**41:04:05:19.  Overloading prohibited.** No person may operate a boat loaded beyond the maximum number of persons, weight capacity, or a combination of persons and capacity, as stated on the capacity plate and affixed to the boat by the manufacturer, nor may a person operate a boat powered by an inboard or attached outboard motor where the total horsepower of the motor exceeds the total horsepower rating as stated on the capacity plate and affixed to the boat by the manufacturer.

**Source:** 40 SDR 197, effective May 27, 2014; 46 SDR 74, effective December 2, 2019.

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

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