

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; 43 SDR 31, effective September 14, 2016.

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

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

41:03:01:07. Commercial use prohibited. A person may not engage in or attempt to engage in agricultural or commercial activities, including selling or soliciting, on lands within the state park system ~~owned, leased, managed, or controlled by the department~~ or within the right-of-way of the George S. Mickelson Trail without written permission from the secretary or a designated agent.

For the purposes of this section, commercial photography means any photography that is used to promote or sell a product or service. The commercial photographer shall secure a permit and pay the applicable fees.

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For the purposes of this section commercial filming means a digital or film recording of a visual image or sound recording for a market audience. The commercial film maker shall secure a permit and pay the applicable fees.

The fee for the use of department lands for commercial activity is as follows:

(1) Commercial Use (other than filming or photography);

(a) Permit fee of \$100.00 or three (3) % of gross receipts, whichever is greater.

(2) Commercial filming / video;

(a) Permit fee for commercial filming / video(s);

(i) 1-10 people - \$150.00 per day;

(ii) 11-30 people - \$250.00 per day;

(iii) 31-49 people - \$500.00 per day;

(iv) Over 50 people - \$750.00 per day.

(3) Commercial photography;

(a) Permit fee for still photography;

(i) 1-10 people - \$50.00 per day;

(ii) 11-30 people - \$150.00 per day;

(iii) Over 30 people - \$250.00 per day;

(4) Cost recovery fee charges for time and services of state employees aiding in the field, is \$50.00 per hour per state employee.

Source: SL 1975, ch 16, § 1; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 27 SDR 85, effective February 26, 2001.

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

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

41:03:01:15. Camping in state park, state recreation area, and state lakeside use area allowed only in designated campgrounds -- ~~Fifteen-day~~ Fourteen-night limit.

A person or group may camp only in an area designated as a campground site. No person or group may camp at, nor may a camper unit occupy any state park, state recreation area, or state lakeside use area for more than ~~fifteen~~ fourteen consecutive days nights without written permission of a department representative. For the purposes of this chapter, the term camper unit has the same meaning as defined in § 41:03:04:01.

Source: SL 1975, ch 16, § 1; 6 SDR 96, effective April 1, 1980; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 21 SDR 148, effective March 6, 1995; 26 SDR 117, effective March 16, 2000; 32 SDR 109, effective December 27, 2005; 36 SDR 215, effective July 1, 2010.

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

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

~~41:03:01:16.01. Uncased .22 caliber rimfire firearms prohibited -- Exceptions.~~

~~Uncased .22 caliber rimfire firearms are prohibited on all state park and recreation area lands and on the George S. Mickelson Trail the year around. However, uncased .22 caliber rimfire firearms are permitted within North Point Recreation Area and Oahe Downstream Recreation Area the year around on rifle ranges designated by the department. Repealed.~~

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—— **Source:** ~~8 SDR 85, effective January 18, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 22 SDR 111, effective March 7, 1996; 30 SDR 99, effective December 22, 2003.~~

—— **General Authority:** ~~SDCL 41-17-1.1(8).~~

—— **Law Implemented:** ~~SDCL 41-17-1.1(8).~~

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

Construction or use of permanent tree stands, permanent blinds, and climbing devices is prohibited on lands owned, leased, or controlled by the department. Portable tree stands, portable blinds, and climbing devices that do not utilize nails, wire, or bolts for attachment are allowed from August ~~25~~ 1 to ~~February 15~~ March 31 , inclusive. Portable blinds may also be used during the spring turkey seasons established in chapters 41:06:13 and 41:06:15, by licensed spring turkey hunters. One screw-in "T" may be used to stabilize a tree stand. Removable screw-in steps may be used to access a tree stand. The name and address or the year and current applicable big game license number of the owner or user must be on the exterior of an unoccupied portable blind or tree stand and legible from the ground on a tree stand. Other elevated platform devices that are not attached to a tree must meet the requirements of this rule for permitted dates and for labeling if left overnight or unattended.

Source: 8 SDR 162, effective June 10, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 15 SDR 193, effective June 20, 1989; 17 SDR 12, effective July 31, 1990; 27 SDR 126, effective June 6, 2001; 28 SDR 44, effective October 3, 2001; 29 SDR 160, effective June 3, 2003; 33 SDR 43, effective September 18, 2006; 42 SDR 146, effective May 5, 2016.

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General Authority: SDCL 41-2-18(4)(14), 41-17-1.1(1)(3).

Law Implemented: SDCL 41-2-18(4)(14), 41-17-1.1(1)(3).

41:03:03.01. Park entrance license exemptions. Park entrance license exemptions are as follows:

(1) A person who enters a state park or state recreation area in volunteer service to the park or as a volunteer worker with an assigned role at an event requiring a special permit pursuant to § 41:03:01:04 is exempt from payment of the daily park entrance license fee if the person has received a special free park entrance license from the secretary;

(2) A park entrance license is not required at Custer State Park on the day of the fall buffalo roundup and on the day of the annual buffalo auction;

(3) A recreational motorhome towing one other vehicle is considered one unit and must purchase only one park entrance license. The second vehicle will be issued a free park entrance license that is dated to expire on the last day of the visitor's stay;

(4) Upon consultation with the chairman of the commission, the secretary may authorize entrance to any state park or recreation area if that person submits to the department suggestion to create more or better habitat and that suggestion implemented by the department. The authorization is valid for one calendar year;

(5) Any enrolled Crow Creek tribal member and their family are not required to have a park entrance license to enter West Bend Recreational Area.

A South Dakota resident who is entitled to a free lifetime park entrance license as provided in SDCL 41-17-13.4 shall fill out a form provided by the Division of Parks and Recreation and mail it to the Pierre office with a photocopy of the veteran's "K" award or

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a letter from the Veteran's Administration indicating that the veteran receives an allotment for total disability which is deemed a service connected injury or that the veteran was held as a prisoner of war. The lifetime park entrance license allows the licensee and any passengers accompanying the licensee in the vehicle to enter any South Dakota state park, state recreation area, or lakeside use area that requires a valid park entrance license.

Source: 11 SDR 22, effective August 9, 1984; 17 SDR 188, effective June 13, 1991, and July 1, 1991; 18 SDR 223, effective July 13, 1992; 19 SDR 128, effective March 9, 1993; 19 SDR 190, effective June 15, 1993; 20 SDR 150, effective March 23, 1994; 21 SDR 207, effective June 5, 1995; 23 SDR 87, effective December 3, 1996; 24 SDR 99, effective February 2, 1998; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 28 SDR 103, effective January 30, 2002; 29 SDR 107, effective February 3, 2003; 31 SDR 39, effective September 23, 2004; 31 SDR 89, effective December 27, 2004; 31 SDR 191, effective June, 7, 2005; 32 SDR 183, effective May 9, 2006; 32 SDR 225, effective July 3, 2006; 33 SDR 225, effective June 25, 2007; 36 SDR 39, effective September 23, 2009; 40 SDR 14, effective July 29, 2013; 43 SDR 131, effective April 19, 2017.

General Authority: SDCL 41-17-1.1(2), 41-17-13.4.

Law Implemented: SDCL 41-17-1.1(2), 41-17-13, 41-17-13.2, 41-17-13.4.

41:03:03:04. Time limits on daily license. A park entrance license for which a daily fee is paid expires on the day of purchase at 11:00 p.m. ~~from May 1 to September 30, inclusive, and at 9:00 p.m. from October 1 to April 30, inclusive.~~ A license purchased by

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registered overnight campers and lodge patrons expires at 4:00 p.m. the following day in all state parks and recreation areas.

Source: 4 SDR 82, effective June 6, 1978; 8 SDR 85, effective January 18, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 69, effective November 21, 1984; 12 SDR 151, effective March 16, 1986; 16 SDR 114, effective January 18, 1990; 20 SDR 150, effective March 23, 1994; 26 SDR 117, effective March 16, 2000.

General Authority: SDCL 41-17-1.1.

Law Implemented: SDCL 41-17-1.1, 41-17-13, 41-17-13.2.

41:03:05:02. Trail user service fee exemptions. The following are exempt from the requirements and user fee required by § 41:03:05:01:

(1) Any person using the George S. Mickelson Trail within the posted city limits of the communities of Deadwood, Lead, Rochford, Hill City, Custer, Pringle, and Edgemont;

(2) Any person who enters the George S. Mickelson Trail area in volunteer service to the trail or as a volunteer worker with an assigned role at an event requiring a special permit pursuant to § 41:03:01:04 if the person has received a special free trail user pass from a department representative;

(3) Any adjoining landowner or lessee on those portions of the George S. Mickelson Trail fronting the landowner's or lessee's property; and

(4) Any member of a resident nonprofit youth group if the group obtains written permission from a department representative before using the trail.

(5) Members and guests of a South Dakota veterans organization or group, South Dakota National Guard or military reserve unit and guests, or patients currently admitted

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to a veterans hospital in South Dakota and their attendants who enter the George S. Mickelson Trail area for a special event that is hosted by the organization, group, unit or hospital if an approved special event permit has been obtained from the park manger at least five days before the special event. The park manager shall issue special free trail user passes to participants of the special event.

Source: 20 SDR 150, effective March 23, 1994; 25 SDR 108, effective February 28, 1999; 27 SDR 85, effective February 26, 2001.

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

Law Implemented: SDCL 41-17-1.1(7).

41:03:05:03. Trail user service fees and issuance of trail user pass. The trail user service fees are as follows:

- (1) Annual pass fee, \$15 a person; and
- (2) Daily pass fee, \$4 a person; and
- ~~(3) Annual pass late fee, \$15 a person.~~

Upon payment of the required fee the person will be issued the applicable trail user pass.

Source: 20 SDR 150, effective March 23, 1994; 25 SDR 108, effective February 28, 1999; 27 SDR 85, effective February 26, 2001; 34 SDR 179, effective December 24, 2007; 42 SDR 97, effective January 5, 2016.

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

Law Implemented: SDCL 41-17-1.1(7).

41:03:05:06. Display of trail user pass. A trail user pass must be displayed or readily available for inspection if requested by a department representative. If a trail user on the

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George S. Mickelson Trail does not have a valid trail pass or is not able to display it or make it readily available upon request, the user shall obtain ~~an annual pass and shall pay the annual pass late fee~~ a daily or annual trail pass.

Source: 20 SDR 150, effective March 23, 1994; 25 SDR 108, effective February 28, 1999; 27 SDR 85, effective February 26, 2001.

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

Law Implemented: SDCL 41-17-1.1(7).

41:06:01:20. Authorization to hunt small game for habitat solution. Upon consultation with the chairman of the commission, the secretary may authorize a person to hunt small game if that person submits to the department a suggestion to create more or better habitat and the suggestion implemented by the department. The authorization is valid for one calendar year.

Source:

General Authority: SDCL 41-2-18 (12)(13)

Law Implemented: SDCL 41-2-18 (12)(13)

41:06:02:03. Hunting license fees. Hunting license fees are as follows:

- (1) Resident predator/varmint license, \$5;
- (2) Resident small game license:
 - (a) Nineteen years of age and older, \$27;
 - (b) Under 16 years of age, \$5;
- (3) Resident one-day small game license, \$12;
- (4) Resident combination license, \$49;
- (5) Senior combination license, 65 years of age and older, \$34;

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- (6) Resident junior combination license, 16 to 18 years of age, inclusive, \$27;
- (7) Resident furbearer license, \$30;
- (8) Nonresident furbearer license, \$275;
- (9) Resident spring one-tag wild turkey license, \$19;
- (10) Resident spring two-tag wild turkey license, \$29;
- (11) Resident fall one-tag wild turkey license, \$9;
- (12) Resident fall two-tag wild turkey license, \$14;
- (13) Resident deer or antelope one-tag license, \$34;
- (14) Resident deer or antelope two-tag license, \$44;
- (15) Resident antelope three-tag license, \$44;
- (16) Resident-landowner-on-own land deer or antelope license, one-half the fee of the deer or antelope license which has been applied for;
- (17) Resident one-tag antlerless deer or doe-fawn antelope license, \$14;
- (18) Resident two-tag antlerless deer or doe-fawn antelope license, \$24;
- (19) Resident three-tag any deer and two any antlerless deer license, \$44;
- (20) Resident three-tag three any antlerless deer license; \$24;
- (21) Resident three-tag any whitetail and two antlerless whitetail deer license, \$44;
- (22) Resident three-tag three antlerless whitetail deer license, \$24;
- (23) Resident three-tag doe-fawn antelope license, \$24;
- (24) Resident elk license:
 - (a) Any elk or bull elk, \$169;
 - (b) Antlerless elk, \$110;

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(25) Resident landowner depredation elk, one-half the fee of the elk license which has been applied for;

(26) Resident mountain goat license, \$274;

(27) Resident Black Hills bighorn sheep license, \$274;

(28) Canada goose special unit permit, \$10;

(29) Nonresident small game license:

(a) Sixteen years of age and older, \$115;

(b) Under 16 years of age, \$10;

(30) Special nonresident waterfowl license, includes migratory bird certification permit, \$115;

(31) Fall three-consecutive days temporary nonresident waterfowl license, \$80;

(32) Spring snow goose temporary nonresident license:

(a) Sixteen years of age and older, \$44;

(b) Under 16 years of age, \$20;

(33) Early fall Canada goose temporary nonresident license, \$44;

(34) Nonresident youth waterfowl season hunting license under 16 years of age, \$10;

(35) Nonresident spring one-tag wild turkey license, \$94;

(36) Nonresident spring two-tag wild turkey license, \$119;

(37) Nonresident fall one-tag wild turkey license, \$84;

(38) Nonresident fall two-tag wild turkey license, \$94;

(39) Nonresident deer or antelope one-tag license, \$280;

(40) Nonresident deer or antelope two-tag license, \$330;

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- (41) Nonresident antelope three-tag license, \$330;
- (42) Nonresident one-tag antlerless deer or doe-fawn antelope license, \$74;
- (43) Nonresident two-tag antlerless deer or doe-fawn antelope license, \$114;
- (44) Nonresident three-tag doe-fawn antelope license, \$114;
- (45) Nonresident three-tag any deer and two any antlerless deer license, \$330;
- (46) Nonresident three-tag three any antlerless deer license, \$114;
- (47) Nonresident three-tag any whitetail and two antlerless whitetail deer license,
\$330;
- (48) Nonresident three-tag three antlerless whitetail deer license, \$114;
- (49) Nonresident predator license, \$40;
- (50) Custer State Park elk license:
 - (a) Custer State Park rifle any elk license, \$300;
 - (b) Custer State Park early archery elk license, \$300;
 - (c) Custer State Park late archery elk license, \$200;
 - (d) Custer State Park special antlerless elk license, \$200;
- (51) Custer State Park deer license:
 - (a) Custer State Park any deer license, \$150;
 - (b) Custer State Park one-tag any whitetail deer license, \$150;
 - (c) Custer State Park one-tag muzzleloader whitetail antlerless deer license,
\$25;
- (52) Custer State Park bison license:
 - (a) Custer State Park trophy bull bison license, \$6,500;
 - (b) Custer State Park nontrophy bull bison license, \$3,250;

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- (c) Custer State Park cow bison license, \$1,750;
- (53) Custer State Park bighorn sheep license, \$500;
- (54) Custer State Park coyote license, \$10;
- (55) Custer State Park antelope license:
 - (a) Custer State Park any antelope license, \$150;
 - (b) Custer State Park doe-fawn license, \$25;
- (56) Nonrefundable application fee:
 - (a) Archery and rifle elk, \$10;
 - (b) Mountain goat, \$10;
 - (c) Bighorn sheep, \$10;
 - (d) Resident hunt for habitat, \$10;
 - (e) Nonresident hunt for habitat, \$20;
- (57) Resident special any deer license, \$169;
- (58) Nonresident special any deer license, \$554;
- (59) Apprentice hunter deer or Youth antelope license:
 - (a) Resident, \$5;
 - (b) Nonresident, \$10;
- (60) Tundra swan permit:
 - (a) Resident, \$12;
 - (b) Nonresident, \$19;
- (61) Migratory bird certification permit, \$5;
- (62) Nonresident shooting preserve license:
 - (a) One-day, \$40;

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(b) Five-consecutive days, \$70;

(c) Annual, \$115;

(63) Mountain lion license, \$22;

(64) Resident mentored youth deer, antelope, or turkey license, \$5;

(65) Any unit, other than elk, bighorn sheep, or mountain goat, for which no licenses have been allocated for the purpose of acquiring a preference point or any unit where a preference point is awarded for an unsuccessful application for license:

(a) Resident, \$5;

(b) Nonresident, \$10.

Source: SL 1975, ch 16, § 1; 2 SDR 10, effective August 7, 1975; 2 SDR 36, effective November 12, 1975; 3 SDR 13, effective August 25, 1976; 6 SDR 80, effective February 14, 1980; 7 SDR 48, effective November 25, 1980; 8 SDR 15, effective August 19, 1981; 8 SDR 31, effective September 30, 1981; 9 SDR 108, effective February 20, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 148, effective July 11, 1984; 11 SDR 80, effective December 16, 1984; 12 SDR 14, effective August 6, 1985; 12 SDR 22, effective August 21, 1985; 12 SDR 186, effective May 28, 1986; 13 SDR 9, effective August 3, 1986; 13 SDR 159, effective May 5, 1987; fees transferred from §§ 41:06:02:01.01, 41:06:07:05, 41:06:16:08, and 41:08:01:10, 14 SDR 4, effective July 22, 1987; 14 SDR 40, effective September 23, 1987; 14 SDR 57, effective October 21, 1987; 15 SDR 24, effective August 14, 1988; 15 SDR 50, effective October 6, 1988; 15 SDR 162, effective May 4, 1989; 15 SDR 210, effective July 10, 1989; 17 SDR 12, effective July 31, 1990; 17 SDR 23, effective August 16, 1990; 17 SDR 34, effective September 6, 1990, and January 1, 1991; 18 SDR 223, effective July 13, 1992; 19 SDR

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207, effective July 14, 1993, and January 1, 1994; 20 SDR 204, effective June 7, 1994; 21 SDR 148, effective March 6, 1995; 21 SDR 207, effective June 5, 1995; 22 SDR 172, effective June 11, 1996; 23 SDR 38, effective September 26, 1996; 23 SDR 197, effective May 27, 1997; 24 SDR 156, effective May 17, 1998; 25 SDR 193, effective July 19, 1998; 25 SDR 43, adopted September 28, 1998, effective January 1, 1999; 26 SDR 162, effective June 14, 2000; 27 SDR 111, effective May 8, 2001; 27 SDR 126, effective June 6, 2001; 28 SDR 150, effective May 7, 2002; 28 SDR 178, effective July 1, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 21, effective August 25, 2003; 31 SDR 89, effective December 12, 2004; 31 SDR 165, effective May 10, 2005; 31 SDR 191, effective June 7, 2005; 32 SDR 45, effective September 20, 2005; 32 SDR 203, effective June 5, 2006; 33 SDR 1, effective July 18, 2006; 33 SDR 212, adopted May 15, 2007, effective January 1, 2008; 34 SDR 67, effective September 10, 2007; 34 SDR 297, effective June 4, 2008; 35 SDR 47, effective September 8, 2008; 36 SDR 21, effective August 18, 2009; 36 SDR 39, effective September 23, 2009; 37 SDR 112, effective December 8, 2010; 37 SDR 215, effective May 31, 2011; 38 SDR 8, effective August 3, 2011; 38 SDR 101, effective December 5, 2011; 39 SDR 100, effective December 3, 2012; 39 SDR 204, effective June 11, 2013; 40 SDR 113, effective December 16, 2013; 41 SDR 107, effective January 5, 2015; 42 SDR 14, effective August 10, 2015; 44 SDR 17, effective August 7, 2017; 44 SDR 184, effective June 25, 2018.

General Authority: SDCL 41-6-10, 41-6-18.4, 41-6-19.6, 41-17-1.1(9).

Law Implemented: SDCL 41-6-10, 41-6-10.1, 41-6-18.4, 41-6-19.1, 41-6-19.6, 41-17-1.1(9).

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Cross-Reference: Application procedure for licenses issued for a reduced fee based on total disability and other qualifications, § 41:09:12:06.

41:06:47:01. Special Custer State Park antlerless elk hunting season established

-- Number and type of licenses available -- Season dates. The special Custer State Park antlerless elk hunting season is open from one-half hour before sunrise to one-half hour after sunset each day of the season and is restricted by chapter 41:06:07. No more than 60 antlerless elk licenses may be issued for the special Custer State Park antlerless elk hunting season. ~~The special Custer State Park antlerless elk hunting seasons are as follows:~~

~~—— (1) Unit CAE-CU1 is open for nine consecutive days beginning the Saturday following the close of CUE-CU1;~~

~~—— (2) Unit CAE-CU2 is open for nine consecutive days beginning the Saturday following the close of CAE-CU1;~~

~~—— (3) Unit CAE-CU3: that portion of Custer State Park south of the R and D Pasture fence line is open for nine consecutive days beginning on the second Saturday following Thanksgiving;~~

~~—— (4) Unit CAE-CU4: that portion of Custer State Park south of the R and D Pasture fence line is open for nine consecutive days beginning on the Saturday following the close of CAE-CU3;~~

~~—— (5) Unit CAE-CU5: that portion of Custer State Park south of the R and D Pasture fence line is open for nine consecutive days beginning on the Saturday following the close of CAE-CU4; and~~

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~~—— (6) Unit CAE-CU6: that portion of Custer State Park south of the R and D Pasture fence line is open for nine consecutive days beginning on the Saturday following the close of CAE-CU5.~~

Source: 20 SDR 204, effective June 7, 1994; 42 SDR 146, effective May 5, 2016; 44 SDR 93, effective December 4, 2017.

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

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

41:06:56:02. Open units. The following is a description of the open units:

(1) Unit BHS-BH1: that portion of Pennington County within an area beginning at Highway 385 and the Pennington County line, then south on Highway 385 to Sheridan Lake Road, then east on Sheridan Lake Road to Highway 79 in Rapid City, then north on Highway 79 to the Pennington County line;

(2) Unit BHS-BH2: that portion of Custer County west of State Highway 79, excluding the fenced portion of Custer State Park, Wind Cave National Park, and Jewel Cave National Monument;

(3) Unit BHS-BH3: that portion of Pennington County east of the Cheyenne River and north of Highway 44 and that portion of Jackson County north of the White River, excluding the Badlands National Park.

Source: 26 SDR 162, effective June 14, 2000; 29 SDR 160, effective June 3, 2003; 33 SDR 212, effective June 4, 2007; 34 SDR 297, effective June 4, 2008; 40 SDR 175, effective February 11, 2014; 44 SDR 151, effective April 30, 2018.

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

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

Chapter 41:06:62 (NEW CHAPTER)

HUNT FOR HABITAT

Section

41:06:62:01 Season established.

41:06:62:02 License valid period.

41:06:62:03 Number of licenses.

41:06:62:04 Applications allowed.

41:06:62:01. Season established. Tags issued with a hunt for habitat hunting license are valid during any hunting season provided in Article 41:06 that allows the licensee to take any animal that is permitted if the licensee abides by the requirements and restrictions for the hunting season.

Source:

General Authority: SDCL 41-18-2(1)(2)(17), 41-6-84.

Law Implemented: SDCL 41-18-2(1)(2)(17), 41-6-84.

41:06:62:02. License valid period. Each hunt for habitat license tag shall be valid during the calendar year of drawing or subsequent calendar year.

Source:

General Authority: SDCL 41-18-2(1)(2)(17), 41-6-84.

Law Implemented: SDCL 41-18-2(1)(2)(17), 41-6-84.

41:06:62:03. Number of licenses. One “any bison” license and three triple-tag licenses each having one “any deer”, one “any antelope” and one “any elk” tag may be issued. Both residents and nonresidents shall be eligible to receive the “any bison”

license and the triple tag licenses although no more than one triple tag license may be issued to a nonresident.

Source:

General Authority: SDCL 41-18-2(1)(2)(17), 41-6-84.

Law Implemented: SDCL 41-18-2(1)(2)(17), 41-6-84.

41:06:62:04. Applications allowed. Any person who is eligible to hold a hunting license in this state may submit an unlimited number of applications for hunt for habitat licenses. Unsuccessful applicants will not accrue preference points for these drawings.

Source:

General Authority: SDCL 41-18-2(1)(2)(17), 41-6-84.

Law Implemented: SDCL 41-18-2(1)(2)(17), 41-6-84.

41:08:02:13. Traps to be rendered inoperable -- Removal of trapping devices. All traps shall be rendered inoperable and all snares shall be closed to their permanent stop, or closed to less than two and one-half inches if the snare is not equipped with a permanent stop, if the person responsible for checking the traps or snares is not actively trapping and checking them within the time frames as provided in § 41:08:02:03. All traps and snares (set or unset), stakes, cables, chains, wires, or other devices used for the purpose of attaching a trap or snare shall be removed from public lands and improved road rights-of-way prior to ~~May 1~~ September 1 of each year.

Source: 30 SDR 21, effective August 25, 2003; 41 SDR 7, effective July 30, 2014.

General Authority: SDCL 41-2-18(14), 41-8-20.

Law Implemented: SDCL 41-2-18(14), 41-8-20.

CHAPTER 41:08:03

BOUNTIES

Section

41:08:03:01 Affidavit and requirements for bounty collection.

41:08:03:02 Attestation for nest predator bounty.

41:08:03:02. Attestation for nest predator bounty. To collect a bounty, a resident shall attest to the location, time and manner in which an eligible predator was taken. Predators eligible for a bounty are badger, opossum, red fox, raccoon, and stripped skunk. If the person is under 18 years of age, a parent or guardian must attest on their behalf.

Source:

General Authority: SDCL 41-2-18(1)(2), 40-36-9

Law Implemented: SDCL 41-2-18(1)(2), 40-36-9