservation, the point of
beginning; ~~no licenses;~~

(16) Unit PRA-49A: that portion of Meade County north of State Highway 34 and
south of U.S. Highway 212; ~~400 "any antelope" licenses;~~

(17) Unit PRA-49B: that portion of Meade County east of Interstate 90 and south of
State Highway 34 and that portion of Pennington County east and north of Interstate 90
and west of the Cheyenne River; ~~200 "any antelope" licenses;~~

(18) Unit PRA-50A: Mellette County; ~~20 "any antelope" licenses;~~

(19) Unit PRA-53A: that portion of Perkins County north of State Highway 20; ~~100~~
~~"any antelope" licenses;~~

(20) Unit PRA-53B: that portion of Perkins County south of State Highway 20 and
that portion of Meade County north of U.S. Highway 212; ~~150 "any antelope" licenses;~~

(21) Unit PRA-58A: Stanley County; ~~50 "any antelope" licenses;~~

June, 2016 Proposals/July, 2016 Finals

(22) Unit PRA-60A: Tripp County; ~~no licenses;~~

(23) Unit PRA-64A: Ziebach County; ~~100 "any antelope" licenses.~~

If no license is allocated for a specific hunting unit, that unit is dissolved for the purposes of designating areas open to hunting as it pertains to the archery antelope season and areas open to hunting under the provisions of SDCL 41-6-19.3.

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 3 SDR 13, effective August 25, 1976; 4 SDR 10, effective August 25, 1977; 5 SDR 12, effective August 21, 1978; 6 SDR 14, effective August 23, 1979; 7 SDR 21, effective September 15, 1980; 8 SDR 19, effective August 31, 1981; 9 SDR 30, effective September 13, 1982; 10 SDR 23, effective September 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 30, effective August 30, 1984; 12 SDR 22, effective August 21, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 33, effective August 28, 1988; 16 SDR 44, effective September 13, 1989; 17 SDR 34, effective September 6, 1990; 18 SDR 41, effective September 5, 1991; 19 SDR 36, effective September 16, 1992; 20 SDR 28, effective August 29, 1993; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 23 SDR 35, effective September 16, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 21, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 39, effective September 23, 2009; 36 SDR 215, effective July 1, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011; 39 SDR 10, effective August 1, 2012; 39 SDR 32, effective September 5, 2012; 40 SDR 29, effective August 20, 2013; 41

June, 2016 Proposals/July, 2016 Finals

SDR 34, effective September 2, 2014; SL 2015, ch 56, § 1, effective May 1, 2015; 42 SDR 14, effective August 10, 2015.

General Authority: SDCL 41-2-18(2)(17), 41-6-21.

Law Implemented: SDCL 41-2-18(2)(17), 41-6-21.

Cross-References:

Archery antelope hunting season established -- Open area -- Number and type of licenses available, § 41:06:24:01.

Resident farmer or rancher limited deer or antelope permit—Eligibility, SDCL 41-6-19.3.

41:06:23:03. East River units -- ~~Number and type of licenses available~~ --

Exceptions. The following is a description of the East River units ~~and the maximum number and types of licenses available in each unit:~~

- (1) Unit PRA-36A: Hughes and Hyde Counties; ~~40 "any antelope" licenses;~~
- (2) Unit PRA-48A: that portion of Marshall County north of State Highway 10; ~~no licenses;~~
- (3) Unit PRA-59A: Sully County; ~~20 "any antelope" licenses;~~
- (4) Unit PRA-63A: Potter and Walworth Counties; ~~no licenses;~~
- (5) Unit PRA-22A: those portions of Brown, Clark, Day, and Spink Counties east of State Highway 37, south of U.S. Highway 12, west of State Highway 25, and north of U.S. Highway 212; ~~no licenses.~~

If no license is allocated for a specific hunting unit, that unit is dissolved for the purposes of designating areas open to hunting as it pertains to the archery antelope season and areas open to hunting under the provisions of SDCL 41-6-19.3.

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 3 SDR 13, effective August 25, 1976; 4 SDR 10, effective August 25, 1977; 5 SDR 12, effective

June, 2016 Proposals/July, 2016 Finals

August 21, 1978; 6 SDR 14, effective August 23, 1979; 7 SDR 21, effective September 15, 1980; 8 SDR 19, effective August 31, 1981; 9 SDR 30, effective September 13, 1982; 10 SDR 23, effective September 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 30, effective August 30, 1984; 12 SDR 22, effective August 21, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 33, effective August 28, 1988; 16 SDR 44, effective September 13, 1989; 17 SDR 34, effective September 6, 1990; 18 SDR 41, effective September 5, 1991; 19 SDR 36, effective September 16, 1992; 20 SDR 28, effective August 29, 1993; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 23 SDR 35, effective September 16, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 21, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011; 39 SDR 10, effective August 1, 2012; 39 SDR 32, effective September 5, 2012; 40 SDR 29, effective August 20, 2013; 42 SDR 14, effective August 10, 2015.

General Authority: SDCL 41-2-18(2)(17).

Law Implemented: SDCL 41-2-18(2)(17).

Cross-References:

Archery antelope hunting season established -- Open area -- Number and type of licenses available, § 41:06:24:01.

Resident farmer or rancher limited deer or antelope permit—Eligibility, SDCL 41-6-19.3.

CHAPTER 41:06:54

PHEASANT HUNTING SEASON FOR DISABLED VETERANS

Section

41:06:54:01 Special pheasant hunting season authorized -- Valid on private land only.

41:06:54:02 Season length -- Shooting hours -- Bag limits -- License requirements.

41:06:54:03 Application process.

41:06:54:04 ~~Season eligibility~~ Repealed.

41:06:54:05 Season assistants.

41:06:54:06 Report required.

41:06:54:01. Special pheasant hunting season authorized -- Valid on private land only. A special pheasant hunting season for qualifying disabled veterans may be established anytime during the ~~month~~ months of October and November upon application by a sponsoring non-profit organization. A special pheasant season for disabled veterans is valid only on private lands.

Source: 24 SDR 176, effective June 21, 1998.

General Authority: SDCL 41-2-18(2)(17), 41-11-5.5.

Law Implemented: SDCL 41-2-18(2)(17), 41-11-5.5.

41:06:54:02. Season length -- Shooting hours -- Bag limits -- License requirements. ~~The season length for a special pheasant season for disabled veterans is one day.~~ The shooting hours for a special pheasant season for disabled veterans are sunrise to sunset except that after the start of the regular state pheasant season established pursuant to chapter 41:06:08, shooting hours are the same as those established for the regular state pheasant season. The bag limit is three cock pheasants. No hunting license or fee is required of qualifying disabled veterans.

Source: 24 SDR 176, effective June 21, 1998.

June, 2016 Proposals/July, 2016 Finals

General Authority: SDCL 41-2-18(2)(17), 41-11-5.5.

Law Implemented: SDCL 41-2-18(2)(17), 41-11-5.5.

41:06:54:04. Season eligibility. ~~A person is eligible to hunt in a special pheasant season for disabled veterans if the person is a veteran who is confined to a wheelchair.~~
Repealed.

Source: 24 SDR 176, effective June 21, 1998.

~~**General Authority:** SDCL 41-2-18(2)(12).~~

~~**Law Implemented:** SDCL 41-2-18(2)(12).~~

41:09:01:04. Tagging of bagged birds. Serially numbered tags, supplied by the department, must be securely attached around the leg or neck of all harvested bird species that are listed on the preserve permittee's permit. All pen-reared and wild birds harvested on a preserve shall be tagged by the shooting preserve permittee, or the permittee's employees or agents, upon any of the following circumstances:

- (1) Prior to leaving the preserve acreage;
- (2) At the time the birds are cleaned or processed;
- (3) Prior to the birds being placed in a cooling or freezing facility; or
- (4) Prior to midnight of the day that the birds were harvested.

The head, leg, or sufficient plumage must remain attached to the bird to identify the sex and species of the bird. The kill tag must remain attached to the bird while the bird is possessed, placed in public storage, transported, or shipped by anyone. However, the head, leg, and sufficient plumage may be detached from the bird and discarded if the bird is processed at a wildlife processing facility, if the bird is immediately packaged by a transparent vacuum-sealed or shrink-wrap packaging process, and if the kill tag is encased in the same package and clearly legible. The package shall contain only those individual bird parts associated with the original kill tag. No more than two birds may be

enclosed in the same package. Except as provided in this section, the provisions of chapter 41:06:03 apply to the possession, processing, and transportation of game birds harvested on a preserve.

Source: SL 1975, ch 16, § 1; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 170, effective April 28, 1986; 13 SDR 26, effective September 10, 1986; 16 SDR 148, effective March 21, 1990; 23 SDR 20, effective August 13, 1996; 32 SDR 55, effective October 17, 2005; 37 SDR 18, effective August 16, 2010; 38 SDR 8, effective August 3, 2011.

General Authority: SDCL 41-2-18(2)(10)(16).

Law Implemented: SDCL 41-2-18(2)(16), 41-10-2, 41-10-16.