41:07:05:02. Paddlefish season in special management areas. Any resident paddlefish angler 16 years of age and older and any nonresident paddlefish angler, except for a Nebraska resident paddlefish angler, regardless of age must obtain and have in possession a valid South Dakota fishing license and a valid, nontransferable paddlefish permit and associated unlocked tag to take or attempt to take a paddlefish with legal bow and arrow or take or attempt to take paddlefish or rough fish by snagging. Any resident angler under 16 years of age shall have a valid paddlefish permit and associated unlocked tag in possession while shooting paddlefish with legal bow and arrow or snagging paddlefish or rough fish.

Each paddlefish caught and kept shall have the tag immediately affixed to the fish and locked in the manner and place indicated in the instructions provided with the tag. Each paddlefish caught and not kept shall be immediately returned, unharmed, to the water from which it was taken. All paddlefish anglers shall cast for and hook their own fish. No person may attempt to snag any fish after all paddlefish tags issued to the person have been locked.

(1) The snagging season for paddlefish and rough fish is open on the South Dakota-Nebraska boundary waters below Gavin's Point Dam and on the Big Sioux River from the I-29 bridge to the confluence of the Big Sioux River and the Missouri River from October 1 to October 31, inclusive.

The snagging hours on the South Dakota-Nebraska Boundary waters and areas of the Big Sioux River open to paddlefish snagging are from 7:00 a.m. to 7:00 p.m. central time daily. Only a legal angler with a valid paddlefish permit and associated unlocked tag may snag paddlefish and rough fish during this season.

For the South Dakota-Nebraska boundary waters the annual quota of 3,200 fish is allocated by a permit and tag issued by each state according to the following schedule: Nebraska - 1,600 permits; South Dakota - 1,550 resident and 50 nonresident permits. Permits and associated tags are available by lottery drawing after application. Any resident or nonresident permit remaining after the first lottery drawing is available first-come, first-served to any person not already holding a paddlefish permit who apply. After September 1, a person may apply for a second permit. A person may obtain a maximum of two permits a year. In addition to the 1,600 permits available in South Dakota, a person may apply for Unit SPF-ZZ1 for a preference point only and no opportunity for issuance of a permit.

(2) Paddlefish may be taken from sunrise to sunset from June 1 to June 30, inclusive, from the Missouri River below Gavin's Point Dam by use of a legal bow and arrow.

Except as provided in this rule, a resident archery paddlefish angler 16 years of age and older and any nonresident archery paddlefish angler regardless of age must obtain and have in their possession a valid South Dakota fishing license and a valid, nontransferable paddlefish permit and associated tag available from the licensing section of the department before participating in archery fishing for paddlefish. A Nebraska resident possessing a South Dakota nonresident archery paddlefish permit is exempt from the South Dakota fishing license requirement if the Nebraska resident angler possesses a valid Nebraska fishing license or is legally exempt from compliance with Nebraska license or permit requirements. A resident angler
under 16 years of age must have a valid paddlefish permit and associated tag in possession while archery fishing paddlefish.

Two hundred fifty-five archery permits and associated tags are available to residents by lottery drawing after application. Individual paddlefish archery anglers may apply for a second permit and associated tag if any are available following the initial lottery drawing. Anglers may obtain a maximum of two archery paddlefish permits and associated tags each year. An additional eight percent of the permits available to residents may be issued to nonresidents by lottery drawing after application. In addition to the 255 permits available in South Dakota, a person may apply for Unit APF-ZZ1 for a preference point only and no opportunity for issuance of a permit.

(3) Paddlefish and rough fish season is open on the waters of Lake Francis Case and the White River up to the Highway 47 bridge from May 1 to May 31, inclusive. Paddlefish may be taken by snagging or legal bow and arrow.

The snagging and archery hours on the waters of Lake Francis Case and the White River up to the Highway 47 bridge are from 6:00 a.m. to 9:00 p.m., inclusive, central time daily. Only a legal angler with a valid paddlefish permit and associated unlocked tag may shoot paddlefish with a legal bow and arrow or snag paddlefish and rough fish during this season.

For the waters of Lake Francis Case and the White River up to the Highway 47 bridge, the annual quota of 350 fish is allocated by a permit and tag. Permits and associated tags are available by lottery drawing after application. Any resident permit remaining after the first lottery drawing is available first-come, first-served to any applicant not already holding a paddlefish permit. After April 1, a person may apply for a second permit. A person may obtain a maximum of two permits a year. In addition to the 350 permits available in South Dakota, a person may apply for Unit SFC-ZZ1 for a preference point only and no opportunity for issuance of a permit.

Source: SL 1975, ch 16, § 1; 3 SDR 40, effective January 1, 1977; 7 SDR 48, effective November 25, 1980; 8 SDR 58, effective November 30, 1981; 9 SDR 76, effective December 23, 1982; 10 SDR 76, 10 SDR 102, effective July 1, 1984; 12 SDR 92, effective December 4, 1985; 13 SDR 68, effective December 11, 1986; 15 SDR 88, effective December 18, 1988; 18 SDR 98, effective December 12, 1991; 23 SDR 87, effective December 3, 1996; 24 SDR 72, effective November 30, 1997; 26 SDR 85, effective December 26, 1999; 28 SDR 178, effective July 1, 2002; 34 SDR 179, effective December 24, 2007; 36 SDR 112, effective January 11, 2010; 38 SDR 116, effective January 10, 2012; 42 SDR 93, effective December 30, 2015; 43 SDR 89, effective December 29, 2016; (transferred from § 46:07:06:03.01) 45 SDR 89, effective December 31, 2018.