

41:04:02:11. Charles Mix County public water safety zones. Charles Mix County public water safety zones are as follows:

(1) The waters of Lake Francis Case lying within the Snake Creek Recreation Area in section 15, township 99 north, range 70 west of the fifth principal meridian are a "no wake zone";

(2) The waters of Lake Francis Case fronting on that portion of the shoreline of Platte Creek Recreation Area, from a point on the west facing culvert near the road across from the Cabin #2 pull off, extending 140 feet in a north-northwesterly direction to the water's edge, then extending 250 feet along the shoreline in a south-southwesterly direction are a "public swim zone";

(3) The waters of Lake Francis Case lying within the Platte Creek Recreation Area in section 15 and within the east 400 feet of the southeast quarter of the southeast quarter of section 16, township 98 north, range 69 west of the fifth principal meridian are a "no wake zone";

(4) The waters of Lake Francis Case fronting on that portion of the shoreline of Platte Creek Recreation Area, from a point on the west facing culvert near the road across from the Cabin #2 pull off, extending 140 feet in a north-northwesterly direction to the water's edge, then extending 250 feet along the shoreline in a south-southwesterly direction are a "public swim zone";

March Finalizations
Proposed by the Commission

(5) The waters fronting on the campground beach of Pease Creek Recreation Area located along the eastern shoreline at the mouth of Pease Creek Bay in section 14, township 6 north, range 67 west of the fifth principal meridian are a "no wake zone";

(6) In the North Point Recreation Area of Lake Francis Case, the waters fronting the St. Francis Beach parking lot approximately 450 feet in length and marked with buoys are a "public swimming zone";

(7) In the North Point Area of Lake Francis Case, the waters in ~~St. Francis Bay and~~ Prairie Dog Bay starting at the center of the ~~respective boat ramps~~ ramp and extending outward in a ~~150-yard~~ 450-foot radius are a "no wake zone";

(8) In the North Point Area of Lake Francis Case, the waters in St. Francis Bay ~~and~~ ~~Prairie Dog Bay~~ starting at the center of the ~~respective boat ramps~~ ramp and extending outward in a ~~150-yard~~ 1,050-foot radius are a "no wake zone";

(9) In the North Point Recreation Area of Lake Francis Case, the waters fronting the St. Francis Beach parking lot approximately 450 feet in length and marked with buoys are a "public swimming zone"; and

(10) In the North Point Recreation Area of Lake Francis Case, all waters north and east of the existing breakwater structure of the North Point ramp basin are a "no wake zone."

Source: SL 1975, ch 16, § 1; 9 SDR 147, effective May 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 186, effective May 28, 1986; 14 SDR 114, effective March 9, 1988; 25 SDR 108, effective February 28, 1999; 28 SDR 103, effective January 30, 2002; 28 SDR 129, effective March 18, 2002; 29 SDR 80, effective December 10, 2002; 39 SDR 168, effective April 22, 2013; 46 SDR 74, effective December 2, 2019.

March Finalizations
Proposed by the Commission

General Authority: SDCL 32-3A-1(3)(4).

Law Implemented: SDCL 32-3A-1(3)(4).

(New Rule) 41:04:06:06 – Transportation lane petition. Upon receipt of a petition to establish a transportation lane the commission shall, at their next regularly schedule commission meeting, consider the request and either deny, grant, or modify the petition. The department shall notify any landowner that may be affected by the proposed transportation lane. If the commission grants or modifies a petition, it shall be established by rule pursuant to SDCL 1-26 in this chapter. The petitioner shall demonstrate the necessity of a transportation lane by meeting the criteria as laid out in SDCL 41-23-16.

Source:

General Authority: SDCL 41-23-16.

Law Implemented: SDCL 41-23-16.

(New Rule) 41:04:06:07 – Transportation lanes established. While accessing the transportation lane, the individual shall take the most direct path to the open nonmeandered body of water and shall not hunt, fish, or trap in any manner while in the transportation lane. The department shall be responsible for marking all transportation lanes established pursuant to this chapter. Transportation lanes established in this rule shall be reviewed for necessity and reported to the commission prior to December 1 of each year.

Source:

General Authority: SDCL 41-23-16.

Law Implemented: SDCL 41-23-16.

41:05:02:12. Clark County refuges. Clark County refuges are as follows:

March Finalizations
Proposed by the Commission

(1) Reid Lake Waterfowl Refuge comprises all of the land and water area within the meandered line around Reid Lake in section 18, township 118 north, range 57 west of the fifth principal meridian; in sections 13 and 24 in township 118 north, range 58 west; all of lots one, five, and six in section 19, township 118 north, range 57 west; all of lots one and two in section 24, township 118 north, range 58 west; all of lots one, two, and three in section 13, township 118 north, range 58 west; all of the land in section 18, township 118 north, range 57 west, between the meandered line and the following line: beginning at a point 2,984 and 52/100 feet, 45 and 22/100 chains, south from the northwest corner of section 18, township 118 north, range 57 west on the section line between section 18, township 118 north, range 57 west, and section 13, township 118 north, range 58 west; then 175 feet north along the section line between sections 18 and 13; then north 111 degrees east, 460 feet; then north 113 degrees east, 1,360 feet; then north 120 degrees east, 409 feet; then north 185 degrees east, 711 feet; then north 159 degrees east, 1,500 feet; then north 168 degrees east, 1,140 feet; then south 90 degrees east, 400 feet; then south 90 degrees east, 700 feet; then south 89 degrees west, 1,843 feet; then south 153 degrees west, 190 feet; then south 162 degrees 30 minutes west, 270 feet; then south 167 degrees west, 525 feet; then south 178 degrees west, 920 feet; then south 141 degrees west, 526 feet; then south 120 degrees west, 730 feet to a point on the section line between section 18, township 118 north, range 57 west and section 19, township 118 north, range 57 west, 1,755 feet west of the southeast corner of section 18, township 118 north, range 57 west; and

(2) Antelope Lake State Waterfowl Refuge comprises ~~the west half and the west 47 rods of the east half of the northwest quarter of section 29; the northwest quarter and~~

March Finalizations
Proposed by the Commission

~~the west 47 rods of the northeast quarter of the southwest quarter of section 29; all of section 30, including lots and the meandered portion of the lake; and the south half of the south half of section 19, township 116 north, range 57 west of the fifth principal meridian, including the meandered portion of the lake.~~

Source: SL 1975, ch 16, § 1; 1 SDR 60, effective February 26, 1975; 2 SDR 10, effective August 7, 1975; 3 SDR 22, effective September 23, 1976; 4 SDR 15, effective September 15, 1977; 7 SDR 21, effective September 15, 1980; 7 SDR 31, effective October 8, 1980; 7 SDR 37, effective October 23, 1980; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 15 SDR 162, effective May 4, 1989; 25 SDR 126, effective April 20, 1999; 35 SDR 253, effective May 13, 2009; 40 SDR 197, effective May 27, 2014; 46 SDR 74, effective December 2, 2019.

General Authority: SDCL 41-2-18.

Law Implemented: SDCL 41-2-18.

41:06:00:01.02. Definitions. As used in this article:

- (1) "Buck" means a male deer with a visible, polished antler;
- (2) "Bull" means a male elk with a visible, polished antler;
- (3) "Antlerless" means a whitetail or mule deer, or elk, of either sex without a visible antler;
- (4) "Any deer" means a whitetail or mule deer of either sex;
- (5) "Any whitetail" means a whitetail deer of either sex;
- (6) "Antlerless whitetail" means a whitetail deer without a visible antler;
- (7) "Any mule deer" means a mule deer of either sex;
- (8) "Mule buck" means a male mule deer with a visible polished antler;

March Finalizations
Proposed by the Commission

- (9) "Any elk" means an elk of either sex;
- (10) "Any antelope" means an antelope of either sex;
- (11) "Doe/fawn antelope" means an antelope of either sex without horns or with horns less than three inches in total length;
- (12) "Wild turkey" means a dark turkey which bears the characteristics of a Merriam (*Meleagris gallopavo merriami*), Rio Grande (*Meleagris gallopavo intermedia*), or Eastern (*Meleagris gallopavo silvestris*) turkey; any such turkey released to the wild which is not marked in accordance with § 41:09:02:04 and which is within a hunting unit established by chapter 41:06:13 or 41:06:14;
- (13) "Any turkey" means a wild turkey of either sex;
- (14) "Male turkey" means a wild turkey with a visible beard or spurs. The beard is a feathered appendage protruding from the breast;
- (15) "Hen turkey" means a wild turkey without a visible beard or spurs;
- (16) "License type" means a license for a species or a family of related species, sometimes specific to a particular species, sex, and geographic unit;
- (17) "Preference point" means a unit of license drawing opportunity that is assigned to an individual;
- (18) "Agricultural purposes" means the producing, raising, growing, or harvesting of food or fiber upon agricultural land, including dairy products, livestock, crops, timber, and grasslands. Land leased solely for hunting, fishing, or trapping is not considered agricultural purposes;

March Finalizations
Proposed by the Commission

(19) "Operate" means to lease or hold fee title to farm or ranch real property and be directly involved in the management decisions made for agricultural purposes on the farm or ranch;

(20) "Owner-operator" means an individual holding fee title to farm or ranch real property who is directly involved in the management decisions made for agricultural purposes on the farm or ranch.

(21) "Expanding bullet" means any bullet designed by its manufacture to create a wound channel larger than its diameter.

Source: 6 SDR 31, effective October 2, 1979; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 14, effective August 6, 1985; 12 SDR 151, effective March 16, 1986; 13 SDR 37, effective October 7, 1986; 22 SDR 28, effective September 4, 1995; 27 SDR 101, effective April 18, 2001; 28 SDR 24, effective August 28, 2001; 29 SDR 147, effective May 6, 2003; 34 SDR 67, effective September 10, 2007; 37 SDR 235, effective June 27, 2011; 46 SDR 116, effective April 29, 2020.

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

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

41:06:02:01.04. License validity. Any license is valid from December 15 preceding the printed year on the license to January 31 following the printed year on the license, ~~inclusive~~ unless otherwise specified.

Source: 25 SDR 43, effective September 28, 1998; 27 SDR 13, effective August 27, 2000.

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

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

March Finalizations
Proposed by the Commission

41:06:16:03. Daily bag limit. The daily bag limit for ~~ducks~~ is six ducks, unless the person chooses the second-tier option at which the daily bag limit for ~~ducks~~ is an aggregate of three ducks or mergansers of any species or gender. The total daily limit of six ducks may include no more than two redheads, one scaup, three wood ducks, one pintail, two canvasback, and five mallards, of which no more than two may be hen mallards.

During the first 16 days of the season an additional two blue-winged teal may be harvested in addition to the daily bag limit.

The daily bag limit for mergansers is five, of which no more than two may be hooded mergansers.

The daily bag limit for coot is 15.

Source: 1 SDR 26, effective September 11, 1974; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 15 SDR 50, effective October 6, 1988; 19 SDR 48, effective October 7, 1992; 20 SDR 45, effective October 4, 1993; 21 SDR 56, effective September 29, 1994; 22 SDR 46, effective October 8, 1995; 23 SDR 38, effective September 26, 1996; 24 SDR 44, effective October 14, 1997; 25 SDR 43, effective September 28, 1998; 26 SDR 41, effective September 28, 1999; 28 SDR 48, effective October 10, 2001; 29 SDR 29, effective September 8, 2002; 30 SDR 40, effective October 1, 2003; 31 SDR 39, effective September 23, 2004; 32 SDR 45, effective September 20, 2005; 33 SDR 43, effective September 18, 2006; 36 SDR 39, effective September 23, 2009; 37 SDR 53, effective September 27, 2010; 39 SDR 33, effective September 5, 2012; 40 SDR 39, effective September 9, 2013; 41 SDR 34, effective September 2, 2014; 42 SDR 31, effective September 8, 2015; 43 SDR 146, effective May 22, 2017; 44 SDR 151, effective

March Finalizations
Proposed by the Commission

April 30, 2018; 45 SDR 89, effective December 31, 2018; 46 SDR 116, effective April 29, 2020; 47 SDR 38, effective October 6, 2020.

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

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

41:06:16:07. Goose hunting season, Conservation Order, and August Management Take established -- Shooting hours -- Exceptions -- Open units -- Closed areas. The light goose hunting season is open statewide for 105 consecutive days beginning on the last Saturday of September. A Conservation Order is open statewide from the day after Unit 2 dark goose season ends to May 15. Only light geese, as defined in § 41:06:16:06.01, may be taken during a Conservation Order. As used in this article, a Conservation Order is a Congressional Order which amends the Fish and Wildlife Service regulations based on a 1999 Congressional action (Pub. L. No. 106-108,) effectively reinstating regulations intended to reduce the population of mid-continent light geese (MCLG). The law authorizes the use of additional hunting methods (electronic calls and unplugged guns) to increase the take of MCLG. As a result, a Conservation Order for the reduction of the MCLG population was authorized.

Additionally, an August Management Take for the taking of Canada geese is open to South Dakota residents beginning on the third Saturday of August ~~to~~ through August 31, ~~inclusive,~~ in Meade County south of South Dakota Highway 34, Pennington County west of the Cheyenne River and the counties of Aurora, Beadle, Bon Homme, Brookings, Brown, Clark, Clay, Codington, Davison, Day, Deuel, Edmunds, Faulk, Hamlin, Hanson, Hutchinson, Grant, Jerauld, Kingsbury, Lake, Lincoln, Marshall, McCook, McPherson, Miner, Minnehaha, Moody, Roberts, Sanborn, Spink, Turner, Union and Yankton.

March Finalizations
Proposed by the Commission

The white-fronted goose season is open statewide for 74 consecutive days beginning on the last Saturday of September.

The dark goose season is open statewide as specifically provided for in this section and the special Canada goose hunting units in § 41:06:16:08:

(1) Unit 1: the counties of Aurora, Beadle, Brookings, Brown, Butte, Campbell, Clark, Codington, Corson, Davison, Day, Deuel, Douglas, Edmunds, Faulk, Grant, Haakon, Hamlin, Hand, Hanson, Harding, Hutchinson, Jackson, Jerauld, Jones, Kingsbury, Lake, McCook, McPherson, Marshall, Meade, Mellette, Moody, Miner, Oglala Lakota, Roberts, Sanborn, Spink, Todd, Turner, Walworth, and Ziebach, that portion of Dewey County north of Bureau of Indian Affairs Road 8, Bureau of Indian Affairs, Road 9, and the section of U.S. Highway 212 east of the Bureau of Indian Affairs Road 8 junction, that portion of Potter County east of U.S. Highway 83, that portion of Sully County east of U.S. Highway 83, portions of Hyde, Buffalo, Brule, Charles Mix, and Bon Homme counties north and east of a line beginning at the Hughes-Hyde county line on State Highway 34, east to Lees Boulevard, southeast to the State Highway 34, east 7 miles to 350th Avenue, south to Interstate 90 on 350th Avenue, south and east on State Highway 50 to Geddes, east on 285th Street to U.S. Highway 281, north on U.S. Highway 281 to the Charles Mix-Douglas county boundary, the portion of Bon Homme County north of State Highway 50, the portions of Yankton and Clay counties north of County Highway 585 (306th Street) to U.S. Highway 81, then north on U.S. Highway 81 to 303rd Street, then east on 303rd Street to 444th Avenue, then south on 444th Avenue to 305th Street, then east on Bluff Road (305th Street) to County Highway 19, south to State Highway 50 and east to the Clay/Union County line, and the portion of Perkins County

March Finalizations
Proposed by the Commission

west of State Highway 75 and south of State Highway 20, that portion of Lincoln County west of State Highway 17 and south of County Highway 116 (Klondike Road), and the portion of Minnehaha County north of a line beginning at the junction of the South Dakota-Minnesota state line and County Highway 122 (254th Street) west to its junction with County Highway 149 (464th Avenue), the portion west of County Highway 149 (464th Avenue) to Hartford, the portion west of County Highway 151 (463rd Avenue) to State Highway 42, the portion south of State Highway 42 to State Highway 17, and the portion west of State Highway 17 to the Minnehaha-Lincoln county boundary. The season is open for 107 consecutive days, less the number of days set aside for the Early Fall Canada Goose season established in chapter 41:06:50 that begins on October 1;

(2) Unit 2: those portions of the state not described in Unit 1 and Unit 3. The season is open for 105 consecutive days preceding and including the Sunday closest to February 15; and

(3) Unit 3: Bennett County. The season is open for nine consecutive days beginning on the second Saturday of January.

Except for the light goose Conservation Order, shooting hours for geese are one-half hour before sunrise to sunset daily. The shooting hours for the light goose Conservation Order are one-half hour before sunrise to one-half hour after sunset daily.

Source: 1 SDR 26, effective September 11, 1974; 2 SDR 18, effective September 16, 1975; 3 SDR 22, effective September 23, 1976; 4 SDR 15, effective September 15, 1977; 5 SDR 19, effective September 14, 1978; 6 SDR 31, effective October 2, 1979; 7 SDR 31, effective October 8, 1980; 8 SDR 31, effective September 30, 1981; 9 SDR 37, effective September 28, 1982; 10 SDR 23, effective September 22, 1983; 10 SDR 76, 10

March Finalizations
Proposed by the Commission

SDR 102, effective July 1, 1984; 11 SDR 41, effective September 25, 1984; 12 SDR 50, effective October 1, 1985; 13 SDR 37, effective October 7, 1986; 14 SDR 57, effective October 21, 1987; 15 SDR 50, effective October 6, 1988; 16 SDR 44, effective September 13, 1989; 16 SDR 64, effective October 10, 1989; 17 SDR 51, effective October 10, 1990; 18 SDR 61, effective October 8, 1991; 19 SDR 48, effective October 7, 1992; 20 SDR 45, effective October 4, 1993; 21 SDR 56, effective September 29, 1994; 22 SDR 46, effective October 8, 1995; 23 SDR 38, effective September 26, 1996; 23 SDR 125, effective February 11, 1997; 24 SDR 44, effective October 14, 1997; 25 SDR 43, effective September 28, 1998; 25 SDR 108, effective February 28, 1999; 25 SDR 157, effective June 24, 1999; 26 SDR 41, effective September 28, 1999; 26 SDR 117, effective March 16, 2000; 26 SDR 174, effective July 4, 2000; 27 SDR 18, effective September 12, 2000; 27 SDR 101, effective April 18, 2001; 28 SDR 44, effective October 3, 2001; 28 SDR 48, effective October 10, 2001; 29 SDR 29, effective September 8, 2002; 31 SDR 39, effective September 23, 2004; 31 SDR 115, effective February 14, 2005; 32 SDR 45, effective September 20, 2005; 33 SDR 43, effective September 18, 2006; 33 SDR 107, effective December 27, 2006; 34 SDR 67, effective September 10, 2007; 35 SDR 47, effective September 8, 2008; 35 SDR 184, effective February 2, 2009; 36 SDR 39, effective September 23, 2009; 36 SDR 112, January 11, 2010, 36 SDR 215, effective July 1, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 8, effective August 3, 2011; 39 SDR 10, effective August 1, 2012; 39 SDR 33, effective September 5, 2012; 40 SDR 14, effective July 29, 2013; 40 SDR 29, effective August 20, 2013; 40 SDR 39, effective September 9, 2013; 41 SDR 7, effective July 30, 2014; 41 SDR 34, effective September 2, 2014; SL 2015, ch 56, § 1, effective May 1, 2015; 42 SDR 14, effective August 10, 2015; 42 SDR

March Finalizations
Proposed by the Commission

31, effective September 8, 2015; 42 SDR 97, effective January 5, 2016; 42 SDR 146, effective May 5, 2016; 43 SDR 146, effective May 22, 2017; 44 SDR 151, effective April 30, 2018; 45 SDR 89, effective December 31, 2018.

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

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

41:06:22:02. Restricted areas -- Exceptions. The archery deer hunting season is restricted in the following areas with the applicable restrictions or exceptions noted:

(1) Sand Lake National Wildlife Refuge in Brown County is open September 1 through January 1, except during the firearm deer seasons established for the refuge in chapter 41:06:36;

(2) Lake Andes National Wildlife Refuge in Charles Mix County is closed;

(3) Lacreek National Wildlife Refuge in Bennett County is open September 1 through January 1, except during the firearm deer seasons established for the refuge in chapter 41:06:36;

(4) Waubay ~~Lake~~ State Game Bird Refuge and Waubay National Wildlife Refuge in Day County are open September 1 through January 1, except during the refuge firearm deer seasons established in chapter 41:06:36;

(5) Adams Homestead and Nature Preserve is closed to archery deer hunting except for resident archery deer licensees who possess a valid archery "any deer" license and an "any deer" access permit and resident archery deer licensees who possess a valid "antlerless whitetail deer" license and an "antlerless whitetail deer" access permit, as provided for in § 41:06:22:01. Access permits may be issued by lottery drawing;

March Finalizations
Proposed by the Commission

(6) Good Earth State Park is closed to archery deer hunting except for resident archery deer licensees who possess a valid archery "any deer" license and an "any deer" access permit as provided in § 41:06:22:01. Access permits may be issued by lottery drawing; and

(7) Except as expressly authorized, all national parks, national monuments, and national memorials are closed to archery deer hunting.

Source: SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 2 SDR 74, effective May 18, 1976; 3 SDR 87, effective June 26, 1977; 4 SDR 88, effective June 27, 1978; 5 SDR 108, effective June 28, 1979; 6 SDR 129, effective July 13, 1980; 7 SDR 128, effective July 13, 1981; 8 SDR 162, effective June 10, 1982; 9 SDR 147, effective May 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 120, effective July 1, 1984; 11 SDR 172, effective June 27, 1985; 13 SDR 192, effective June 22, 1987; 14 SDR 164, effective June 16, 1988; 15 SDR 193, effective June 20, 1989; 16 SDR 220, effective June 21, 1990; 18 SDR 33, effective August 19, 1991; 18 SDR 192, effective May 26, 1992; 19 SDR 17, effective August 12, 1992; 19 SDR 190, effective June 15, 1993; 20 SDR 13, effective August 18, 1993; 20 SDR 204, effective June 7, 1994; 22 SDR 172, effective June 11, 1996; 25 SDR 141, effective May 27, 1999; 26 SDR 162, effective June 14, 2000; 27 SDR 111, effective May 8, 2001; 28 SDR 166, effective June 4, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 171, effective May 11, 2004; 31 SDR 191, effective June 7, 2005; 32 SDR 225, effective July 3, 2006; 33 SDR 225, effective June 25, 2007; 34 SDR 332, effective July 7, 2008; 35 SDR 306, effective July 2, 2009; 38 SDR 8, effective August 3, 2011; 39 SDR 10, effective August 1, 2012; 40 SDR 14, effective July 29, 2013; 41 SDR 7, effective July 30, 2014; 42 SDR 14, effective

March Finalizations
Proposed by the Commission

August 10, 2015; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 44 SDR 184, effective June 25, 2018; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020; 46 SDR 147, effective July 2, 2020.

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

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

Cross-References:

West River prairie deer season, ch 41:06:20.

East River deer hunting season, ch 41:06:21.

National wildlife refuge deer hunting seasons, ch 41:06:36.

41:06:36:01.02. Waubay deer hunting season established -- Number and type of licenses. The Waubay deer hunting season is open within the boundaries of the Waubay National Wildlife Refuge and the Waubay Lake State Game Bird Refuge from one-half hour before sunrise to one-half hour after sunset daily as provided in § 41:06:36:02.02. No more than 20 one-tag deer licenses may be issued to residents.

Source: 14 SDR 40, effective September 23, 1987; 15 SDR 24, effective August 14, 1988; 16 SDR 32, effective August 20, 1989; 18 SDR 33, effective August 19, 1991; 23 SDR 220, effective June 26, 1997; 26 SDR 174, effective July 4, 2000; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 44 SDR 184, effective June 25, 2018; 46 SDR 116, effective April 29, 2020.

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

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

41:06:45:02.01. Closed areas. The general muzzleloader deer hunting season is closed and licenses are not valid in the following areas:

March Finalizations
Proposed by the Commission

- (1) Sand Lake National Wildlife Refuge in Brown County;
- (2) Lacreek National Wildlife Refuge in Bennett County;
- (3) Lake Andes National Wildlife Refuge in Charles Mix County;
- (4) Waubay National Wildlife Refuge and Waubay State Game Bird Refuge in Day County;
- (5) Farm Island State Recreation Area and LaFramboise Island Nature Area in Hughes County; and
- (6) Fort Meade Bureau of Land Management South unit and the signed portion of the North unit in Meade County.

Source: 31 SDR 191, effective June 7, 2005; 46 SDR 116, effective April 29, 2020.

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

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

41:06:50:02. Open unit and season dates. Early fall Canada goose hunting season is open ~~beginning the first Saturday of September~~ September 1 through September 30. This season is open statewide except in Units 2 and 3 as described in § 41:06:16:07.

Source: 23 SDR 38, effective September 26, 1996; 24 SDR 23, effective August 31, 1997; 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,

March Finalizations
Proposed by the Commission

2009; 38 SDR 40, effective September 21, 2011; 40 SDR 29, effective August 20, 2013; 42 SDR 146, effective May 5, 2016; 46 SDR 116, effective April 29, 2020.

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

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

Cross-Reference: Special Canada goose hunting unit established -- Limited permits -- Application, 41:06:16:08.

41:06:50:03. Daily and possession limits. The daily limit is eight ~~eight~~ 15 Canada geese. A person may have in possession no more than three times the daily limit of Canada geese taken according to the daily limit.

Source: 23 SDR 38, effective September 26, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 37 SDR 18, effective August 16, 2010; 39 SDR 32, effective September 5, 2012; 40 SDR 29, effective August 20, 2013; 44 SDR 151, effective April 30, 2018; 46 SDR 116, effective April 29, 2020.

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

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

41:08:06:02. Application -- Contents -- Submission. A person who desires a permit to hunt fox and coyote from an aircraft shall submit a completed aerial hunting application to the department in Pierre giving the person's name, address, phone number, hunting license number, county or counties where hunting will occur, ~~pilot certificate data, medical certificate data,~~ and any other information requested on the application prepared by the department which the department deems necessary to comply with the provisions of SDCL chapter 41-8 and ARSD 41:08:06.

March Finalizations
Proposed by the Commission

Source: 3 SDR 30, effective October 20, 1976; 3 SDR 87, effective June 26, 1977;
8 SDR 162, effective June 10, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 28
SDR 24, effective August 28, 2001; 44 SDR 93, effective December 4, 2017.

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

Law Implemented: SDCL 40-36-9, 41-2-18(2)(14), 41-8-39.2.