

CHAPTER 41:03:03

PARK LICENSE AND TRAIL USE PASS

Section

- 41:03:03:01 Repealed.
- 41:03:03:02 Display of park entrance license.
- 41:03:03:03 Park entrance license required for admission to state parks and certain recreation areas and lakeside use areas.
- 41:03:03:03.01 Park entrance license exemptions.
- 41:03:03:03.02 Open house park entrance license exemption, Repealed.
- 41:03:03:03.03 Repealed.
- 41:03:03:04 Time limits on daily license.
- 41:03:03:05 Limitations on half-price annual park entrance license, Repealed.
- 41:03:03:06 Park entrance license fees.
- 41:03:03:06.01 Annual park entrance license and annual trail use pass validity and expiration date.
- 41:03:03:07 Repealed.
- 41:03:03:08 Fees for special events.

41:03:03:05. Limitations on half-price annual park entrance license. ~~Purchases of the annual park entrance license at full price and the first half price license may be made at any designated license vendor without submitting vehicle registration certificates. All half price annual park entrance licenses purchased must be affixed to vehicles owned by and registered in the name of the same person as the purchaser of the full price annual park entrance license.~~

~~—— An owner of two or more vehicles may buy the first half-price park entrance license by submitting the receipt from the purchase of the full-price park entrance license to a designated license vendor.~~

~~—— An owner of more than two vehicles may buy the second half-price park entrance license and any subsequent half-price licenses at department offices by submitting copies of valid vehicle registration certificates for the owner's first two vehicles, whether or not park entrance licenses have already been purchased for them, and for the additional vehicles for which the owner wishes to buy half-price park entrance licenses. If park entrance licenses have already been purchased for the first two vehicles, the serial numbers of the park entrance licenses must accompany the applicable vehicle registrations Repealed.~~

Source: 10 SDR 120, effective May 16, 1984; 17 SDR 188, effective July 1, 1991; 46 SDR 74, effective December 2, 2019.

~~—— **General Authority:** SDCL 41-17-13.~~

~~—— **Law Implemented:** SDCL 41-17-13.~~

41:03:03:06. Park entrance license fees. Park entrance license fees are as follows:

(1) The fee for an annual park entrance license is ~~\$36 for the first vehicle~~ thirty-six dollars and ~~\$18 for each additional vehicle registered to the same owner;~~

(2) The fee for two annual park entrance licenses, if purchased together, is fifty-four dollars;

(3) The fee for a transferable annual park entrance license is~~\$80~~ eighty dollars;

~~(3)(4)~~ (4) The temporary park entrance license fee at Custer State Park is ~~\$20~~ twenty dollars for a vehicle or a motorcycle, and is valid for seven consecutive days from the date of purchase in any state park or recreation area;

~~(4)(5)~~ (5) Except at Custer State Park, the daily park entrance license fee is ~~\$8~~ eight dollars per vehicle;

~~(5)(6)~~ (6) For a vehicle that does not have a valid park entrance license displayed as required in § 41:03:03:02, the operator or the registered owner of the vehicle shall pay ~~\$15~~ fifteen dollars for a daily park entrance license for each day the vehicle is in the park, except at Custer State Park where the fee is ~~\$20~~ twenty dollars. The operator or registered owner may apply the entire amount of the cost of the daily park entrance license ~~towards~~ toward the purchase of an annual park entrance license;

~~(6)(7)~~ (7) In lieu of the annual, daily, or temporary park entrance license fee, each person, except the driver and step-on guide, occupying a commercial motorcoach with a seating capacity of eight people or more in any state park or recreation area ~~shall,~~ must pay a park entrance license fee of ~~\$3~~ three dollars per person per day; and

~~(7)(8)~~ (8) Any group or organization that hosts a private, one-day event at any state park or recreation area may pay, in lieu of any other park entrance license fee, a special one-day events park entrance license fee of ~~\$50~~ fifty dollars for each increment of ~~50~~ fifty attendees, or any portion

~~of attendees thereof.~~ The ~~total~~ fee is payable in advance and no partial refunds may be given. The fee does not extend overnight. One-day events must have written consent of the park manager at least ~~15~~ fifteen days prior to the event. Organized or hosted special one-day events ~~include~~ are limited to weddings, wedding receptions, meetings, class or family reunions, corporate or organizational picnics, and banquets. ~~Competitive events are not eligible for a one-day events permit.~~

Source: 10 SDR 120, effective May 16, 1984; 11 SDR 69, effective November 21, 1984; 12 SDR 151, effective March 16, 1986; 13 SDR 128, effective March 22, 1987; 15 SDR 139, effective March 20, 1989; 16 SDR 114, effective January 18, 1990; 16 SDR 135, effective February 18, 1990; 17 SDR 78, effective December 10, 1990; 17 SDR 170, effective May 14, 1991; 18 SDR 223, effective July 13, 1992; 19 SDR 82, effective December 7, 1992; 20 SDR 87, effective December 13, 1993; 20 SDR 150, effective March 23, 1994; 21 SDR 86, effective November 10, 1994, and May 1, 1995; 22 SDR 89, effective December 26, 1995; 25 SDR 108, effective February 28, 1999; 26 SDR 85, effective December 26, 1999; subdivision (5), adopted December 26, 1999, effective May 1, 2000; 26 SDR 162, effective June 14, 2000; 27 SDR 85, effective February 26, 2001; 28 SDR 103, effective January 30, 2002; 29 SDR 147, effective May 6, 2003; 30 SDR 99, effective December 22, 2003; 32 SDR 31, effective August 29, 2005; 33 SDR 225, effective June 25, 2007; 34 SDR 179, effective December 24, 2007; 35 SDR 184, effective February 2, 2009; 36 SDR 112, effective January 11, 2010; 37 SDR 112, effective December 8, 2010; 38 SDR 213, effective June 19, 2012; 39 SDR 100, effective December 3, 2012; 42 SDR 97, effective January 5, 2016; 44 SDR 93, effective December 4, 2017; 46 SDR 74, effective December 2, 2019.

General Authority: SDCL 41-17-13.

Law Implemented: SDCL 41-17-13.

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"~~ "buck antelope" license.

Source:47 SDR 137, effective June 29, 2021.

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

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

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, ~~one "doe-fawn antelope" license,~~ one fall "any turkey" license, and one spring "male turkey" license, for a designated mentored ~~youth child,~~ youth child, as provided in SDCL 41-6-81. ~~Mentored antelope licenses are valid in any open firearm hunting unit west of the Missouri River on private land only~~ The hunting of antelope by a mentored child is not currently permitted. No ~~youth child~~ 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; 47 SDR 137, effective June 29, 2021; 49 SDR 9, effective August 8, 2022.

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.

41:06:04:17. Minimum air gun specifications. No person may hunt species listed in SDCL 41-8-31(1A) with an air gun that is factory-rated to produce a muzzle velocity of less than ~~1,000~~ six hundred feet per second. Only hunting pellets are permitted.

Source: 38 SDR 8, effective August 3, 2011.

General Authority: SDCL 41-2-18(2)(14), 41-8-31(1A).

Law Implemented: SDCL 41-2-18(2)(14), 41-8-31(1A).

41:06:14:02.01. Prairie units. The following is a description of the open prairie units for the fall wild turkey hunting season:

(1) Unit PFT-01A: Minnehaha County. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(2) Unit PFT-02A: that portion of Pennington County east of the Cheyenne River;

(3) Unit PFT-06A: ~~that portion of~~ Brookings County ~~east of Interstate 29~~. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(4) Unit PFT-07A: Yankton County;

(5) Unit PFT-08A: Davison and Hanson Counties. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(6) Unit PFT-10A: Aurora and Douglas Counties;

~~(6)~~ (7) Unit PFT-12A: Bon Homme County;

~~(7)~~ (8) Unit PFT-13A: Brule and Buffalo Counties;

~~(8)~~ (9) Unit PFT-15A: Butte County and that portion of Lawrence County north of Interstate 90;

~~(9)~~ (10) Unit PFT-17A: Charles Mix County, excluding Lake Andes National Wildlife Refuge, and Douglas County;

~~(10)~~ Unit PFT-18A: Aurora and Douglas Counties;

(11) Unit PFT-19A: Clay County;

(12) Unit PFT-21A: that portion of Custer County east of State Highway 79 and that portion of Pennington County south of Interstate 90 between State Highway 79 and the Cheyenne River;

(13) Unit PFT-23A: Deuel County. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

- (14) Unit PFT-24A: Dewey and Ziebach Counties;
- (15) Unit PFT-27A: that portion of Fall River County not included in Unit BFT-BH1;
- (16) Unit PFT-29A: Grant County;
- (17) Unit PFT-30A: Gregory County;
- (18) Unit PFT-31A: Haakon County;
- (19) Unit PFT-35A: Harding County;
- (20) Unit PFT-36A: Hughes County, excluding Farm Island Recreation Area, LaFramboise Island Nature Area, and department land from the Pierre city limits to Farm Island Recreation Area;
- (21) Unit PFT-37A: Hutchinson County. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;
- (22) Unit PFT-39A: Jackson County;
- (23) Unit PFT-40A: Jerauld County;
- (24) Unit PFT-41A: Jones County;
- (25) Unit PFT-44A: Lincoln County;
- (26) Unit PFT-45A: Lyman County;
- (27) Unit PFT-48A: those portions of Marshall County south and east of State Highway 25 and north of State Highway 10 and Roberts County. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;
- (28) Unit PFT-49A: those portions of Meade County not included in Units BFT-BH1 and PFT-53A, and that portion of Pennington County north of Interstate 90, west of the Cheyenne River;
- (29) Unit PFT-50A: Mellette County;

(30) Unit PFT-52A: Moody County. A person may use only a shotgun with shotshells, a muzzleloading shotgun, or a bow and arrow;

(31) Unit PFT-53A: Perkins County and that portion of Meade County north of U.S. Highway 212;

(32) Unit PFT-58A: Stanley County;

~~(32)~~ (33) Unit PFT-60A: Tripp County;

~~(33)~~ (34) Unit PFT-61A: Turner County;

~~(34)~~ (35) Unit PFT-62A: Union County; and

~~(35)~~ (36) Unit PFT-67A: Todd County.

Source: 15 SDR 3, effective July 21, 1988; 16 SDR 32, effective August 20, 1989; 17 SDR 23, effective August 16, 1990; 18 SDR 33, effective August 19, 1991; 19 SDR 17, effective August 12, 1992; 20 SDR 13, effective August 8, 1993; 21 SDR 14, effective August 3, 1994; 22 SDR 188, effective July 10, 1996; 23 SDR 220, effective June 26, 1997; 26 SDR 9, effective August 1, 1999; 27 SDR 13, effective August 27, 2000; 28 SDR 24, effective August 28, 2001; 29 SDR 29, effective August 26, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 189, effective June 7, 2004; 31 SDR 213, effective July 4, 2005; 33 SDR 1, effective July 18, 2006; 34 SDR 67, effective September 10, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 21, effective August 18, 2009; 37 SDR 18, effective August 16, 2010; 38 SDR 8, effective August 3, 2011; 39 SDR 10, effective August 1, 2012; 40 SDR 14, effective July 29, 2013; 41 SDR 34, effective September 2, 2014; 42 SDR 14, effective August 10, 2015; 43 SDR 31, effective September 14, 2016; 45 SDR 30, effective September 10, 2018; 46 SDR 116, effective April 29, 2020; 47 SDR 27, effective September 15, 2020; 49 SDR 9, effective August 8, 2022.

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

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

41:06:23:01. Antelope hunting season established -- Number and type of licenses. The antelope hunting season is open from one-half hour before sunrise to one-half hour after sunset ~~each day,~~ for ~~16~~ sixteen consecutive days, beginning on the Saturday closest to October ~~4~~ first, unless prohibited in the unit descriptions in §§ 41:06:23:02. No more than ~~8,000~~ eight thousand one-tag antelope licenses, no more than ~~3,000~~ three thousand two-tag antelope licenses, and no more than ~~50~~ fifty "special antelope" licenses may be issued to residents for the antelope hunting season. No more than ~~50~~ fifty "special antelope" licenses may be issued to nonresidents for the antelope hunting season. If a person applies for a "special antelope" license, the person may not apply for another antelope license until the ~~third~~ second lottery drawing. A successful "special antelope" applicant may not apply for a leftover "special antelope" license.

Source: SL 1975, ch 16, § 1; 4 SDR 10, effective August 25, 1977; 6 SDR 14, effective August 23, 1979; 9 SDR 30, effective September 13, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 16 SDR 44, effective September 13, 1989; 24 SDR 23, effective August 31, 1997; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 36 SDR 215, effective July 1, 2010; 38 SDR 40, effective September 21, 2011; 43 SDR 31, effective September 14, 2016; 44 SDR 51, effective September 26, 2017; 46 SDR 30, effective September 9, 2019; 46 SDR 116, effective April 29, 2020; 48 SDR 14, effective August 22, 2021; 49 SDR 9, effective August 8, 2022.

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

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

Cross-References:

Resident big game license ~~required--Privileges and fee--Violation as misdemeanor~~, SDCL 41-6-19.

Nonresident big game license ~~required~~ Privileges and fee Violation as misdemeanor,
SDCL 41-6-20.

41:06:23:02. Open units -- Exceptions. The following is a description of the open units for the antelope hunting season:

- (1) Unit PRA-02A: that portion of Pennington County east of the Cheyenne River;
- (2) Unit PRA-11A: Bennett and Oglala Lakota Counties;
- (3) Unit PRA-15A: that portion of Butte County enclosed by a line beginning at the junction of the Harding-Butte County line and the South Dakota-Montana state line; then east on the county line to U.S. Highway 85; then south on U.S. Highway 85 to the junction of U.S. Highway 212; then west on U.S. Highway 212 to the South Dakota-Wyoming line; then north on the state line to the Harding-Butte county line, the point of beginning;
- (4) Unit PRA-15B: that portion of Butte County not included in Unit PRA-15A and Lawrence County north of ~~the Black Hills National Forest boundary~~ Interstate 90;
- (5) Unit PRA-20A: Corson County;
- (6) Unit PRA-21A: that portion of Custer County east of U.S. Highway 385 and the eastern boundaries of Wind Cave National Park and Custer State Park and that portion of Pennington County south of Interstate 90, east of the eastern boundary of the Black Hills National Forest ~~boundary~~, and east of U.S. Highway 16;
- (7) Unit PRA-22A: those portions of Brown, Clark, Day, and Spink Counties east of State Highway 37, south of U.S. Highway 12, west of State Highway 25, and north of U.S. Highway 212;
- (8) Unit PRA-24A: Dewey County;
- (9) Unit PRA-27A: Fall River County and that portion of Custer County south of U.S. Highway 16 and west of U.S. Highway 385;
- (10) Unit PRA-31A: Haakon County;

- (11) Unit PRA-35A: that portion of Harding County west of U.S. Highway 85;
- (12) Unit PRA-35B: that portion of Harding County east of U.S. Highway 85;
- (13) Unit PRA-36A: Hughes County;
- (14) Unit PRA-38A: Buffalo, Hand, and Hyde Counties;
- (15) Unit PRA-39A: Jackson County;
- (16) Unit PRA-41A: Jones County, excluding that portion described in PRA-45B;
- (17) Unit PRA-45A: Lyman County, except for United States Corps of Engineers land, and excluding that area described in Unit PRA-45B;
- (18) Unit PRA-45B: those portions of Lyman, Stanley, and Jones Counties enclosed by a line beginning at the northwest corner of the Lower Brule Indian Reservation, then west ~~18~~ eighteen miles, then south ~~20~~ twenty miles, then east ~~19~~ nineteen miles, then north ~~1 1/2~~ one and one-half miles to the southwest corner of the ~~Lower Brule Indian Reservation~~ reservation, then northerly along the reservation boundary to the northwest corner of the reservation, the point of beginning;
- (19) Unit PRA-48A: that portion of Marshall County north of State Highway 10;
- (20) Unit PRA-49A: that portion of Meade County north of State Highway 34 and south of U.S. Highway 212;
- (21) Unit PRA-49B: that portion of Meade County east of Interstate 90 and south of State Highway 34 and that portion of Pennington County east and north of Interstate 90 and west of the Cheyenne River;
- (22) Unit PRA-50A: Mellette and Todd Counties;
- (23) Unit PRA-53A: that portion of Perkins County north of State Highway 20;
- (24) Unit PRA-53B: that portion of Perkins County south of State Highway 20 and that portion of Meade County north of U.S. Highway 212;

- (25) Unit PRA-58A: Stanley County, excluding that portion described in PRA-45B;
- (26) Unit PRA-59A: Sully County;
- (27) Unit PRA-60A: Tripp County;
- (28) Unit PRA-63A: Campbell, Potter, and Walworth Counties;
- (29) Unit PRA-64A: Ziebach County; and
- (30) Unit PRA-PR: Private property not leased by the Department of Game, Fish and Parks for public hunting in any open unit identified in this section for the use of a special antelope license.

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

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

25, 2003; 31 SDR 21, effective August 23, 2004; 32 SDR 31, effective August 29, 2005; 33 SDR 43, effective September 18, 2006; 34 SDR 49, effective August 22, 2007; 35 SDR 47, effective September 8, 2008; 36 SDR 39, effective September 23, 2009; 36 SDR 215, effective July 1, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 40, effective September 21, 2011; 39 SDR 10, effective August 1, 2012; 39 SDR 32, effective September 5, 2012; 40 SDR 29, effective August 20, 2013; 41 SDR 34, effective September 2, 2014; SL 2015, ch 56, § 1, effective May 1, 2015; 42 SDR 14, effective August 10, 2015; 43 SDR 31, effective September 14, 2016; 46 SDR 30, effective September 9, 2019; 46 SDR 116, effective April 29, 2020; 48 SDR 14, effective August 22, 2021; 49 SDR 9, effective August 8, 2022.

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

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

41:06:24:01. Archery antelope hunting season established -- Open area -- Number and type of licenses available. The archery antelope hunting season is open in those areas of the state with a firearm antelope season ~~and in the portions of Custer and Pennington counties within the Black Hills Fire Protection District with access permits~~ from one-half hour before sunrise to one-half hour after sunset each day beginning on the third Saturday of August through October thirty-first, except during the firearm antelope season. Archery antelope hunting is closed in Custer State Park. Hunting is open in PRA-45B as described in § 41:06:23:02 during the archery antelope hunting season for residents with an access permit.

The department may issue:

- (1) An unlimited number of resident one-tag antelope licenses, valid on public and private land;
- (2) An unlimited number of nonresident one-tag archery antelope licenses, valid on private land not leased by the department for public hunting; and
- (3) No more than four hundred and fifty nonresident one-tag archery antelope licenses, valid on public and private land; and
- (4) Access permits by lottery drawing.

Source: SL 1975, ch 16, § 1; 1 SDR 78, effective June 19, 1975; 2 SDR 74, effective May 18, 1976; 6 SDR 129, effective July 13, 1980; 8 SDR 162, effective June 10, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 156, effective May 27, 1985; 13 SDR 192, effective June 22, 1987; 14 SDR 164, effective June 16, 1988; 15 SDR 193, effective June 20, 1989; 24 SDR 156, effective May 17, 1998; 29 SDR 160, effective June 3, 2003; 31 SDR 191, effective June 7, 2005; 32 SDR 225, effective July 3, 2006; 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;

46 SDR 30, effective September 9, 2019; 46 SDR 116, effective April 29, 2020; 49 SDR 9, effective August 8, 2022; 49 SDR 89, effective May 1, 2023.

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

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