

# State of South Dakota

SEVENTY-EIGHTH SESSION  
LEGISLATIVE ASSEMBLY, 2003

295I0064

## SENATE ENGROSSED NO. **HB 1209** - 02/24/2003

Introduced by: Representatives Fryslie, Elliott, Juhnke, and Klaudt and Senators Greenfield and Abdallah

1 FOR AN ACT ENTITLED, An Act to revise certain restrictions on the use of artificial lights to  
2 hunt or locate wild animals.

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

4 Section 1. That chapter 41-8 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 Notwithstanding the provisions of § 41-8-17, between 10 p.m. and sunrise, from September  
7 first to January thirty-first, inclusive, no person may cast the rays of a spotlight or other artificial  
8 light except headlights in any field, pasture, woodland, forest, or prairie to spot, locate, take, or  
9 attempt to take any wild animal except to take raccoons under the provisions of § 41-8-17. It  
10 is not a violation of this section for a landowner or occupant and one guest to use a spotlight or  
11 other artificial light on the owner's or occupant's land, or for any person employed by the  
12 Department of Game, Fish and Parks to use night vision equipment or artificial lights while in  
13 the performance of the person's duty. Any violation of this section is a Class 2 misdemeanor.

14 Section 2. The provisions of this Act are repealed on July 1, 2005.

