

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

634Q0630

SENATE BILL NO. 108

Introduced by: Senators Tieszen, Abdallah, Adelstein, Bartling, Bradford, Garnos, Gray, Hansen (Tom), Howie, Nelson, and Vehle and Representatives Pitts, Brunner, Burg, Carson, Dennert, Engels, Kirkeby, Russell, and Vanneman

1 FOR AN ACT ENTITLED, An Act to exclude parole agents from concealed weapons permit
2 requirements.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 22-14-9 be amended to read as follows:

5 22-14-9. Any person, other than a law enforcement officer or parole agent acting under color
6 of authority, who:

7 (1) Carries a pistol or revolver, loaded or unloaded, concealed on or about his or her
8 person without a permit as provided in chapter 23-7; or

9 (2) Carries a pistol or revolver, loaded or unloaded, concealed in any vehicle while
10 operating the vehicle, without a permit as provided in chapter 23-7;

11 is guilty of a Class 1 misdemeanor.

12 Section 2. That § 23-7-8.1 be amended to read as follows:

13 23-7-8.1. The form of the permit to carry a concealed pistol shall be prescribed by the
14 secretary of state pursuant to § 23-7-8. The permit shall list the applicant's name, address, and



1 the expiration date of the permit. The holder of a permit may carry a concealed pistol anywhere
2 in South Dakota except in any licensed on-sale malt beverage or alcoholic beverage
3 establishment that derives over one-half of its total income from the sale of malt or alcoholic
4 beverages. Nothing in this section prevents law enforcement officers, parole agents, security
5 guards employed on the premises, and other public officials with the written permission of the
6 sheriff from carrying concealed weapons in the performance of their duties or prevents home
7 or business owners from carrying concealed weapons on their property pursuant to § 22-14-11.