

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"~~ single-tag deer license or one two-tag ~~"any deer"~~ and ~~"any antlerless deer"~~ deer license. For the antelope firearm hunting season, a qualifying landowner or owner-operator may purchase one ~~"buck antelope"~~ single-tag antelope license. For the prairie elk hunting season ~~units~~ as described in subdivision 41:06:01:15(4), a qualifying landowner or lessee may purchase one ~~"antlerless elk"~~ single-tag elk license.

Source: 47 SDR 137, effective June 29, 2021; 51 SDR 13, effective August 14, 2024; 51 SDR 123, effective May 26, 2025.

General Authority: SDCL 41-6-19.3, 41-6-19.4, 41-6-19.9.

Law Implemented: SDCL 41-6-19.3, 41-6-19.4, 41-6-19.9.

41:06:01:09. Application for unsold big game licenses -- Future eligibility. In antelope and turkey season units, where resident and nonresident licenses are limited in number and licenses remain unsold after a ~~second~~ first lottery drawing, a person may apply for one leftover license in that season if the person does not possess a license for that season. After the ~~third~~ second lottery drawing, resident and nonresident licenses are pooled and a person may apply for an unlimited number of leftover licenses on a first-come, first-served basis. ~~Nonresidents are not eligible for East River spring turkey or East River fall turkey licenses except for licenses unsold after the second lottery drawing. The purchase of an antelope or turkey license under this section does not affect the eligibility of the applicant in future lottery drawings.~~

In turkey season units, where resident and nonresident licenses are limited in number and licenses remain unsold after a first lottery drawing, a person may apply for one leftover license in that season if the person does not possess a license for that season. After the second lottery drawing, resident and nonresident licenses are pooled and a person may apply for one leftover license in that season. After the third lottery drawing, a person may apply for an unlimited number of leftover licenses on a first-come, first-served basis. Nonresidents are not eligible for East River spring turkey or East River fall turkey licenses except for licenses unsold after the second lottery drawing.

A person who possesses two licenses for any of the Black Hills, East River, West River, refuge, Custer State Park, or muzzleloader deer hunting seasons may not apply for a license in the second combined lottery drawing for these seasons. A person who possesses one license may apply for one additional license ~~for a season if the person does not possess a license for that season~~ for a different season. A resident may submit one application for each season in the third

lottery drawing if the resident does not possess a license for that season. In the fourth lottery drawing, a resident may submit no more than five applications.

———In the third and fourth lottery drawings, a nonresident who does not possess a license may submit two applications for a season and a nonresident who possesses one license may submit one application for a different season ~~if the nonresident does not possess a license for that season.~~ After the fourth lottery drawing, a person may obtain an unlimited number of licenses from a pool of remaining resident and nonresident licenses.

If licenses remain unsold after the initial lottery drawing for the Black Hills elk hunting season, the prairie elk hunting season, and the archery elk hunting season, a person who does not already have an elk license may apply for a license in a second or subsequent lottery drawing if the person submits the nonrefundable application fee and the applicable license fee with the application. The purchase and receipt of a first-choice elk license during the first lottery drawing counts as a successful application and affects eligibility in future first lottery drawings for the same season as provided in subdivision 41:06:01:15(2).

The purchase and receipt of an elk license in the second lottery drawing by the use of preference points is a successful application and affects eligibility in future lottery drawings for ~~these seasons~~ the same season as provided in subdivision 41:06:01:15(2). The purchase and receipt of an elk license in the second lottery drawing without the use of preference points, or the purchase and receipt of an elk license in subsequent drawings, does not affect eligibility or preference in future lottery drawings for ~~these seasons~~ the same season.

Source: 4 SDR 88, effective June 27, 1978; 6 SDR 94, effective March 26, 1980; 9 SDR 14, effective August 8, 1982; 9 SDR 171, effective July 13, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 14, effective August 6, 1985; 14 SDR 14, effective August 6,

1987; 15 SDR 210, effective July 10, 1989; 17 SDR 34, effective September 6, 1990; 18 SDR 4, effective July 18, 1991; 22 SDR 188, effective July 10, 1996; 27 SDR 111, effective May 8, 2001; 28 SDR 166, effective June 4, 2002; 29 SDR 160, effective June 3, 2003; 30 SDR 21, effective August 25, 2003; 31 SDR 191, effective June 7, 2005; 33 SDR 1, effective July 18, 2006; 33 SDR 212, effective June 4, 2007; 35 SDR 47, effective September 8, 2008; 40 SDR 223, effective June 23, 2014; 42 SDR 146, effective May 5, 2016; 45 SDR 124, effective April 17, 2019; 50 SDR 62, effective November 27, 2023.

General Authority: SDCL 41-2-18(1)(2)(12), 41-6-21.

Law Implemented: SDCL 41-2-18(1)(2)(12), 41-6-21, 41-6-62.

Cross-References:

~~Hunting license fees, § 41:06:02:03.~~

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

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

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

Definitions, § 41:06:00.01:02.

Hunting license fees, § 41:06:02:03.

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.
- 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 license -- Restrictions.
- 41:06:01:12.01 Mentored youth hunting seasons--Restrictions.
- 41:06:01:13 Designation of areas where free antlerless deer licenses can be used by farmers and ranchers -- Requirements and restrictions.

- 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.

41:06:01:13. Designation of areas where free antlerless deer licenses can be used by farmers and ranchers -- Requirements and restrictions. 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 hunter, youth, archery, and muzzleloading deer hunting units. Antlerless whitetail deer licenses ~~will~~ must be available to qualifying applicants in hunting units that offer a ~~deer license with multiple tags for antlerless deer~~ an antlerless deer license 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 under this section.

Source: 38 SDR 8, effective August 3, 2011; 43 SDR 9, effective August 1, 2016; 44 SDR 184, effective June 25, 2018; 47 SDR 137, effective June 29, 2021.

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

Law Implemented: SDCL 41-2-18(1)(2)(17), 41-6-19.8.

Cross-References:

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

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

Archery deer hunting season, chapter 41:06:22.

Apprentice hunter deer season, chapter 41:06:44.

General muzzleloading deer hunting season, chapter 41:06:45.

Youth Deer Hunting Season, chapter 41:06:63.

41:06:01:15. Elk application requirements. The following requirements and restrictions apply to all license applications for elk seasons:

- (1) Only a resident of the state may apply for a license;
- (2) Except for a qualifying landowner-operator applicant described in subdivisions (3) and (4), and except as provided in § 41:06:01:09, a person who received an elk hunting license for this season in the first lottery drawing or the second drawing by using preference points in any of the nine preceding years may not apply for a license under this chapter for the next nine years;~~and~~
- (3) Fifty percent of the licenses are available to persons who operate or live as an owner or tenant on agricultural, timber, or grazing lands pursuant to SDCL 41-6-21. To qualify as a landowner-operator applicant, the person must own or lease a minimum of two hundred forty acres of land within an elk unit that has had at least five hundred days of elk use since the last day of the previous application period. A day of elk use is any day an elk feeds or waters on private land. Any qualifying landowner or operator's grandparent, parent, spouse, child, child's spouse, or grandchild who lives on the ranch unit or in the closest community and has an active role in the ranch operation also qualifies. Only one qualifying applicant per ranch unit per year may apply for a landowner-operator preference elk license in the first draw. For purposes of this subdivision, a ranch unit means all private property owned or leased for agricultural, timber, or grazing purposes by written agreement by a qualifying landowner in the state. A ranch unit may not be subdivided for the purpose of qualifying for more than one landowner-operator preference; and
- (4) A person is eligible for a landowner-on-own-land license, pursuant to SDCL 41-6-19.9, by owning or leasing a minimum of two hundred forty acres of land within any ~~of the following~~ open prairie elk hunting season ~~units~~ unit, as described in chapter 41:06:59: ~~PRE-09A, PRE-11D,~~

~~PRE 11E, PRE 27A, PRE 35A, PRE 35B, and PRE WRA.~~ Any qualifying landowner's grandparent, parent, spouse, child, child's spouse, or grandchild who lives on the ranch unit or in the closest community and has an active role in the ranch operation also qualifies. Only one qualifying applicant per ranch unit per year may purchase the license. A qualifying applicant for a ranch unit may not purchase the license if any qualifying member of the ranch unit holds an elk license obtained using landowner-operator preference, as provided in subdivision (3), in the prairie elk hunting season. For purposes of this subdivision, a ranch unit means all private property owned or leased for agricultural purposes by written agreement by an individual qualifying landowner in the state. A ranch unit may not be subdivided for the purpose of qualifying for more than one landowner-on-own-land elk license. The elk may be harvested only on land that is owned or leased by the qualifying landowner within the designated open prairie elk hunting season unit.

Source: 39 SDR 10, effective August 1, 2012; 42 SDR 146, effective May 5, 2016; 46 SDR 116, effective April 29, 2020; 51 SDR 13, effective August 14, 2024; 51 SDR 123, effective May 26, 2025.

General Authority: SDCL 41-2-18(12)(~~13~~), 41-6-19.9, ~~41-6-21~~.

Law Implemented: SDCL 41-2-18(12)(~~13~~), 41-6-19.9, 41-6-21.

41:06:16:07. Goose hunting season, conservation order, and August management take established -- Shooting hours -- Exceptions -- Open units -- Closed areas. The light goose hunting season is open statewide for one hundred and five consecutive days beginning on the last Saturday of September. A conservation order is open statewide from the day after Unit 2 dark goose season ends to May fifteenth. Only light geese, as defined in § 41:06:16:06.01, may be taken during a conservation order.

As used in this article, a conservation order is as described in 50 C.F.R. § 21.180 (February 7, 2022).

Additionally, an August Management Take for Canada geese is open to South Dakota residents beginning on the third Saturday of August through August thirty-first in Meade County south of South Dakota Highway 34, Pennington County west of the Cheyenne River, and the counties of ~~Brown~~, Clark, Codington, Day, Deuel, ~~Edmunds~~, ~~Faulk~~, Hamlin, Grant, Marshall, ~~McPherson~~, and ~~Roberts~~, and ~~Spink~~.

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

The dark goose season is open statewide as provided for in this section:

(1) Unit 1: the counties of Aurora, Beadle, Brookings, Brown, Butte, Campbell, Clark, Codington, Corson, Davison, Day, Deuel, Douglas, Edmunds, Faulk, Grant, Haakon, Hamlin, Hand, Hanson, Harding, Hutchinson, Jackson, Jerauld, Jones, Kingsbury, Lake, McCook, McPherson, Marshall, Meade, Mellette, Moody, Miner, Oglala Lakota, Roberts, Sanborn, Spink, Todd, Turner, Walworth, and Ziebach; that portion of Dewey County north of Bureau of Indian Affairs Road 8, Bureau of Indian Affairs Road 9, and the section of U.S. Highway 212 east of the Bureau of Indian Affairs Road 8 junction; that portion of Potter County east of U.S. Highway 83;

that portion of Sully County east of U.S. Highway 83; portions of Hyde, Buffalo, Brule, Charles Mix, and Bon Homme counties north and east of a line beginning at the Hughes-Hyde county line on State Highway 34, then running east to Lees Boulevard, then southeast to the State Highway 34, then east seven miles to 350th Avenue, south to Interstate 90 on 350th Avenue, then south and east on State Highway 50 to Geddes, east on 285th Street to U.S. Highway 281, and then north on U.S. Highway 281 to the Charles Mix-Douglas county boundary; the portion of Bon Homme County north of State Highway 50, the portions of Yankton and Clay counties north of a line beginning on County Highway 585 (306th Street), then running to U.S. Highway 81, then north on U.S. Highway 81 to 303rd Street, then east on 303rd Street to 444th Avenue, then south on 444th Avenue to 305th Street, then east on Bluff Road (305th Street) to County Highway 19, then south to State Highway 50, and then east to the Clay/Union County line; the portion of Perkins County west of State Highway 75 and south of State Highway 20; that portion of Lincoln County west of State Highway 17 and south of County Highway 116 (Klondike Road); and the portion of Minnehaha County north of a line beginning at the junction of the South Dakota-Minnesota state line and County Highway 122 (254th Street) then running west to its junction with County Highway 149 (464th Avenue), the portion west of County Highway 149 (464th Avenue) to Hartford, the portion west of County Highway 151 (463rd Avenue) to State Highway 42, the portion south of State Highway 42 to State Highway 17, and the portion west of State Highway 17 to the Minnehaha-Lincoln county boundary. The season is open for one hundred and seven consecutive days, less the number of days set aside for the early fall Canada goose season established in chapter 41:06:50; and

(2) Unit 2: those portions of the state not described in Unit 1. The season is open for one hundred and five consecutive days preceding and including the Sunday closest to February fifteenth.

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

Source: 1 SDR 26, effective September 11, 1974; 2 SDR 18, effective September 16, 1975; 3 SDR 22, effective September 23, 1976; 4 SDR 15, effective September 15, 1977; 5 SDR 19, effective September 14, 1978; 6 SDR 31, effective October 2, 1979; 7 SDR 31, effective October 8, 1980; 8 SDR 31, effective September 30, 1981; 9 SDR 37, effective September 28, 1982; 10 SDR 23, effective September 22, 1983; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 41, effective September 25, 1984; 12 SDR 50, effective October 1, 1985; 13 SDR 37, effective October 7, 1986; 14 SDR 57, effective October 21, 1987; 15 SDR 50, effective October 6, 1988; 16 SDR 44, effective September 13, 1989; 16 SDR 64, effective October 10, 1989; 17 SDR 51, effective October 10, 1990; 18 SDR 61, effective October 8, 1991; 19 SDR 48, effective October 7, 1992; 20 SDR 45, effective October 4, 1993; 21 SDR 56, effective September 29, 1994; 22 SDR 46, effective October 8, 1995; 23 SDR 38, effective September 26, 1996; 23 SDR 125, effective February 11, 1997; 24 SDR 44, effective October 14, 1997; 25 SDR 43, effective September 28, 1998; 25 SDR 108, effective February 28, 1999; 25 SDR 157, effective June 24, 1999; 26 SDR 41, effective September 28, 1999; 26 SDR 117, effective March 16, 2000; 26 SDR 174, effective July 4, 2000; 27 SDR 18, effective September 12, 2000; 27 SDR 101, effective April 18, 2001; 28 SDR 44, effective October 3, 2001; 28 SDR 48, effective October 10, 2001; 29 SDR 29, effective September 8, 2002; 31 SDR 39, effective September 23,

2004; 31 SDR 115, effective February 14, 2005; 32 SDR 45, effective September 20, 2005; 33 SDR 43, effective September 18, 2006; 33 SDR 107, effective December 27, 2006; 34 SDR 67, effective September 10, 2007; 35 SDR 47, effective September 8, 2008; 35 SDR 184, effective February 2, 2009; 36 SDR 39, effective September 23, 2009; 36 SDR 112, January 11, 2010, 36 SDR 215, effective July 1, 2010; 37 SDR 18, effective August 16, 2010; 38 SDR 8, effective August 3, 2011; 39 SDR 10, effective August 1, 2012; 39 SDR 33, effective September 5, 2012; 40 SDR 14, effective July 29, 2013; 40 SDR 29, effective August 20, 2013; 40 SDR 39, effective September 9, 2013; 41 SDR 7, effective July 30, 2014; 41 SDR 34, effective September 2, 2014; SL 2015, ch 56, § 1, effective May 1, 2015; 42 SDR 14, effective August 10, 2015; 42 SDR 31, effective September 8, 2015; 42 SDR 97, effective January 5, 2016; 42 SDR 146, effective May 5, 2016; 43 SDR 146, effective May 22, 2017; 44 SDR 151, effective April 30, 2018; 45 SDR 89, effective December 31, 2018; 47 SDR 110, effective April 29, 2021; 50 SDR 129, effective May 15, 2024; 51 SDR 123, effective May 26, 2025.

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

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

41:06:16:09. Bag and possession limits on geese. The daily bag limit in Unit 1, as described in subdivision 41:06:16:07(1), during the goose hunting season may include no more than fifty light geese, eight geese that may be a combination of Canada geese and black brant, and three white-fronted geese. The daily bag limit in Unit 2, as described in subdivision 41:06:16:07(2), during the goose hunting season may include no more than fifty light geese, four geese that may be a combination of Canada geese and black brant, and three white-fronted geese. The possession limit is three times the daily bag limit, except there is no possession limit for light geese.

There is no daily bag or possession limit for light geese taken during a conservation order.

During the August Management Take, the daily bag limit is ~~fifteen~~ eight Canada geese. There is no possession limit for Canada geese during the August Management Take.

Source: 1 SDR 26, effective September 11, 1974; 2 SDR 18, effective September 16, 1975; 3 SDR 22, effective September 27, 1976; 4 SDR 15, effective September 15, 1977; 6 SDR 31, effective October 2, 1979; 7 SDR 31, effective October 8, 1980; 8 SDR 31, effective September 30, 1981; 9 SDR 37, effective September 28, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 11 SDR 41, effective September 25, 1984; 12 SDR 50, effective October 1, 1985; 13 SDR 37, effective October 7, 1986; 14 SDR 57, effective October 21, 1987; 15 SDR 50, effective October 6, 1988; 16 SDR 64, effective October 10, 1989; 17 SDR 51, effective October 10, 1990; 18 SDR 61, effective October 8, 1991; 19 SDR 48, effective October 7, 1992; 20 SDR 45, effective October 4, 1993; 21 SDR 56, effective September 29, 1994; 22 SDR 46, effective October 8, 1995; 23 SDR 38, effective September 26, 1996; 23 SDR 220, effective June 26, 1997; 24 SDR 44, effective October 14, 1997; 25 SDR 43, effective September 28, 1998; 26 SDR 41, effective September 28, 1999; 26 SDR 117, effective March 16, 2000; 27 SDR 18,

effective September 12, 2000; 32 SDR 45, effective September 20, 2005; 34 SDR 67, effective September 10, 2007; 36 SDR 215, effective July 1, 2010; 38 SDR 8, effective August 3, 2011; 38 SDR 116, effective January 10, 2012; 40 SDR 14, effective July 29, 2013; 40 SDR 39, effective September 9, 2013; 41 SDR 34, effective September 2, 2014; 45 SDR 89, effective December 31, 2018; 51 SDR 123, effective May 26, 2025.

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

Law Implemented: SDCL 41-2-18(2), 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, for sixteen consecutive days, beginning on the Saturday closest to October first,~~unless prohibited in the unit descriptions in § 41:06:23:02.~~ No more than eight thousand one-tag antelope licenses, no more than three thousand two-tag antelope licenses, and no more than fifty "special antelope" licenses may be issued to residents for the antelope hunting season. No more than 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 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; 51 SDR 13, effective August 14, 2024.

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

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

Cross-References:

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

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

CHAPTER 41:06:47

SPECIAL CUSTER STATE PARK ANTLERLESS ELK HUNTING SEASON

Section

41:06:47:01 Special Custer State Park antlerless elk hunting season established -- Number and type of licenses available -- Season dates.

41:06:47:02 Open.

41:06:47:03 Repealed.

41:06:47:04 Repealed.

41:06:47:05 Repealed.

41:06:47:06 Special antlerless elk population management licenses, Repealed.

41:06:47:07 Licensee selection process -- Payment of fee, Repealed.

41:06:47:08 Eligibility of license holders for future elk seasons affected, Repealed.

41:06:47:01. Special Custer State Park antlerless elk hunting season established -- Number and type of licenses available -- Season dates. The special Custer State Park "antlerless elk" hunting season is open from one-half hour before sunrise to one-half hour after sunset each day of the season and is restricted by chapter 41:06:07. No more than ~~twenty~~ one hundred "antlerless elk" licenses may be issued for the special Custer State Park "antlerless elk" hunting season. The special Custer State Park "antlerless elk" hunting season for Unit CAE-CU1 is open from October fifteenth through October thirty-first. The special Custer State Park "antlerless elk" hunting season for Unit CAE-CU2 is open from December first through December sixteenth.

Source: 20 SDR 204, effective June 7, 1994; 42 SDR 146, effective May 5, 2016; 44 SDR 93, effective December 4, 2017; 45 SDR 155, effective June 24, 2019; 46 SDR 116, effective April 29, 2020; 50 SDR 129, effective May 15, 2024.

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

Law Implemented: SDCL 41-17-1.1.

41:06:47:02. Open units. ~~Units CAE-CU1 and CAE-CU2 are established for the special Custer State Park antlerless elk hunting season~~ The areas open to elk hunting under this chapter are within the boundaries of Custer State Park.

~~Units CAE-CU1 and CAE-CU2 are open to that portion of Custer State Park south of the R&D Pasture fence line.~~

Source: 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; 24 SDR 156, effective May 17, 1998; 25 SDR 141, effective May 27, 1999; 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 212, effective June 4, 2007; 34 SDR 297, effective June 4, 2008; 35 SDR 306, effective July 2, 2009; 36 SDR 215, effective July 1, 2010; 37 SDR 215, effective May 31, 2011; 42 SDR 146, effective May 5, 2016; 44 SDR 184, effective June 25, 2018.

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

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

41:06:47:06. Special antlerless elk population management licenses. ~~The Game, Fish, and Parks Commission may, by resolution, authorize Unit 557 CUC and the number of "antlerless elk" licenses that may be issued. Unit 557 CUC licenses shall be valid for nine consecutive days beginning on the first Saturday following January 1~~ Repealed.

Source: 29 SDR 160, effective June 3, 2003; 30 SDR 171, effective May 11, 2004; 31 SDR 213, effective July 4, 2005.

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

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

41:06:47:07. Licensee selection process -- Payment of fee. ~~The department may select an alternate pool of licensees for the special antlerless elk population management license by lottery during the drawing for licenses established in § 41:06:47:02. After determining the number of additional licenses required, the department shall call the hunters in their order on the list until the required number of hunters agree to participate in the hunt. The department shall provide the hunter with the license, tag, map, and elk check-in procedures. The license fee as provided in § 41:06:02:03 shall be paid to the department before the issuance of the license and tag Repealed.~~

Source: 29 SDR 160, effective June 3, 2003.

General Authority: ~~SDCL 41-2-18(1)(2)(12)(17), 41-17-1.1(4).~~

Law Implemented: ~~SDCL 41-2-18(1)(2)(12)(17), 41-17-1.1(4).~~

41:06:47:08. Eligibility of license holders for future elk seasons affected. ~~Issuance to a person of an elk license under § 41:06:47:03 affects the person's future eligibility for other elk licenses available under this chapter. The licensee is considered to have received a first-choice unit antlerless elk license through the regular Custer State Park antlerless elk season for the year~~
Repealed.

Source: 29 SDR 160, effective June 3, 2003.

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

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

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

Source: 23 SDR 38, effective September 26, 1996; 24 SDR 23, effective August 31, 1997; 25 SDR 21, effective August 27, 1998; 26 SDR 21, effective August 23, 1999; 37 SDR 18, effective August 16, 2010; 39 SDR 32, effective September 5, 2012; 40 SDR 29, effective August 20, 2013; 44 SDR 151, effective April 30, 2018; 46 SDR 116, effective April 29, 2020; 47 SDR 110, effective April 29, 2021.

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

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

41:06:59:01. Prairie elk hunting season established -- Number and type of licenses

available -- Season dates. The prairie elk hunting season is open from one-half hour before sunrise to one-half hour after sunset each day of the season. ~~No~~ For the prairie season, no more than two hundred "any elk" licenses and no more than four hundred "antlerless elk" licenses may be issued for the prairie elk hunting season units west of the Missouri River, and the number of licenses for units east of the Missouri River is unlimited. The prairie elk hunting seasons are as follows:

- (1) Unit PRE-09A is open from September first through December thirty-first;
- (2) Unit PRE-11A is open from July fifteenth through August thirty-first;
- (3) Unit PRE-11B is open from September first through ~~October fifteenth~~ December thirty-first;
- (4) Unit PRE-11C is open from October sixteenth through November thirtieth;
- (5) Unit PRE-11D is open from September first through October thirty-first;
- (6) Unit PRE-11E is open from November first through December thirty-first;
- (7) Unit PRE-11F is open from January first through the last day of February;
- (8) Unit PRE-15A is open from September first through December thirty-first;
- (9) Unit PRE-15B is open from December first through January thirty-first;
- (10) Unit PRE-27A is open from September first through December thirty-first;
- (11) Unit PRE-35A is open from September ~~fifteenth~~ first through December thirty-first;
- (12) Unit PRE-35B is open from September ~~fifteenth~~ first through December thirty-first;
- (13) Unit PRE-35C is open from October first through November fifteenth;
- (14) Unit PRE-35D is open from November sixteenth through December thirty-first;
- (15) Unit PRE-35E is open from October first through November fifteenth;
- (16) Unit PRE-35F is open from November sixteenth through December thirty-first;

(17) Unit PRE-49A is open from September ~~fifteenth~~ through October thirty-first and from ~~December~~ first through December thirty-first; ~~and~~

(18) Unit PRE-WRA is open from September first through December thirty-first; and

(19) Unit PRE-ERA is open from September first through December thirty-first.

Source: 27 SDR 111, effective May 8, 2001; 42 SDR 146, effective May 5, 2016; 44 SDR 184, effective June 25, 2018; 46 SDR 130, effective May 28, 2020; 48 SDR 115, effective May 24, 2022; 50 SDR 129, effective May 15, 2024; 51 SDR 123, effective May 26, 2025.

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

Law Implemented: SDCL 41-2-18(1)(2)(17), 41-6-19.1, 41-6-21.

Cross-References:

~~Hunting license fees, § 41:06:02:03.~~

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

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

Hunting license fees, § 41:06:02:03.

41:06:59:02. Open units. The open units for the prairie elk hunting season are as follows:

(1) Unit PRE-09A: those portions of Lawrence and Butte Counties within a line beginning at the intersection of U.S. Highways 85 and 212, then east on Highway 212 to Whitewood Valley Road, then south on Whitewood Valley Road to Interstate 90, then west on Interstate 90 to U.S. Highway 85, and then north on U.S. Highway 85 to the point of beginning;

(2) ~~Unit~~ Units PRE-11A, PRE-11B, PRE-11C, PRE-11D, PRE-11E, and PRE-11F: Bennett County, the portion of Jackson County south of State Highway 44 and Bureau of Indian Affairs Highway 2, and those portions of Mellette County south of State Highway 44 and west of U.S. Highway 83;

(3) ~~Unit PRE-11B: Bennett County, the portion of Jackson County south of State Highway 44 and Bureau of Indian Affairs Highway 2, and those portions of Mellette County south of State Highway 44 and west of U.S. Highway 83;~~

(4) ~~Unit PRE-11C: Bennett County, the portion of Jackson County south of State Highway 44 and Bureau of Indian Affairs Highway 2, and those portions of Mellette County south of State Highway 44 and west of U.S. Highway 83;~~

(5) ~~Unit PRE-11D: Bennett County, the portion of Jackson County south of State Highway 44 and Bureau of Indian Affairs Highway 2, and those portions of Mellette County south of State Highway 44 and west of U.S. Highway 83;~~

(6) ~~Unit PRE-11E: Bennett County, the portion of Jackson County south of State Highway 44 and Bureau of Indian Affairs Highway 2, and those portions of Mellette County south of State Highway 44 and west of U.S. Highway 83;~~

~~(7) Unit PRE-11F: Bennett County, the portion of Jackson County south of State Highway 44 and Bureau of Indian Affairs Highway 2, and those portions of Mellette County south of State Highway 44 and west of U.S. Highway 83;~~

~~(8) Unit Units PRE-15A and PRE-15B: the portion of Butte County within a line beginning at the junction of the South Dakota-Wyoming border, east on Sourdough Road to U.S. Highway 85, then south on U.S. Highway 85 to Interstate 90, then west on Interstate 90 to the South Dakota-Wyoming border, then north to the point of beginning;~~

~~(9) Unit PRE-15B: the portion of Butte County beginning at the junction of the South Dakota-Wyoming border, east on Sourdough Road to U.S. Highway 85, then south on U.S. Highway 85 to Interstate 90, then west on Interstate 90 to the South Dakota-Wyoming border, then north to the point of beginning;~~

~~(10)~~(4) Unit PRE-27A: the portion of Fall River County not included in BHE-H3 or BHE-H4 as described in § 41:06:26:01;

~~(11)~~(5) Units PRE-35A, PRE-35C, and PRE-35D: the portion of Harding County west of U.S. Highway 85;

~~(12)~~(6) Units PRE-35B, PRE-35E, and PRE-35F: the portion of Harding County east of U.S. Highway 85;

~~(13)~~(7) Unit PRE-49A: the portion of Meade County within a line beginning at the junction of Interstate 90 and Elk Creek Road, then east on Elk Creek Road to Ricard Road, then north on Ricard Road to Tilford Road, then east on Tilford Road to Middle Alkalai Road, then north on Middle Alkalai Road to Alkalai Road, then west on Alkalai Road to SD Highway 34, then west on SD Highway 34 to Interstate 90, then south on Interstate 90 to the point of beginning; ~~and~~

~~(14)~~(8) Unit PRE-WRA: the portion of the state west of the Missouri River not associated with another prairie elk unit, Custer State Park, or any Black Hills elk unit described in chapter 41:06:26; and

(9) Unit PRE-ERA: the portion of the state east of the Missouri River, excluding the interior boundary of the Crow Creek Reservation.

Source: 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 203, effective June 5, 2006; 33 SDR 212, effective June 4, 2007; 34 SDR 297, effective June 4, 2008; 35 SDR 306, effective July 2, 2009; 36 SDR 215, effective July 1, 2010; 37 SDR 215, effective May 31, 2011; 38 SDR 213, effective June 19, 2012; 39 SDR 204, effective June 11, 2013; 40 SDR 197, effective May 27, 2014; 41 SDR 173, effective May 11, 2015; 42 SDR 146, effective May 5, 2016; 44 SDR 184, effective June 25, 2018; 46 SDR 130, effective May 28, 2020; 48 SDR 115, effective May 24, 2022; 50 SDR 129, effective May 15, 2024; 51 SDR 123, effective May 26, 2025.

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

Law Implemented: SDCL 41-2-18(1)(2)(17), 41-6-19.1.