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**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";

(2) The waters of Lake Francis Case fronting on that portion of the shoreline of Snake Creek Recreation Area from a point 80 feet due south of the center of the Double Vault/Change Stall building, and extending 200 feet in a southeast direction, and extending 300 feet in a northwest direction are a "public swimming 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";~~

~~(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";

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(5) 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";

~~(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"~~ In the North Wheeler Recreation Area of Lake Francis Case, all waters north and west of the boat ramp breakwater are a "no wake 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 and extending outward in a 150 yard radius are a "no wake zone"~~ 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";

~~(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 and extending outward in a 150 yard radius are a "no wake zone"~~ In the North Point Recreation Area of Lake Francis Case, the waters fronting the North Point campground beach parking lot approximately 400 feet in length and marked with buoys are a "public swimming 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"~~ 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"; 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."~~ In the North Point Area of Lake Francis Case, the waters in St. Francis Bay and Prairie Dog Bay starting at the

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center of the respective boat ramps and extending outward in a 150-yard radius 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.

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

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

**ARTICLE 41:06**

**HUNTING SEASONS AND METHODS**

Chapter

- 41:06:00.01      General provisions.
- 41:06:01        Application for license.
- 41:06:02        License forms and fees.
- 41:06:03        Possession, processing and transportation of game.
- 41:06:04        Hunting requirements and prohibited methods.
- 41:06:05        Archery restrictions.
- 41:06:06        Controlled goose hunting.
- 41:06:07        Custer State Park restrictions.
- 41:06:08        Pheasant hunting season.
- 41:06:09        Grouse hunting season.
- 41:06:10        Sage grouse hunting season.

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|             |                                                           |
|-------------|-----------------------------------------------------------|
| 41:06:11    | Quail hunting season.                                     |
| 41:06:12    | Partridge hunting season.                                 |
| 41:06:13    | Spring wild turkey hunting season.                        |
| 41:06:14    | Fall wild turkey hunting season.                          |
| 41:06:15    | Custer State Park spring wild turkey season.              |
| 41:06:16    | Waterfowl hunting seasons.                                |
| 41:06:17    | Common snipe hunting season.                              |
| 41:06:18    | Sandhill crane hunting season.                            |
| 41:06:19    | Black Hills deer hunting season.                          |
| 41:06:20    | West River prairie deer season.                           |
| 41:06:21    | East River deer hunting season.                           |
| 41:06:22    | Archery deer hunting season.                              |
| 41:06:23    | Antelope hunting season.                                  |
| 41:06:24    | Archery antelope hunting season.                          |
| 41:06:25    | Custer State Park antelope hunting season.                |
| 41:06:26    | Black Hills elk hunting season.                           |
| 41:06:27    | Custer State Park elk hunting season.                     |
| 41:06:28    | Custer State Park early archery elk hunting season.       |
| 41:06:29    | Mountain goat hunting season.                             |
| 41:06:30    | Custer State Park bighorn sheep hunting season, Repealed. |
| 41:06:31    | Lower Brule hunting seasons, Repealed.                    |
| 41:06:31.01 | Rosebud hunting seasons, Repealed.                        |
| 41:06:32    | Jackrabbit hunting season, Transferred.                   |

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- 41:06:33 Special winter deer hunting season, Repealed.
- 41:06:34 Cottontail rabbit hunting season.
- 41:06:35 Tree squirrel hunting season.
- 41:06:36 National wildlife refuge deer hunting seasons.
- 41:06:37 Custer State Park coyote hunting season.
- 41:06:38 Custer State Park fall wild turkey season, Repealed.
- 41:06:39 Crow hunting season.
- 41:06:40 Mourning dove hunting season.
- 41:06:41 Custer State Park deer hunting season.
- 41:06:42 Custer State Park trophy bison bull harvest.
- 41:06:43 Archery elk hunting season.
- 41:06:44 Apprentice hunter deer season.
- 41:06:45 General muzzleloading deer hunting season.
- 41:06:46 Depredation permits.
- 41:06:47 Special Custer State Park antlerless elk hunting season.
- 41:06:48 Custer State Park late archery elk hunting season.
- 41:06:49 Youth waterfowl hunting season.
- 41:06:50 Early fall Canada goose hunting season.
- 41:06:51 Custer State Park horseback trophy bison bull harvest, Repealed.
- 41:06:52 Elk depredation hunt, Repealed.
- 41:06:53 Hunter safety course.
- 41:06:54 Pheasant hunting ~~season~~ for disabled veterans.
- 41:06:55 Youth pheasant hunting season.

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|                 |                                                       |
|-----------------|-------------------------------------------------------|
| 41:06:56        | Black Hills bighorn sheep hunting season.             |
| 41:06:57        | Prairie dog shooting season, Repealed.                |
| 41:06:58        | Resident pheasant hunting season.                     |
| 41:06:59        | Prairie elk hunting season.                           |
| 41:06:60        | Custer State Park non-trophy bison harvest.           |
| 41:06:61        | Mountain lion hunting season.                         |
| 41:06:62        | Hunt for habitat.                                     |
| <u>41:06:63</u> | <u>Youth Deer Hunting Season.</u>                     |
| <u>41:06:64</u> | <u>Resident Disabled Veteran Deer Hunting Season.</u> |

**CHAPTER 41:06:01**

**APPLICATION FOR LICENSE**

Section

|                |                                                                                 |
|----------------|---------------------------------------------------------------------------------|
| 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.                        |

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41:06:01:07.03 Landowner own land license types.

- |                |                                                                                               |
|----------------|-----------------------------------------------------------------------------------------------|
| 41:06:01:08    | Restriction on number of applications.                                                        |
| 41:06:01:08.01 | Restriction on applications for certain lottery deer drawings.                                |
| 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. |
| 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.                                     |

**41:06:01:07.03. Landowner own land license types.** For the West River, East River, and Black Hills firearm deer hunting seasons, a qualifying landowner or owner-operator may purchase one “any deer” license or one two-tag “any deer” and “any antlerless deer” license. For the antelope firearm hunting season, a qualifying landowner or owner-operator may purchase one “any antelope” license or one two-tag “any antelope” and “any doe-fawn antelope” license.

**Source:**

**General Authority:** SDCL 41-6-19.3, 41-6-19.4.

**Law Implemented:** SDCL 41-6-19.3, 41-6-19.4.

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**41:06:01:12. Mentored youth big game license -- Restrictions.** A resident parent or guardian may purchase no more than one mentored "any antlerless deer" license, or "antlerless whitetail deer license, and one "doe-fawn antelope" license, and one fall "any turkey" license, and one spring "male turkey" license for a designated mentored youth as provided in SDCL 41-6-81. No youth participating in a mentored big game hunt may apply for a regular season license for that corresponding species and season.

**Source:** 35 SDR 47, effective September 8, 2008; 45 SDR 9, effective July 30, 2018; 46 SDR 116, effective April 29, 2020.

**General Authority:** SDCL 41-2-18(1)(2)(12)(13), 41-6-81.

**Law Implemented:** SDCL 41-2-18(1)(2)(12)(13), 41-6-81.

**41:06:01:13. Designation of areas where free antlerless deer licenses can be used by farmers and ranchers.** Antlerless licenses authorized by SDCL 41-6-19.8 may be issued to any qualifying farmer or rancher for use in the West River, East River, ~~Apprentice~~ apprentice hunter, ~~youth, Archery~~ archery, and ~~Muzzleloading~~ muzzleloading deer hunting units. ~~Antlerless~~ Antlerless whitetail deer licenses will be available to qualifying applicants in hunting units ~~which~~ that offer a deer license with multiple tags for antlerless deer in the lottery drawing for the East River and West River deer seasons. The requirements and equipment restrictions for each deer season apply to any free antlerless license issued.

**Source:** 38 SDR 8, effective August 3, 2011; 43 SDR 9, effective August 1, 2016; 44 SDR 184, effective June 25, 2018.

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

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

**41:06:01:17. Access permits required for specific deer hunting units and public lands.**

Any resident or nonresident deer hunter possessing an archery, muzzleloader, apprentice hunter, youth, or mentor deer license shall obtain and possess a free access permit to hunt West River deer units 24B, 27L, 35L, and East River deer unit 13L. Any resident or nonresident deer hunter possessing an archery deer license shall obtain and possess a free access permit in order to hunt Newton Hills State Park or in the Black Hills as defined in § 41:06:19:02. Unlimited access permits may be issued for each management unit and each free access permit shall be unit specific.

**Source:** 41 SDR 7, effective July 30, 2014; 42 SDR 14, effective August 10, 2015; 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(4).

**Law Implemented:** SDCL 41-2-18(4).

**41:06:02:01.01. Combination license.** In lieu of separate purchase, a ~~combination~~ license ~~which~~ that combines the resident small game license and the resident fishing license may be obtained by a resident ~~16 years of age or over~~.

**Source:** 9 SDR 147, effective May 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 14 SDR 4, effective July 22, 1987; 15 SDR 50, effective October 6, 1988; 15 SDR 162, effective May 4, 1989; 25 SDR 43, effective September 28, 1998.

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

**Law Implemented:** SDCL 41-2-18(12)(13), 41-6-10.1.

**Cross-Reference:** Hunting license fees, § 41:06:02:03; Fishing license fees, § 41:07:01:12.

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

(1) Resident predator/varmint license, \$5;

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- (2) Resident small game license:
  - (a) ~~Nineteen~~ Eighteen years of age and older, \$27; and
  - (b) Under ~~16~~ 18 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;
- (6) ~~Resident junior combination license, 16 to 18 years of age, inclusive, \$27;~~
- ~~(7)~~ Resident furbearer license, \$30;
- ~~(8)~~ (7) Nonresident furbearer license, \$275;
- ~~(9)~~ (8) Resident spring one-tag wild turkey license, \$19;
- ~~(10)~~ (9) Resident spring two-tag wild turkey license, \$29;
- ~~(11)~~ (10) Resident fall one-tag wild turkey license, \$9;
- ~~(12)~~ (11) Resident fall two-tag wild turkey license, \$14;
- ~~(13)~~ (12) Resident deer or antelope one-tag license, \$34;
- ~~(14)~~ (13) Resident deer or antelope two-tag license, \$44;
- ~~(15)~~ (14) Resident antelope three-tag license, \$44;
- ~~(16)~~ (15) Landowner-on-own land deer or antelope license, one-half the fee of the deer or antelope license that has been applied for;
- ~~(17)~~ (16) Resident one-tag antlerless deer or doe-fawn antelope license, \$14;
- ~~(18)~~ (17) Resident two-tag antlerless deer or doe-fawn antelope license, \$24;
- ~~(19)~~ (18) Resident three-tag any deer and two any antlerless deer license, \$44;
- ~~(20)~~ (19) Resident three-tag three any antlerless deer license; \$24;
- ~~(21)~~ (20) Resident three-tag any whitetail and two antlerless whitetail deer license, \$44;

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- ~~(22)~~ (21) Resident three-tag three antlerless whitetail deer license, \$24;
- ~~(23)~~ (22) Resident three-tag doe-fawn antelope license, \$24;
- ~~(24)~~ (23) Resident elk license:
- (a) Any elk or bull elk, \$169; and
  - (b) Antlerless elk, \$110;
- ~~(25)~~ (24) Resident landowner depredation elk, one-half the fee of the elk license that has been applied for;
- ~~(26)~~ (25) Resident mountain goat license, \$274;
- ~~(27)~~ (26) Resident Black Hills bighorn sheep license, \$274;
- ~~(28)~~ (27) Canada goose special unit permit, \$10;
- ~~(29)~~ (28) Nonresident small game license:
- (a) ~~Sixteen~~ Eighteen years of age and older, \$115; and
  - (b) Under ~~16~~ 18 years of age, \$10;
- ~~(30)~~ (29) Special nonresident waterfowl license, \$110;
- ~~(31)~~ (30) Fall three-consecutive days temporary nonresident waterfowl license, \$80;
- ~~(32)~~ (31) Spring snow goose temporary nonresident license:
- (a) ~~Sixteen~~ Eighteen years of age and older, \$44; and
  - (b) Under ~~16~~ 18 years of age, \$20;
- ~~(33)~~ (32) Early fall Canada goose temporary nonresident license, \$44;
- ~~(34)~~ (33) Nonresident youth waterfowl season hunting license under ~~16~~ 18 years of age, \$10;
- ~~(35)~~ (34) Nonresident spring one-tag wild turkey license, \$94;
- ~~(36)~~ (35) Nonresident spring two-tag wild turkey license, \$119;
- ~~(37)~~ (36) Nonresident fall one-tag wild turkey license, \$84;

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- ~~(38)~~ (37) Nonresident fall two-tag wild turkey license, \$94;
- ~~(39)~~ (38) Nonresident deer or antelope one-tag license, \$280;
- ~~(40)~~ (39) Nonresident deer or antelope two-tag license, \$330;
- ~~(41)~~ (40) Nonresident antelope three-tag license, \$330;
- ~~(42)~~ (41) Nonresident one-tag antlerless deer or doe-fawn antelope license, \$74;
- ~~(43)~~ (42) Nonresident two-tag antlerless deer or doe-fawn antelope license, \$114;
- ~~(44)~~ (43) Nonresident three-tag doe-fawn antelope license, \$114;
- ~~(45)~~ (44) Nonresident three-tag any deer and two any antlerless deer license, \$330;
- ~~(46)~~ (45) Nonresident three-tag three any antlerless deer license, \$114;
- ~~(47)~~ (46) Nonresident three-tag any whitetail and two antlerless whitetail deer license, \$330;
- ~~(48)~~ (47) Nonresident three-tag three antlerless whitetail deer license, \$114;
- ~~(49)~~ (48) Nonresident predator license, \$40;
- ~~(50)~~ (49) 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; and
  - (d) Custer State Park special antlerless elk license, \$200;
- ~~(51)~~ (50) Custer State Park deer license:
- (a) Custer State Park any deer license, \$150;
  - (b) Custer State Park one-tag any whitetail deer license, \$150; and
  - (c) Custer State Park one-tag muzzleloader whitetail antlerless deer license, \$25;
- ~~(52)~~ (51) Custer State Park bison license:
- (a) Custer State Park trophy bull bison license, \$6,500;

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- (b) Custer State Park nontrophy bull bison license, \$3,250; and
- (c) Custer State Park cow bison license, \$1,750;
- ~~(53)~~ (52) Custer State Park bighorn sheep license, \$500;
- ~~(54)~~ (53) Custer State Park coyote license, \$10;
- ~~(55)~~ (54) Custer State Park antelope license:
  - (a) Custer State Park any antelope license, \$150; and
  - (b) Custer State Park doe-fawn license, \$25;
- ~~(56)~~ (55) Nonrefundable application fee:
  - (a) Archery and rifle elk, \$10;
  - (b) Mountain goat, \$10;
  - (c) Bighorn sheep, \$10;
  - (d) Resident hunt for habitat, \$10; and
  - (e) Nonresident hunt for habitat, \$20;
- ~~(57)~~ (56) Resident special any deer or any whitetail deer license, \$169;
- ~~(58)~~ (57) Nonresident special any deer or any whitetail deer license, \$554;
- ~~(59)~~ (58) ~~Apprentice hunter~~ Youth deer or ~~mentored antelope~~ license:
  - (a) Resident, \$5; and
  - (b) Nonresident, \$10;
- ~~(60)~~ (59) Tundra swan permit:
  - (a) Resident, \$12; and
  - (b) Nonresident, \$19;
- ~~(61)~~ (60) Migratory bird certification permit, \$5;
- ~~(62)~~ (61) Nonresident shooting preserve license:

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- (a) One-day, \$40;
- (b) Five-consecutive days, \$70; and
- (c) Annual, \$115;

~~(63)~~ (62) Mountain lion license, \$22;

~~(64)~~ (63) ~~Resident mentored~~ Mentored youth deer, antelope, or turkey license, ~~\$5; and~~;

(a) Resident, \$5; and

(b) Nonresident, \$10;

(64) Resident Apprentice hunter deer license, \$5; and

(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 for which a preference point is awarded for an unsuccessful application for license:

- (a) Resident, \$5; and
- (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

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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 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; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020; 47 SDR 27, effective September 15, 2020; 47 SDR 38, effective October 6, 2020.

**General Authority:** SDCL 41-6-10, 41-6-18.4, 41-6-19.6, 41-6-84, 41-17-1.1(9).

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**Law Implemented:** SDCL 41-6-10, 41-6-10.1, 41-6-18.4, 41-6-19.1, 41-6-19.6, 41-6-84, 41-17-1.1(9).

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

**CHAPTER 41:06:03**

**POSSESSION, PROCESSING AND TRANSPORTATION OF GAME**

Section

|             |                                                                                                  |
|-------------|--------------------------------------------------------------------------------------------------|
| 41:06:03:01 | Tagging required.                                                                                |
| 41:06:03:02 | Game bird transportation and packaging.                                                          |
| 41:06:03:03 | Repealed.                                                                                        |
| 41:06:03:04 | Repealed.                                                                                        |
| 41:06:03:05 | Game transportation permits.                                                                     |
| 41:06:03:06 | Identification required for transportation of big game animal – Exception.                       |
| 41:06:03:07 | Repealed.                                                                                        |
| 41:06:03:08 | Transferred.                                                                                     |
| 41:06:03:09 | Gifting of game allowed -- Conditions.                                                           |
| 41:06:03:10 | Wildlife processing facility defined.                                                            |
| 41:06:03:11 | Records required for wildlife processing facilities.                                             |
| 41:06:03:12 | Inspection of wildlife processing facilities.                                                    |
| 41:06:03:13 | Sale of rabbit and squirrel skins.                                                               |
| 41:06:03:14 | Process of abandonment for game left at a wildlife processing facility.                          |
| 41:06:03:15 | <del>Chronic Wasting Disease endemic area defined</del> <u>Repealed.</u>                         |
| 41:06:03:16 | Interstate cervid carcass transportation <del>restriction</del> <u>and disposal requirement.</u> |

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41:06:03:17 ~~Intrastate cervid carcass transportation restriction~~ Repealed.

41:06:03:18 ~~Carcass disposal for hunter harvested cervid~~ Intrastate cervid carcass transportation and disposal requirement.

41:06:03:19 ~~Carcass disposal for wildlife processing facilities.~~

**41:06:03:15. Chronic Wasting Disease endemic area defined.** ~~For purposes of §§ 41:06:03:16 through 41:06:03:19 and § 41:09:11:07 an endemic area is defined as any firearm deer or elk hunting unit in which any portion of a county confirms the presence of chronic wasting disease. In addition, any deer harvested during the archery, muzzleloader, and apprentice deer seasons and any elk harvested from Unit PRE-WRA within a county where chronic wasting disease has been confirmed would be subject to §§ 41:06:03:16 through 41:06:03:19 and § 41:09:11:07~~ Repealed.

**Source:** 46 SDR 74, effective December 2, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:03:16. Interstate cervid carcass transportation ~~restriction~~ and disposal requirement.** ~~Whole or partial cervid carcasses and head with antlers attached may not enter this state unless delivered to a licensed taxidermist, a game processor, or to the hunter's domicile. Cervid carcasses passing through the state are exempt from this section. The provisions of this section are effective July 1, 2020~~ Unless delivered to a licensed taxidermist or game processor, anyone transporting whole or partial cervid carcasses from another state into this state shall dispose of all remaining cervid carcass parts with a waste management provider or a permitted landfill. Whole or partial cervid carcasses being transported through the state are exempt from this section.

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**Source:** 46 SDR 74, effective December 2, 2019.

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

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

**41:06:03:17. ~~Intrastate cervid carcass transportation restriction.~~** ~~Whole or partial cervid carcasses and head with antlers attached may not be transported from an endemic area unless delivered to a licensed taxidermist, a game processor, or to the hunter's domicile. The provisions of this section are effective July 1, 2020~~ Repealed.

**Source:** 46 SDR 74, effective December 2, 2019.

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

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

**41:06:03:18. ~~Carcass disposal for hunter harvested cervid~~ Intrastate cervid carcass transportation and disposal requirement.** ~~A person who transports cervid carcass parts from outside this state shall dispose of all remaining cervid carcass parts through a waste management provider or a permitted landfill. A person who transports cervid carcass parts from an endemic area in this state shall dispose of all remaining cervid carcass parts through a waste management provider or a permitted landfill. Cervid carcasses taken from an endemic area in this state that test negative for the disease are exempt from this section. The provisions of this section are effective July 1, 2020~~ Unless delivered to a licensed taxidermist or game processor, anyone transporting whole or partial cervid carcasses outside the county of harvest shall dispose of all remaining cervid carcass parts with a waste management provider or a permitted landfill.

**Source:** 46 SDR 74, effective December 2, 2019.

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

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

**41:06:03:19. Carcass disposal for wildlife processing facilities.** Wildlife processing facilities, as defined by § 41:06:03:10, shall dispose of all remaining cervid carcass parts obtained from outside this state through a waste management provider or a permitted landfill. ~~Wildlife processing facilities shall dispose of remaining cervid carcass parts obtained from an endemic area within this state through a waste management provider or a permitted landfill.~~ Game processors licensed by another state or federal entity shall dispose of carcasses as required by the conditions associated with the license. ~~The provisions of this section are effective July 1, 2020.~~

**Source:** 46 SDR 74, effective December 2, 2019.

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

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

**41:06:08:01. Pheasant hunting season established -- Open units and dates.** The pheasant hunting season is open in the units and during the dates set out in this section. The season is open from 10:00 a.m. central time to sunset each day. The open dates and units are as follows:

(1) Unit 1: all counties except for those areas described in Unit 2 and Unit 3. The season in Unit 1 is open beginning on the third Saturday of October and remains open through January 31;

(2) Unit 2: Renzienhausen Game Production Area, Renzienhausen State Game Bird Refuge including its shooting and retrieval zones, Gerken State Game Bird Refuge, and White Lake State Game Bird Refuge. The season in Unit 2 is open beginning on December 1 ~~and remains open through the first Sunday of January~~ end of the regular pheasant hunting season; and

(3) Unit 3: Sand Lake National Wildlife Refuge in Brown County. The season in Unit 3 is open beginning on the second Monday of December ~~and remains open through the first Sunday of January~~ end of the regular pheasant hunting season.

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**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; 8 SDR 170, effective June 20, 1982; 9 SDR 158, effective June 14, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 148, effective July 11, 1984; 11 SDR 172, effective June 27, 1985; 12 SDR 201, effective June 23, 1986; 14 SDR 4, effective July 22, 1987; 14 SDR 164, effective June 16, 1988; 15 SDR 193, effective June 20, 1989; 18 SDR 4, effective July 18, 1991; 21 SDR 207, effective June 5, 1995; 25 SDR 141, effective May 27, 1999; 26 SDR 162, effective June 14, 2000; 28 SDR 166, effective June 4, 2002; 30 SDR 171, effective May 11, 2004; 31 SDR 191, effective June 7, 2005; 32 SDR 203, effective June 5, 2006; 33 SDR 212, effective June 4, 2007; 34 SDR 297, effective June 4, 2008; 36 SDR 215, effective July 1, 2010; 45 SDR 30, effective September 10, 2018; 46 SDR 116, effective April 29, 2020; 47 SDR 38, effective October 6, 2020.

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

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

**Cross-References:**

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

Combination licenses, SDCL 41-6-10.1.

Resident small game license, SDCL 41-6-16.

Nonresident small game license, SDCL 41-6-17.

**41:06:09:01. Grouse hunting season established.** The grouse hunting season is open statewide from sunrise to sunset each day beginning on the third Saturday of September ~~except for~~ ~~Lacreek National Wildlife Refuge where the season opens the third Saturday of October.~~ The

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season remains open through the first Sunday of January. ~~In Lacreek National Wildlife Refuge the shooting hours run concurrently with the pheasant season each day beginning on the third Saturday of October.~~ "Grouse" includes sharptail grouse, ruffed grouse, and prairie chicken.

**Source:** SL 1975, ch 16, § 1; 2 SDR 18, effective September 16, 1975; 3 SDR 22, effective September 23, 1976; 4 SDR 15, effective September 15, 1977; 8 SDR 170, effective June 20, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 148, effective July 11, 1984; 11 SDR 172, effective June 27, 1985; 14 SDR 4, effective July 22, 1987; 14 SDR 40, effective September 23, 1987; 14 SDR 164, effective June 16, 1988; 15 SDR 193, effective June 20, 1989; 18 SDR 4, effective July 18, 1991; 26 SDR 162, effective June 14, 2000; 31 SDR 191, effective June 7, 2005; 32 SDR 203, effective June 5, 2006; 46 SDR 116, effective April 29, 2020.

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

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

**Cross-References:**

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

Combination licenses, SDCL 41-6-10.1.

Resident small game license, SDCL 41-6-16.

Nonresident small game license, SDCL 41-6-17.

**41:06:16:11. Maximum number of nonresident waterfowl licenses -- Open units --**

**Dates -- License restrictions.** The maximum number of nonresident waterfowl licenses to be issued by lottery is 4,000 special nonresident waterfowl licenses, 2,000 early fall Canada goose temporary nonresident licenses, 2,000 fall three-day temporary nonresident waterfowl licenses, 100 nonresident youth waterfowl licenses, and 10,000 spring snow goose temporary nonresident licenses divided for administrative purposes as follows:

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- (1) Unit NRW-00A: the counties of Union, Clay, Yankton, Bon Homme, and Charles Mix. No more than 250 special nonresident waterfowl licenses may be issued;
- (2) Unit NRW-00B: all open counties not in Units NRW-00A or NRW-11A. No more than 3,725 special nonresident waterfowl licenses may be issued;
- (3) Unit NRW-00C: those counties as described in § 41:06:50:02. No more than 2,000 early fall Canada goose temporary nonresident waterfowl licenses may be issued;
- (4) Unit NRW-11A: Bennett County. No more than 25 special nonresident waterfowl licenses may be issued. The season in this unit is open for 65 consecutive days beginning on the third Saturday of October and during any period that Bennett County is open in January as described in subdivision 41:06:16:07(3);
- (5) Unit NRW-00X: the counties of Potter, Stanley, Sully, Hughes, and Lyman. No more than 750 fall three-day temporary nonresident waterfowl licenses may be issued. The licenses issued pursuant to this subdivision are valid only on private property;
- (6) Unit NRW-OOV: the counties of Brown, Campbell, Edmunds, Faulk, McPherson, and Walworth. No more than 500 fall three-day temporary nonresident waterfowl licenses may be issued. The licenses issued pursuant to this subdivision are valid only on private property;
- (7) Unit NRW-00Y: the counties of Spink, Marshall, Roberts, Day, Grant, Clark, Codington, Deuel, and Hamlin. No more than 500 three-day temporary nonresident waterfowl licenses may be issued;
- (8) Unit NRW-OOZ: statewide except the counties in Units NRW-OOA, NRW-11A, NRW-OOV, NRW-OOX and NRW-OOY. No more than 250 fall three-day temporary nonresident waterfowl licenses may be issued. The licenses issued pursuant to this subdivision are valid only on private property;

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(9) Unit NRW-ST1: statewide. No more than 10,000 spring snow goose temporary nonresident licenses may be issued. The licenses issued pursuant to this subdivision are valid only during a Conservation Order; and

(10) Unit NYW-YW1: statewide. No more than 100 nonresident youth waterfowl licenses may be issued for the youth waterfowl season established in Chapter ~~41:06:09~~ 41:06:49. A nonresident youth may also hunt during the youth waterfowl season with a valid waterfowl hunting license as provided for in this section.

Licenses issued under this section are valid only in the unit for which they are issued. Licenses for Unit NRW-11A include two tags for Canada geese. Each tag is valid for taking one Canada goose consistent with the provisions of § 41:06:16:09. Each goose shall be tagged immediately upon retrieval.

**Source:** 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; 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 SDR 102, effective July 1, 1984; 12 SDR 50, effective October 1, 1985; 13 SDR 37, effective October 7, 1986; 14 SDR 57, effective November 21, 1987; 15 SDR 50, effective October 6, 1988; 16 SDR 44, effective September 13, 1989; 17 SDR 51, effective October 10, 1990; 21 SDR 207, effective June 5, 1995; 23 SDR 220, effective June 26, 1997; 25 SDR 193, effective July 19, 1998; 25 SDR 157, effective June 24, 1999; 26 SDR 117, effective March 16, 2000; 26 SDR 117, adopted March 16, 2000, effective July 1, 2000; 26 SDR 174, effective July 4, 2000; 28 SDR 24, effective August 28, 2001; 28 SDR 166, effective June 4, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 34 SDR 332, effective July 7, 2008;

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42 SDR 14, effective August 10, 2015; SL 2016, ch 211, § 1, effective July 1, 2016; SL 2017, ch 185, § 1, effective July 1, 2017; 44 SDR 17, effective August 7, 2017; 46 SDR 116, effective April 29, 2020.

**General Authority:** SDCL 41-2-18(2)(10)(17), 41-6-18.2, 41-6-18.4, 41-11-5.

**Law Implemented:** SDCL 41-2-18(2)(10)(17), 41-6-18.2, 41-6-18.4, 41-11-5.

**Cross-Reference:** Eligibility requirements and restrictions -- youth waterfowl hunting season, § 41:06:49:04.

**41:06:19:01. Black Hills deer hunting season established -- Number and type of licenses.** The Black Hills deer hunting season is open from one-half hour before sunrise to one-half hour after sunset daily beginning on November 1 through November 30. No more than ~~4,800~~ 5,000 one-tag deer licenses may be issued to residents for the Black Hills deer hunting season.

**Source:** 1 SDR 26, effective September 11, 1974; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 27 SDR 126, effective June 6, 2001; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**Cross-References:**

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

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

**41:06:20:01. West River prairie deer hunting season established -- Number and type of licenses.** The West River prairie deer hunting season is open from one-half hour before sunrise to one-half hour after sunset each day for 16 consecutive days beginning on the Saturday 12 days

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before Thanksgiving, except as provided in § 41:06:20:02. In addition, any hunter possessing a valid antlerless deer or antlerless whitetail deer tag in any West River unit may hunt from one-half hour before sunrise to one-half hour after sunset each day for ~~9~~ nine consecutive days beginning on the third Saturday following Thanksgiving. No more than ~~12,308~~ 20,000 one-tag, ~~5,220~~ 15,000 two-tag and ~~400~~ 10,000 three-tag deer licenses may be issued to residents for the West River prairie deer hunting season.

**Source:** SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 2 SDR 88, effective July 1, 1976; 3 SDR 87, effective June 26, 1977; 5 SDR 108, effective June 28, 1979; 8 SDR 170, effective June 20, 1982; 9 SDR 158, effective June 14, 1983; 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; 19 SDR 207, effective July 14, 1993; 21 SDR 14, effective August 3, 1994; 24 SDR 156, effective May 17, 1998; 29 SDR 29, effective August 26, 2002; 30 SDR 21, effective August 25, 2003; 31 SDR 21, effective August 23, 2004; 36 SDR 21, effective August 18, 2009; 41 SDR 14, effective 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.

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

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

**Cross-References:**

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

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

**41:06:20:02. Open units -- Exceptions.** The following is a description of the open units:

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(1) Unit WRD-02A: those portions of Pennington and Meade Counties within a line beginning at Interstate 90 at New Underwood, then northerly from New Underwood along 160<sup>th</sup> Avenue to Meade County Road 21 (New Underwood Road), then northerly along Meade County Road 21 to its junction with the Belle Fourche River, then easterly along the Belle Fourche River to its confluence with the Cheyenne River, then easterly along the Cheyenne River to its junction with the east Pennington County line, then southerly along the Pennington County line to its junction with Interstate 90, then westerly along Interstate 90 to New Underwood, the point of beginning;

(2) Unit WRD-02C: the portion of Pennington County south of Interstate 90 and east of the Cheyenne River;

(3) Unit WRD-11A: the portion of Bennett County north of U.S. Highway 18;

(4) Unit WRD-11B: the portion of Bennett County south of U.S. Highway 18, excluding Lacreek National Wildlife Refuge;

(5) Unit WRD-15A: Butte County, except the portion included in Unit WRD-15B;

(6) Unit WRD-15B: the portion of Butte County south of U.S. Highway 212 and west of State Highway 79 and the portion of Lawrence County north of Interstate 90;

~~(7) Unit WRD-15P: Butte County, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~

~~(8)~~ Unit WRD-20A: Corson County;

~~(9)~~ (8) Unit WRD-21A: the portion of Custer County east of State Highway 79 and the portion of Pennington County south of Interstate 90 between State Highway 79 and the Cheyenne River;

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~~(10)~~ (9) Unit WRD-21B: those portions of Custer and Pennington Counties within a line beginning at the junction of State Highway 79 and the section line between section 18 and section 19, township 6 south, range 7 east, then northerly along State Highway 79 to the Rapid City city limits, then westerly along the Rapid City city limits to its junction with U.S. Highway 16, then southwesterly along U.S. Highway 16 to its junction with the Black Hills National Forest boundary, then southerly along the Black Hills National Forest boundary to its junction with the northeast corner of Custer State Park, then southerly along the eastern boundaries of Custer State Park and Wind Cave National Park to the southeast corner of Wind Cave National Park, then westerly along the southern boundary of Wind Cave National Park to its junction with U.S. Highway 385, then southerly along U.S. Highway 385 to its junction with Custer County Road 101 to its junction with the section line between section 24 and section 19, township 6 south, range 7 east, then northerly along this section line to its junction with section 13 and section 18, township 6 south, range 7 east, then easterly along the section line between section 18 and section 19, township 6 south, range 7 east to its junction with State Highway 79, the point of beginning;

~~(11)~~ (10) Unit WRD-24A: Dewey County, excluding the Little Moreau recreation area and game production area except the portions included in WRD-24B;

~~(12)~~ (11) Unit WRD-24B: the Little Moreau Recreation Area and game production area in Dewey County;

~~(13)~~ (12) Unit WRD-27A: those portions of Custer and Fall River Counties within a line beginning at the junction of the South Dakota-Wyoming border and U.S. Highway 18, then easterly along U.S. Highway 18 to its junction with the Cheyenne River, then easterly along the Cheyenne River to its junction with U.S. Highway 18 and 385, then northerly along U.S. Highway 18 and 385 to its junction with State Highway 79 and continuing along State Highway 79 to its

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junction with the section line between section 19 and section 18, township 6 south, range 7 east, then westerly along this section line to its junction with section 13 and section 24, township 6 south, range 7 east, then southerly along the section line between section 19 and section 24, township 6 south, range 7 east to its junction with Custer County Road 101, then westerly along Custer County Road 101 to its junction with U.S. Highway 385, then southerly along U.S. Highway 385 to its junction with Fall River County Road 18 (Argyle Road), then northwesterly along Fall River County Road 18 and Custer County Road 333 to its junction with State Highway 89, then southerly along State Highway 89 to its junction with Fall River County Road 12, then westerly along Fall River County Road 12 to its junction with Custer County Road 319, then westerly along Custer County Road 319 to its junction with Custer County Road 715, then westerly along Custer County Road 715 to its junction with Custer County Road 769, then westerly along Custer County Road 769 through Dewey to its junction with the South Dakota-Wyoming border, then southerly along the South Dakota-Wyoming border to its junction with U.S. Highway 18, the point of beginning, except the portion included in WRD-27L;

~~(14)~~ (13) Unit WRD-27B: Fall River County, except those portions included in WRD-27A and WRD-27L;

~~(15)~~ (14) Unit WRD-27L: limited to the Hill Ranch Game Production Area; the Forest Service lands included in and connected to the Hill Ranch Game Production Area boundaries on the south side and the west side; and the state managed Bureau of Reclamation lands adjacent and connected to the Hill Ranch Game Production Area and the Forest Service lands north of the Cheyenne River and on the west side of Angostura Reservoir. Since this unit is all public land, landowner preference does not apply;

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~~(16) Unit WRD-27P: Fall River County, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~

(17) (15) Unit WRD-30A: Gregory County. The season in Unit WRD-30A is open for four consecutive days beginning on the Saturday 19 days before Thanksgiving and then for seven consecutive days beginning on the Monday three days before Thanksgiving;

~~(18)~~ (16) Unit WRD-30B: Gregory County;

~~(19)~~ (17) Unit WRD-31A: Haakon County;

~~(20)~~ (18) Unit WRD-35A: the portion of Harding County west of U.S. Highway 85, excluding those portions of the Custer National Forest within WRD-35L;

~~(21)~~ (19) Unit WRD-35C: the portion of Harding County east of U.S. Highway 85, excluding those portions of the Custer National Forest within WRD-35L;

~~(22)~~ (20) Unit WRD-35L: all of Custer National Forest, except for the West Short Pines and the South Dakota portion of the Long Pines, found within Harding County. Since this unit is all public land, landowner preference does not apply;

~~(23)~~ (21) Unit WRD-39A: the portion of Jackson County north of the White River, excluding the Badlands National Park;

~~(24)~~ (22) Unit WRD-39B: the portion of Jackson County south of the White River;

~~(25)~~ (23) Unit WRD-41A: Jones County, except the portion included in Unit WRD-45D;

~~(26)~~ (24) Unit WRD-45A: Lyman County, except the portions included in Units WRD-45B, WRD-45C, and WRD-45D;

~~(27)~~ (25) Unit WRD-45B: Lyman County east of State Highway 47, except the portion included in Unit WRD-45C;

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~~(28)~~ (26) Unit WRD-45C: those portions of Stanley and Lyman Counties within the Lower Brule Indian Reservation;

~~(29)~~ (27) Unit WRD-45D: those portions of Lyman, Stanley, and Jones Counties within a line beginning at the northwest corner of the Lower Brule Indian Reservation, then westerly 18 miles, then southerly 20 miles, then easterly 19 miles, then northerly 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;

~~(30) Unit WRD-45P: that area described for Unit WRD-45B, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~

~~(31)~~ (28) Unit WRD-49A: the portion of Meade County east of Interstate 90, except the Fort Meade Bureau of Land Management South Unit and the signed portion of the North Unit, south of U.S. Highway 212, and west of a line beginning at the junction of U.S. Highway 212 and Meade County Road 23, then southerly along Meade County Road 23 to its junction with Meade County Road 28, then easterly along Meade County Roads 23-28, then southerly along Meade County Road 23 to its junction with State Highway 34, then southerly along Meade County Road 21 (New Underwood Road) to its junction with the Pennington County line and that portion of Pennington County west of Pennington County 160<sup>th</sup> Avenue (New Underwood Road) and north of Interstate 90;

~~(32)~~ (29) Unit WRD-49B: the portion of Meade County south of U.S. Highway 212; east of Meade County Road 21, Meade County Road 23, Meade County Roads 23-28, and Meade County Road 3075; and north of the Belle Fourche River;

~~(33)~~ (30) Unit WRD-50A: Mellette County;

~~(34)~~ (31) Unit WRD-53A: the portion of Perkins County north of State Highway 20;

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~~(35)~~ (32) Unit WRD-53C: the portion of Perkins County south of State Highway 20 and the portion of Meade County north of U.S. Highway 212;

~~(36)~~ (33) Unit WRD-58A: Stanley County, except the portions included in Units WRD-45C and WRD-45D;

~~(37)~~ (34) Unit WRD-58D: Stanley County, except the portions included in Units WRD-45C and WRD-45D, but including the department campground below Oahe Dam. Licenses are only available to persons who use a wheelchair. Additional licenses may be issued to nonresident hunters who use a wheelchair;

~~(38)~~ (35) Unit WRD-60A: Tripp County;

~~(39)~~ (36) Unit WRD-64A: Ziebach County;

~~(40)~~ (37) Unit WRD-65A: Oglala Lakota County; and

~~(41)~~ (38) Unit WRD-67A: Todd County.

**Source:** SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 2 SDR 88, effective July 1, 1976; 3 SDR 87, effective June 26, 1977; 4 SDR 88, effective June 27, 1978; 5 SDR 6, effective August 3, 1978; 5 SDR 108, effective June 28, 1979; 6 SDR 129, effective July 13, 1980; 7 SDR 128, effective July 13, 1981; 8 SDR 170, effective June 20, 1982; 9 SDR 158, effective June 14, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 148, effective July 11, 1984; 11 SDR 172, effective June 27, 1985; 13 SDR 9, effective August 3, 1986; 14 SDR 14, effective August 6, 1987; 15 SDR 3, effective July 21, 1988; 15 SDR 210, effective July 10, 1989; 17 SDR 12, effective July 31, 1990; 18 SDR 4, effective July 18, 1991; 18 SDR 223, effective July 13, 1992; 19 SDR 207, effective July 14, 1993; 21 SDR 14, effective August 3, 1994; 22 SDR 16, effective August 15, 1995; 23 SDR 20, effective August 13, 1996; 24 SDR 16, effective August 13, 1997; 25 SDR 193, effective July 19, 1998; 26 SDR 9, effective August 1, 1999; 27 SDR 13,

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effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 29, effective August 26, 2002; 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; 32 SDR 69, effective November 9, 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; 36 SDR 170, effective May 11, 2010; 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 7, effective July 30, 2014; SL 2015, ch 56, § 1, effective May 1, 2015; 42 SDR 14, effective August 10, 2015; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:21:01. East River deer hunting season established -- Number and type of licenses.** The East River deer hunting season is open from one-half hour before sunrise to one-half hour after sunset each day for 16 consecutive days beginning on the Saturday before Thanksgiving. In addition, any hunter possessing a valid antlerless deer or antlerless whitetail deer tag in any East River unit may hunt from one-half hour before sunrise to one-half hour after sunset each day for nine consecutive days beginning on the third Saturday following Thanksgiving. No more than ~~24,510~~ 30,000 one-tag and ~~2,800~~ 15,000 two-tag, and 5,000 three-tag deer licenses may be issued to residents for the East River deer hunting season.

**Source:** SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 6 SDR 129, effective July 13, 1980; 9 SDR 14, effective August 8, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 22, effective August 9, 1984; 12 SDR

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14, effective August 6, 1985; 13 SDR 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 21 SDR 35, effective August 31, 1994; 22 SDR 28, effective September 4, 1995; 24 SDR 23, effective August 31, 1997; 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; 36 SDR 39, effective September 23, 2009; 39 SDR 32, effective September 5, 2012; 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.

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

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

**Cross-References:**

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

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

**41:06:21:02. Open units -- Exceptions.** The following is a description of the open units and the maximum number and types of resident licenses available in each unit:

(1) Unit ERD-01A: Minnehaha County. The portion of Minnehaha County east of Interstate 29, south of Interstate 90, west of Minnehaha County Road 109, and north of the Lincoln County line is closed to firearms except for muzzleloading rifles and shotguns using slugs only;

(2) Unit ERD-03A: Brown County, excluding Sand Lake National Wildlife Refuge;

(3) Unit ERD-04A: Beadle County;

(4) Unit ERD-05A: Codington County;

(5) Unit ERD-06A: Brookings County;

(6) Unit ERD-07A: Yankton County;

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(7) Unit ERD-07B: The portion of Yankton County south of state Highway 50 and west of U.S. Highway 81;

(8) Unit ERD-08A: Davison County;

(9) Unit ERD-10A: Aurora County;

(10) Unit ERD-12A: Bon Homme County;

(11) Unit ERD-12B: the portion of Bon Homme County south of State Highway 50 and State Highway 52, and east of State Highway 37;

(12) Unit ERD-13A: Brule County, excluding the portion in Unit ERD-13L;

(13) Unit ERD-13L: limited to the Brule Bottoms Game Production Area and Corps of Engineers lands north of 240<sup>th</sup> Street, including the Pease Game Production Area in southwest Buffalo County; and the Boyer Game Production Area and Corps of Engineers lands west of 342<sup>nd</sup> Avenue, south of 255<sup>th</sup> Street and Canyon Road, and south of a line extending from 256<sup>th</sup> Street west to the Missouri River in Brule County. Since this unit is all public land, landowner preference does not apply;

~~(14) Unit ERD-13P: Butte County, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~

~~(15)~~ Unit ERD-14A: Buffalo County, excluding the Pease Game Production Area in Unit ERD-13L;

~~(16)~~ (15) Unit ERD-16A: Campbell County;

~~(17)~~ (16) Unit ERD-17A: Charles Mix County, excluding Lake Andes National Wildlife Refuge;

~~(18)~~ (17) Unit ERD-18A: Clark County;

~~(19)~~ (18) Unit ERD-19A: Clay County;

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- ~~(20)~~ (19) Unit ERD-22A: Day County, excluding Waubay National Wildlife Refuge;
- ~~(21)~~ (20) Unit ERD-23A: Deuel County;
- ~~(22)~~ (21) Unit ERD-25A: Douglas County;
- ~~(23)~~ (22) Unit ERD-26A: Edmunds County;
- ~~(24)~~ (23) Unit ERD-28A: Faulk County;
- ~~(25)~~ (24) Unit ERD-29A: Grant County;
- ~~(26)~~ (25) Unit ERD-32A: Hamlin County;
- ~~(27)~~ (26) Unit ERD-33A: Hand County;
- ~~(28) Unit ERD-33P: Hand County, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~
- ~~(29)~~ (27) Unit ERD-34A: Hanson County;
- ~~(30)~~ (28) Unit ERD-36A: Hughes County, excluding Farm Island Recreation Area, LaFramboise Island Nature Area, and the strip of department land from the entrance to Farm Island west through the city of Pierre;
- ~~(31) Unit ERD-36P: Hughes County, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~
- ~~(32)~~ (29) Unit ERD-37A: Hutchinson County;
- ~~(33)~~ (30) Unit ERD-38A: Hyde County;
- ~~(34) Unit ERD-38P: Hyde County, on private property not leased by the Department of Game, Fish and Parks for public hunting;~~
- ~~(35)~~ (31) Unit ERD-40A: Jerauld County;
- ~~(36)~~ (32) Unit ERD-42A: Kingsbury County;
- ~~(37)~~ (33) Unit ERD-43A: Lake County;

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- ~~(38)~~ (34) Unit ERD-44A: Lincoln County, excluding Newton Hills State Park;
- ~~(39)~~ (35) Unit ERD-46A: McCook County;
- ~~(40)~~ (36) Unit ERD-47A: McPherson County;
- ~~(41)~~ (37) Unit ERD-48A: Marshall County;
- ~~(42)~~ (38) Unit ERD-51A: Miner County;
- ~~(43)~~ (39) Unit ERD-52A: Moody County;
- ~~(44)~~ (40) Unit ERD-54A: Potter County;
- ~~(45)~~ (41) Unit ERD-55A: Roberts County;
- ~~(46)~~ (42) Unit ERD-56A: Sanborn County;
- ~~(47)~~ (43) Unit ERD-57A: Spink County;
- ~~(48)~~ (44) Unit ERD-59A: the portion of Sully County west of U.S. Highway 83;
- ~~(49)~~ (45) Unit ERD-59B: the portion of Sully County east of U.S. Highway 83;
- ~~(50)~~ (46) Unit ERD-61A: Turner County;
- ~~(51)~~ (47) Unit ERD-62A: Union County; and
- ~~(52)~~ (48) Unit ERD-63A: Walworth County.

**Source:** SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 2 SDR 88, effective July 1, 1976; 3 SDR 87, effective June 26, 1977; 4 SDR 88, effective June 27, 1978; 5 SDR 6, effective August 3, 1978; 5 SDR 108, effective June 28, 1979; 6 SDR 129, effective July 13, 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 26, effective September 10, 1986; 14 SDR 40, effective September 23, 1987; 15 SDR 24, effective August 14, 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,

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effective August 12, 1992; 20 SDR 13, effective August 8, 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 170, effective May 11, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011; 39 SDR 32, effective September 5, 2012; 40 SDR 14, effective July 29, 2013; 41 SDR 7, effective July 30, 2014; 42 SDR 14, effective August 10, 2015; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:22:01. Archery deer hunting season established -- Number and type of licenses -- Access permits.** The archery deer hunting season is open statewide from one-half hour before sunrise to one-half hour after sunset each day beginning September 1 ~~and is to remain open~~ through January 1, except as otherwise provided in § 41:06:22:02. Unlimited "any deer" licenses may be issued for units ARD-ST1, ARD-ER1, and ARD-WR1 and unlimited antlerless whitetail deer licenses may be issued for unit ARD-LM1. ~~Five hundred~~ One thousand single-tag ~~"antlerless any antlerless deer"~~ licenses may be issued for use in ARD-MP1, ARD-MP2 and ARD-MP3. No more than ~~five~~ ten "any deer" and ~~30~~ 50 antlerless whitetail deer access permits may be issued to residents for Adams Homestead and Nature Preserve. No more than ~~five~~ ten

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"any deer" and 25 "antlerless whitetail deer" access permits may be issued to residents for Good Earth State Park. No more than 500 "any deer" access permits may be issued to residents and no more than 125 "any deer" access permits may be issued to nonresidents for unit WRD- 35L described in § 41:06:20:02.

**Source:** SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 6 SDR 129, effective July 13, 1980; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 19 SDR 190, effective June 15, 1993; 20 SDR 204, effective June 7, 1994; 22 SDR 172, effective June 11, 1996; 24 SDR 156, effective May 17, 1998; 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; 37 SDR 215, effective May 31, 2011; 40 SDR 14, effective July 29, 2013; 43 SDR 9, effective August 1, 2016; 44 SDR 184, effective June 25, 2018; 45 SDR 9, effective July 30, 2018; 45 SDR 155, effective June 24, 2019; 46 SDR 11, effective July 29, 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:**

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

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

**41:06:22:01.01. Open units.** The following is a description of the open units:

- (1) Unit ARD-ST1: statewide;
- (2) Unit ARD-ER1: all counties east of the Missouri River;
- (3) Unit ARD-WR1: all counties west of the Missouri River;

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(4) Unit ARD-LM1: all areas open to archery deer hunting; excluding the following deer hunting units referenced in chapters 41:06:19, 41:06:20, and 41:06:21: BD1, 02C, 07A, 08A, 12A, 13L, 19A, 20A, 21A, 21B, 27A, 14A, 27L, 29A, 33A, 34A, 35L, 37A, 39A, 36A, 38A, 41A, 45D, 58A, 50A, 54A, 58D, 59A, 59B, 61A, 64A, and 65A, ~~and 67A~~;

(5) Unit ARD-MP1: for those designated areas within the city limits of Custer;

(6) Unit ARD-MP2: for those designated areas within the city limites of Rapid City; and

(7) Unit ARD-MP3: for those designated areas within the city limits of Sioux Falls.

**Source:** 13 SDR 192, effective June 22, 1987; 19 SDR 190, effective June 15, 1993; 20 SDR 204, effective June 7, 1994; 21 SDR 207, effective June 5, 1995; 22 SDR 172, effective June 11, 1996; 23 SDR 197, effective May 27, 1997; 25 SDR 141, effective May 27, 1999; 26 SDR 162, effective June 14, 2000; 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; 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 August 10, 2015; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 147, effective July 2, 2020.

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

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

**41:06:22:01.02. Nonresident archery deer hunting season restrictions.** A nonresident may not hunt deer on private lands leased for public access by the department or public lands prior to October 1. ~~A license obtained by a nonresident on or after the first day of August, 2019, is valid only on private lands not leased for public access by the department through the first day of~~

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~~January, 2020.~~ A license obtained by a nonresident on or after the first day of April, ~~2020, and~~  
~~every year thereafter,~~ is valid only on private lands not leased for public access by the department.

**Source:** 46 SDR 11, effective July 29, 2019.

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

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

**41:06:36:01. Sand Lake deer hunting season established -- Number and type of licenses.** The Sand Lake deer hunting season is open within the boundaries of the Sand Lake National Wildlife Refuge from one-half hour before sunrise to one-half hour after sunset daily as provided in § 41:06:36:02. No more than ~~405~~ 200 one-tag and 100 two-tag deer licenses may be issued to residents for the Sand Lake deer hunting season.

**Source:** 2 SDR 88, effective July 1, 1976; 6 SDR 129, effective July 13, 1980; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 23 SDR 220, effective June 26, 1997; 31 SDR 213, effective July 4, 2005; 43 SDR 9, effective August 1, 2016; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**Cross-References:**

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

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

**41:06:36:01.01. Lacreek deer hunting season established -- Number and type of licenses.** The Lacreek deer hunting season is open within the boundaries of the Lacreek National Wildlife Refuge from one-half hour before sunrise to one-half hour after sunset daily as provided

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in § 41:06:36:02.01. No more than ~~20~~ 100 one-tag and 50 two-tag deer licenses may be issued to residents.

**Source:** 9 SDR 14, effective August 8, 1982; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 23 SDR 220, effective June 26, 1997; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:36:01.02. 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 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~~ 75 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).

**41:06:41:01. Custer State Park deer hunting season established -- Number and type of licenses.** The Custer State Park deer hunting season is open from November 1 through December

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15. No more than ~~88~~ 100 one-tag deer licenses may be issued for the Custer State Park deer hunting season. Hunting is limited to archery equipment from November 1 through November 15.

**Source:** 8 SDR 31, effective September 30, 1981; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 13 SDR 26, effective September 10, 1986; 14 SDR 4, effective July 22, 1987; 15 SDR 210, effective July 10, 1989; 18 SDR 4, effective July 18, 1991; 24 SDR 156, effective May 17, 1998; 29 SDR 160, effective June 3, 2003; 31 SDR 191, effective June 7, 2005; 38 SDR 213, effective June 19, 2012; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:44:01. Apprentice hunter deer hunting season established.** The apprentice hunter deer hunting season is open ~~statewide~~ from one-half hour before sunrise to one-half hour after sunset beginning on the second Saturday of September through January 1.

**Source:** 17 SDR 23, effective August 16, 1990; 19 SDR 207, effective July 14, 1993; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 28 SDR 178, effective July 1, 2002; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 32 SDR 225, effective July 3, 2006; 34 SDR 332, effective July 7, 2008; 37 SDR 215, effective May 31, 2011; 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).

**Cross-References:**

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

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

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**41:06:44:02. Number and type of licenses available.** An unlimited number of "antlerless deer" and "antlerless whitetail deer" licenses may be issued for ~~this apprentice hunter deer hunting~~ season. ~~One single tag statewide "any antlerless deer" license may be purchased for all areas open to apprentice hunter deer hunting~~ Apprentice hunters are limited to one "antlerless deer" or "antlerless whitetail deer" license for areas open to the apprentice hunter deer hunting season. The following describes the open units:

(1) Unit APD-03: West River Units 02A, 15A, 15B, 31A, 35A, 35C, 35L, 49A, 49B, 53A, 53C, and 64A. Only a single tag "any antlerless deer" license is valid in this unit.

(2) Unit APD-13: That portion of the state not included in Unit YOD-03. Only a single tag "antlerless whitetail deer" license is valid in this unit.

**Source:** 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 18 SDR 223, effective July 13, 1992; 19 SDR 207, effective July 14, 1993; 21 SDR 14, effective August 3, 1994; 21 SDR 219, effective June 26, 1995; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 25 SDR 157, effective June 24, 1999; 26 SDR 174, effective July 4, 2000; 27 SDR 126, effective June 6, 2001; 28 SDR 178, effective July 1, 2002; 29 SDR 160, effective June 3, 2002; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:44:04. Application requirements and restrictions.** The following requirements and restrictions apply to all applications for ~~license~~ apprentice hunter deer hunting license under this chapter:

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(1) ~~Any person who has reached the age of 12 years during the period September 1 through December 31 and has not reached the age of 18 years by June 30 or any~~ Any resident who has not ~~previously~~ held a license to hunt deer in the past 10 years, may purchase a license and hunt the entire season;

(2) ~~A mentored hunter who is eligible to hunt deer under the provisions of SDCL 41-6-81 is eligible to hunt during this season;~~

~~(3) Each licensee shall be accompanied by an adult while hunting;~~

(4) Receipt of a an apprentice hunter deer hunting license for this season does not affect eligibility for a license in any other season; and

~~(5)~~ (3) Land operator preference is not applicable to ~~these~~ apprentice hunter deer hunting licenses.

**Source:** 17 SDR 23, effective August 16, 1990; 18 SDR 223, effective July 13, 1992; 23 SDR 220, effective June 26, 1997; 24 SDR 176, effective June 21, 1998; 28 SDR 178, effective July 1, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 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; 44 SDR 184, effective June 25, 2018; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:45:01. General muzzleloading deer hunting season established -- Open unit --**  
**Number and type of licenses.** The general muzzleloading deer hunting season is open statewide from one-half hour before sunrise to one-half hour after sunset each day beginning on December

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1 through January 1. Unlimited single tag "antlerless whitetail deer" licenses and no more than ~~4,000~~ 1,500 "any deer" licenses may be issued.

**Source:** 18 SDR 33, effective August 19, 1991; 24 SDR 16, effective August 13, 1997; 27 SDR 111, effective May 8, 2001; 28 SDR 166, effective June 4, 2002; 31 SDR 191, effective June 7, 2005; 32 SDR 225, effective July 3, 2006; 37 SDR 215, effective May 31, 2011; 40 SDR 14, effective July 29, 2013; 43 SDR 9, effective August 1, 2016; 44 SDR 184, effective June 25, 2018; 46 SDR 116, effective April 29, 2020.

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

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

**41:06:45:02. Open units.** The following is a description of the open units:

(1) Unit MZD-ST1: statewide; and

(2) Unit MZD-LM1. One single tag license may be purchased for all areas open to muzzleloading deer hunting, excluding the following deer hunting units referenced in chapters 41:06:19, 41:06:20, and 41:06:21: BD1, 02C, 07A, 08A, 11B, 12A, ~~13L, 19A, 20A, 21A, 21B, 27A, 14A, 27L, 29A, 33A, 34A, 35L, 37A, 39A, 36A, 38A, 41A, 45D, 58A, 50A, 54A, 58D, 59A, 59B, 61A, 64A, and 65A, and 67A.~~

**Source:** 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 16, effective August 15, 1995; 23 SDR 20, effective August 13, 1996; 24 SDR 16, effective August 13, 1997; 25 SDR 193, effective July 19, 1998; 26 SDR 9, effective August 1, 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; 33 SDR 225, effective June 25, 2007; 34 SDR 332, effective July 7, 2008; 35 SDR 306,

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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; 43 SDR 9, effective August 1, 2016; 44 SDR 17, effective August 7, 2017; 45 SDR 155, effective June 24, 2019.

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

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

**41:06:49:04. Eligibility requirements and restrictions.** ~~Youth waterfowl hunting requirements and restrictions are as follows:~~

~~(1) Persons who have not reached the age of 18 years by the first day of the season may hunt; and~~

~~(2) Each youth hunter must be accompanied by an adult while hunting during the youth waterfowl season.~~

**Source:** 23 SDR 38, effective September 26, 1996; 25 SDR 21, effective August 17, 1998; 35 SDR 47, effective September 8, 2008; 46 SDR 116, effective April 29, 2020; 46 SDR 147, effective July 2, 2020.

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

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

**Cross-References:** Waterfowl hunting seasons, ch 41:06:16.

**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.

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41:06:54:03      Application process.

41:06:54:04      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 Upon application by a sponsoring nonprofit organization, a special pheasant hunting season for qualifying disabled veterans and purple heart recipients may be established anytime during the months of October and November upon application by a sponsoring nonprofit organization beginning September 1 through the end of the regular pheasant hunting season.~~ A special pheasant hunting season is valid only on private lands.

**Source:** 24 SDR 176, effective June 21, 1998; 43 SDR 31, effective September 14, 2016; 46 SDR 116, effective April 29, 2020.

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

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

**CHAPTER 41:06:55**

**YOUTH PHEASANT HUNTING SEASON**

Section

41:06:55:01      Special youth pheasant hunting season established -- Not valid on certain public road rights-of-way.

41:06:55:02      Shooting hours -- Bag and possession limits -- License requirements.

41:06:55:03      Season eligibility.

41:06:55:04      Adult armed accompaniment ~~required~~ prohibited.

**41:06:55:04. Adult armed accompaniment ~~required~~ prohibited.** ~~A youth hunting this season must be accompanied by a parent or guardian. The~~ If a parent or guardian is required to accompany the youth, the parent or guardian may not carry a firearm or actively participate in shooting pheasants. This section does not prohibit the carrying of a concealed pistol pursuant to state law.

**Source:** 25 SDR 141, effective May 27, 1999; 27 SDR 101, effective April 18, 2001; 30 SDR 189, effective June 7, 2004.

**General Authority:** SDCL 41-2-18(2)(17), 41-6-13.

**Law Implemented:** SDCL 41-2-18(2)(12), 41-6-13.

## **CHAPTER 41:06:63**

### **YOUTH DEER HUNTING SEASON**

#### **Section**

41:06:63:01 Youth deer hunting season -- Established.

41:06:63:02 Number and types of licenses available.

41:06:63:03 Open units.

41:06:63:04 Closed areas.

41:06:63:05 Application eligibility -- Restrictions.

**41:06:63:01. Youth deer hunting season -- established.** The youth deer hunting season is open statewide from one-half hour before sunrise to one-half hour after sunset beginning on the second Saturday of September through January 1.

#### **Source:**

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

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

**41:06:63:02. Number and types of licenses available.** An unlimited number of “antlerless deer” and “antlerless whitetail deer” licenses may be issued for this season. Youth deer hunters are limited to one “antlerless deer” or “antlerless whitetail deer” licenses for areas open to youth deer hunting.

**Source:**

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

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

**41:06:63:03. Open units.** The following is a description of the open units:

(1) Unit YOD-03: West River Units 02A, 15A, 15B, 31A, 35A, 35C, 35L, 49A, 49B, 53A, 53C, and 64A. Only a single tag “any antlerless deer” license is valid in this unit.

(2) Unit YOD-13: That portion of the state not included in Unit YOD-03. Only a single tag “antlerless whitetail deer” license is valid in this unit.

**Source:**

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

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

**41:06:63:04. Closed Areas.** The youth deer season is closed and licenses are not valid in the following areas:

(1) Sand Lake National Wildlife Refuge in Brown County, unless otherwise allowed by the refuge;

(2) Lacreek National Wildlife Refuge in Bennett County, unless otherwise allowed by the refuge;

(3) Lake Andes National Wildlife Refuge in Charles Mix County, unless otherwise allowed by the refuge;

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(4) Waubay National Wildlife Refuge and Waubay State Game Bird Refuge in Day County, unless otherwise allowed by the refuge; and

(5) For Mead Bureau of Land Management south unit and the signed portion of the north unit in Meade County.

**Source:**

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

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

**41:06:63:05. Application eligibility -- Restrictions.** The following are eligible to participate in the youth deer season:

(1) Any person who has reached the age of 12 years during the period September through December 31 and has not reached the age of 18 years by June 30; and

(2) Any person who has not received a mentored deer license.

Land operator preference is not applicable under this chapter.

**Source:**

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

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

**CHAPTER 41:06:64**

**RESIDENT DISABLED VETERAN DEER HUNTING SEASON**

**Section**

41:06:64:01 Deer hunting season for resident disabled veterans established --Eligibility.

41:06:64:02 Number and types of licenses available -- Application process.

**41:06:64:01. Deer hunting season for resident disabled veterans established -- Eligibility.** The disabled veteran deer hunting season is open statewide on private land from one-

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half hour before sunrise to one-half hour after sunset beginning on the second Saturday of September through January 1.

A resident qualifies if:

(1) The veteran has been adjudicated by the United States Department of Veterans Affairs as 20 percent or more disabled due to a service-connected disability or has received the United States Department of Veteran Affairs K Award;

(2) The veteran served on active duty in the armed forces of the United States or has served as a member of the armed forces reserve or national guard, and the veteran is 40 percent or more disabled for purposes of receiving social security benefits; or

(3) The veteran is a purple heart recipient.

**Source:**

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

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

**41:06:64:02. Number and types of licenses available – Application process. A**

sponsoring nonprofit organization shall complete and submit an application to the department stating the name, address, and phone number of the sponsoring organization and the name of any landowner providing the land for the hunt. No more than 50 “any deer” licenses may be issued with no more than 10 of the allocated license issued per sponsoring nonprofit organization. The sponsoring nonprofit organization shall be responsible for license fees.

**Source:**

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

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

**41:07:01:12. Fishing license fees.** Fishing license fees are as follows:

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- (1) Resident fishing license, \$28;
- (2) Resident senior fishing license, age 65 or over, \$12;
- (3) Nonresident fishing license, \$67;
- (4) ~~Nonresident family fishing license, \$67;~~
- ~~(5) Nonresident youth (under age 16) fishing license, \$25;~~
- ~~(6)~~ One-day fishing license, valid from 12:01 a.m. to 12:00 midnight, inclusive:
  - (a) Resident, \$8;
  - (b) Nonresident, \$16;
- ~~(7)~~ (5) Nonresident three-consecutive-days fishing license, \$37; and
- ~~(8)~~ (6) Special paddlefish permit, \$25.

**Source:** 10 SDR 148, effective July 11, 1984; 14 SDR 40, effective September 23, 1987; 23 SDR 38, effective September 26, 1996; 23 SDR 87, effective December 3, 1996; 24 SDR 72, effective November 30, 1997; 25 SDR 43, effective September 28, 1998; 25 SDR 85, adopted December 24, 1998, effective January 1, 1999; 27 SDR 47, effective November 12, 2000; 30 SDR 99, effective December 22, 2003; 31 SDR 83, effective December 12, 2004; 35 SDR 184, effective February 2, 2009; 37 SDR 112, effective December 8, 2010; 40 SDR 113, effective December 16, 2013; 45 SDR 89, effective December 31, 2018.

**General Authority:** SDCL 41-2-18(18), 41-6-10(8)(23), 41-6-37.1.

**Law Implemented:** SDCL 41-2-18(18), 41-6-10(8)(23), 41-6-37.1.

**Cross-References:** Nursing home group fishing license fee, § 41:09:14:01; Application procedure for ~~free~~ reduced fee licenses based on total disability, § 41:09:12:06.

**CHAPTER 41:07:03**

**FISH LIMITS**

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Section

- 41:07:03:01 Inland waters.
- 41:07:03:02 South Dakota-Minnesota boundary waters.
- 41:07:03:02.01 South Dakota-Nebraska boundary waters.
- 41:07:03:02.02 South Dakota-Iowa boundary waters.
- 41:07:03:03 Daily, possession, and length limit restrictions on special management waters --  
Additional restrictions described.
- 41:07:03:04 Repealed.
- 41:07:03:05 Anglers restricted to one day's limit while on the water or actively fishing --  
Exception, possession limits allowed while ice fishing.
- 41:07:03:06 ~~Daily and possession limit for nonresident family fishing license~~ Repealed.

~~**41:07:03:06. Daily and possession limit for nonresident family fishing license.** The combined harvest for all family members fishing under a nonresident family fishing license may not exceed one daily limit and one possession limit as provided in this chapter~~ Repealed.

**Source:** 28 SDR 24, effective August 28, 2001; 38 SDR 116, effective January 10, 2012; 46 SDR 116, effective April 29, 2020.

**General Authority:** SDCL 41-2-18(1)(2), 41-6-37.1.

**Law Implemented:** SDCL 41-2-18(1)(2), 41-6-37.1.

**41:07:05:02. Paddlefish season in special management areas.** Any ~~resident~~ paddlefish angler ~~16~~ 18 years of age and older ~~and any nonresident paddlefish angler, except for a Nebraska resident paddlefish angler, regardless of age must~~ shall obtain and have in possession a valid South Dakota fishing license and a valid, nontransferable paddlefish permit and associated unlocked tag to take or attempt to take a paddlefish with a bow and arrow or take or attempt to take paddlefish

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or rough fish by snagging. A Nebraska resident possessing a South Dakota nonresident paddlefish permit is exempt from the South Dakota fishing license requirement if the Nebraska resident angler possesses a valid Nebraska fishing license or is legally exempt from compliance with Nebraska license or permit requirements. Any ~~resident~~ paddlefish angler under ~~16~~ 18 years of age shall have a valid paddlefish permit and associated unlocked tag in possession while shooting paddlefish with bow and arrow or snagging paddlefish or rough fish.

Each paddlefish caught and kept ~~shall~~ must have the tag immediately affixed to the fish and locked in the manner and place indicated in the instructions provided with the tag. Each paddlefish caught and not kept ~~shall~~ must be immediately returned, unharmed, to the water from which it was taken. All paddlefish anglers shall cast for and hook their own fish. No person may attempt to snag any fish after all paddlefish tags issued to the person have been locked.

(1) The snagging season for paddlefish and rough fish is open on the South Dakota-Nebraska boundary waters below Gavin's Point Dam and on the Big Sioux River from the I-29 bridge to the confluence of the Big Sioux River and the Missouri River from October 1 through October 31.

The snagging hours on the South Dakota-Nebraska Boundary waters and areas of the Big Sioux River open to paddlefish snagging are from 7:00 a.m. to 7:00 p.m. central time daily. Only a legal angler with a valid paddlefish permit and associated unlocked tag may snag paddlefish and rough fish during this season.

For the South Dakota-Nebraska boundary waters, the annual quota of 3,200 fish is allocated by a permit and tag issued by each state according to the following schedule: Nebraska - 1,600 permits; South Dakota - 1,550 resident and 50 nonresident permits. Permits and associated tags are available by lottery drawing after application. Any resident or nonresident permit remaining

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after the first lottery drawing is available on a first-come, first-served basis to any person not already holding a paddlefish permit, who ~~apply~~ applies. After September 1, a person may apply for a second permit. A person may obtain a maximum of two permits a year. In addition to the 1,600 permits available in South Dakota, a person may apply for Unit SPF-ZZ1 for a preference point only and no opportunity for issuance of a permit.

(2) Paddlefish may be taken from sunrise to sunset from June 1 through June 30, from the Missouri River below Gavin's Point Dam, with a bow and arrow.

Except as provided in this rule, ~~a resident~~ an archery paddlefish angler ~~46~~ 18 years of age and older ~~and any nonresident archery paddlefish angler regardless of age must~~ shall obtain and have ~~in their~~ possession of a valid South Dakota fishing license and a valid, nontransferable paddlefish permit and associated tag available from the licensing section of the department before participating in archery fishing for paddlefish. A Nebraska resident possessing a South Dakota nonresident archery paddlefish permit is exempt from the South Dakota fishing license requirement if the Nebraska resident angler possesses a valid Nebraska fishing license or is legally exempt from compliance with Nebraska license or permit requirements. ~~A resident~~ Any paddlefish angler under ~~46~~ 18 years of age ~~must~~ shall have a valid paddlefish permit and associated tag in possession while archery fishing paddlefish.

Two hundred fifty-five archery permits and associated tags are available to residents by lottery drawing after application. Individual paddlefish archery anglers may apply for a second permit and associated tag if any are available following the initial lottery drawing. Anglers may obtain a maximum of two archery paddlefish permits and associated tags each year. An additional eight percent of the permits available to residents may be issued to nonresidents by lottery drawing

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after application. In addition to the 255 permits available in this state, a person may apply for Unit APF-ZZ1 for a preference point only and no opportunity for issuance of a permit.

(3) Paddlefish and rough fish season is open on the waters of Lake Francis Case and the White River up to the Highway 47 bridge from May 1 through May 31. Paddlefish may be taken by snagging or bow and arrow.

The snagging and archery hours on the waters of Lake Francis Case and the White River up to the Highway 47 bridge are from 6:00 a.m. through 9:00 p.m., central time daily. Only a legal angler with a valid paddlefish permit and associated unlocked tag may shoot paddlefish with a bow and arrow or snag paddlefish and rough fish during this season.

For the waters of Lake Francis Case and the White River up to the Highway 47 bridge, the annual quota of 350 fish is allocated by a permit and tag. Permits and associated tags are available by lottery drawing after application. Any resident permit remaining after the first lottery drawing is available first-come, first-served to any applicant not already holding a paddlefish permit. After April 1, a person may apply for a second permit. A person may obtain a maximum of two permits a year. In addition to the 350 permits available in this state, a person may apply for Unit SFC-ZZ1 for a preference point only and no opportunity for issuance of a permit.

**Source:** SL 1975, ch 16, § 1; 3 SDR 40, effective January 1, 1977; 7 SDR 48, effective November 25, 1980; 8 SDR 58, effective November 30, 1981; 9 SDR 76, effective December 23, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 92, effective December 4, 1985; 13 SDR 68, effective December 11, 1986; 15 SDR 88, effective December 18, 1988; 18 SDR 98, effective December 12, 1991; 23 SDR 87, effective December 3, 1996; 24 SDR 72, effective November 30, 1997; 26 SDR 85, effective December 26, 1999; 28 SDR 178, effective July 1, 2002; 34 SDR 179, effective December 24, 2007; 36 SDR 112, effective January 11, 2010; 38

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SDR 116, effective January 10, 2012; 42 SDR 93, effective December 30, 2015; 43 SDR 89, effective December 29, 2016; (transferred from § 46:07:06:03.01) 45 SDR 89, effective December 31, 2018; 46 SDR 116, effective April 29, 2020.

**General Authority:** SDCL 41-2-18(2)(14)(15)(17).

**Law Implemented:** SDCL 41-2-18(2)(14)(15)(17).

**41:08:06:06. Hunting area limited.** A permittee may aerial hunt only in the counties permitted in the contract. A permittee may not aerial hunt upon or over any private land or any state or federal land, except as authorized by a department representative or as otherwise provided for in this chapter.

A permittee may aerial hunt upon or over land owned or managed by the Office of School and Public Lands, without prior authorization by a department representative except that such land is closed to aerial hunting for four consecutive days beginning three days prior to the opening day of any local prairie elk, antelope, or deer firearm hunting season, as provided in article 41:06. For purposes of this section, the phrase, deer firearm hunting season, does not include the mentored, youth, or apprentice deer season, as provided for in ~~chapter 41:06:44~~ article 41:06 or seasons restricted to the use of muzzleloading rifles, as provided for in chapters 41:06:36 and 41:06:45. A landowner pilot who has obtained a permit from the department may aerial hunt land the pilot owns or leases, including land leased from the Office of School and Public Lands, and up to four miles onto any contiguous private land or land leased from the Office of School and Public Lands, with written permission of the respective owner or lessee of the contiguous land. No contact with the department for authorization is necessary.

**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; 25 SDR 59, effective

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October 26, 1998; 28 SDR 166, effective June 4, 2002; 30 SDR 189, effective June 7, 2004; 47 SDR 27, effective September 15, 2020.

**General Authority:** SDCL 41-2-18(2)(14), 41-8-39.1.

**Law Implemented:** SDCL 40-36-9, 41-2-18(2)(14), 41-8-39.1, 41-8-39.2.

**41:09:11:07. Cervid carcass disposal.** A taxidermist shall dispose of all remaining cervid carcass parts ~~obtained from outside this state~~ through a waste management provider or a permitted landfill. ~~A taxidermist shall dispose of remaining cervid carcass parts obtained from a known chronic wasting disease endemic area within this state through a waste management provider or permitted landfill. The provisions of this section are effective July 1, 2020.~~

**Source:** 46 SDR 74, effective December 2, 2019.

**General Authority:** SDCL 41-2-18(1)(2)(24), 41-6-33.

**Law Implemented:** SDCL 41-2-18(1)(2), 41-6-33.