

## AN ACT

ENTITLED, An Act to revise provisions regarding the marking of certain shelters and the removal of certain shelters from the ice of public waters.

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

Section 1. That § 41-12-3 be amended to read as follows:

41-12-3. It is a Class 2 misdemeanor for any person to set, place, erect, or cause to be set, placed or erected, or to use any fishing house, fishing shanty or other structure or shelter at any time upon the ice of any of the public waters of the state unless the name and address of the owner is plainly marked on its exterior in letters at least two inches in height, and the door thereto is constructed to permit entry at all times to the structure, except when unoccupied and locked from the outside; or to permit any such house, shanty, or other structure or shelter to remain on the ice after the fifth day of March of each year. Any portable shelter which is removed from the ice daily is exempt from the marking requirements. A portable shelter may be placed upon the ice of any public waters of the state after March fifth if the shelter is removed daily.

Section 2. That § 41-15-16.1 be amended to read as follows:

41-15-16.1. Any fish house, enclosure or other sheltering structure left upon the ice of any public waters of this state for any twenty-four hour period of time after March fifth is deemed abandoned property and may be seized, taken or destroyed by the Department of Game, Fish and Parks unless prior approval is received from an authorized representative of the department granting a delay in removal after March fifth. No liability is incurred by any employee of the department acting pursuant to this section.

An Act to revise provisions regarding the marking of certain shelters and the removal of certain shelters from the ice of public waters.

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I certify that the attached Act  
originated in the  
HOUSE as Bill No. 1026

\_\_\_\_\_  
Chief Clerk  
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\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

House Bill No. 1026  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

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Received at this Executive Office  
this \_\_\_\_ day of \_\_\_\_\_ ,  
19\_\_ at \_\_\_\_ M.

By \_\_\_\_\_  
for the Governor  
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The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 19\_\_

\_\_\_\_\_  
Governor  
=====

STATE OF SOUTH DAKOTA,  
ss.  
Office of the Secretary of State

Filed \_\_\_\_\_, 19\_\_  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Secretary of State

By \_\_\_\_\_  
Asst. Secretary of State