

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

714D0462

HOUSE AGRICULTURE AND NATURAL RESOURCES COMMITTEE ENGROSSED NO. **SB138** - 2/16/00

Introduced by: Senators Bogue, Dennert, and Drake and Representatives Wetz, Duenwald, and McNenny

1 FOR AN ACT ENTITLED, An Act to prohibit the use of motor vehicles for hunting, fishing,
2 or trapping purposes on certain school and public lands.

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 may use a motor vehicle, as defined in subdivision 41-1-1(18), for purposes of
7 hunting, fishing, or trapping on any land under the control of the commissioner of school and
8 public lands on which public hunting, fishing, or trapping is authorized. No person may use a
9 motor vehicle, for purposes of hunting, fishing, or trapping to enter onto or to cross any land
10 under the control of the commissioner of school and public lands on which public hunting,
11 fishing, or trapping is authorized. Any motor vehicle that is used to transport any person to any
12 such lands for purposes of hunting, fishing, or trapping shall remain within a public right of way.
13 Nothing in this Act authorizes or prohibits hunting, fishing, or trapping in any area where those
14 activities are otherwise authorized or prohibited. The prohibitions contained in this section do
15 not restrict the use of motor vehicles on roads, trails, or parking areas designated and signed by
16 the Department of Game, Fish and Parks pursuant to a management agreement with the

1 commissioner of school and public lands. Nothing in this section prohibits using a motor vehicle
2 on land under the control of the commissioner of school and public lands for normal lease
3 activities by the lessee or for animal damage control activities. A violation of this section is a
4 Class 2 misdemeanor.

1 **BILL HISTORY**

2 1/19/00 First read in Senate and referred to Judiciary. S.J. 118

3 1/24/00 Scheduled for Committee hearing on this date.

4 1/24/00 Deferred by Chair.

5 1/26/00 Scheduled for Committee hearing on this date.

6 1/26/00 Judiciary Do Pass Amended, Passed, AYES 6, NAYS 1. S.J. 200

7 1/28/00 Motion to Amend, Passed.

8 1/28/00 Senate Do Pass Amended, Passed, AYES 35, NAYS 0. S.J. 243

9 1/31/00 First read in House and referred to committee assignment waived. H.J. 319

10 2/1/00 Referred to Agriculture and Natural Resources.

11 2/15/00 Scheduled for Committee hearing on this date.

12 2/15/00 Agriculture and Natural Resources Do Pass Amended, Passed, AYES 0, NAYS 0.

13 H.J. 664