

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

633C0680

HOUSE BILL NO. 1214

Introduced by: Representatives Koskan, Brooks, Cutler, Juhnke, and Lucas and Senators
Hutmacher and Benson

1 FOR AN ACT ENTITLED, An Act to establish a safety zone around occupied dwellings located
2 adjacent to certain public hunting areas.

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

4 Section 1. That chapter 41-9 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 No person, while hunting or target shooting on any game production area or any other land
7 that is open to public hunting and is managed the Department of Game, Fish and Parks, may
8 discharge a firearm within six hundred sixty feet of any occupied dwelling, whether the dwelling
9 lies inside or outside the public hunting or shooting area. This prohibition applies only if the
10 owner of the dwelling has requested the department to establish such a safety zone and if the
11 department has approved the request. If the department approves a request to establish a safety
12 zone pursuant to this Act, the department shall mark the boundaries of the safety zone that lie
13 within the public hunting area. The Game, Fish and Parks Commission shall promulgate rules
14 pursuant to chapter 1-26 to specify procedures and forms for applying for a safety zone
15 designation pursuant to this Act and specifications for marking the boundaries of the safety zone.