

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

376E0042

HOUSE AGRICULTURE AND NATURAL RESOURCES

COMMITTEE ENGROSSED NO. **HB 1005** -
01/25/2001

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Konold, Fryslie, Hanson (Gary), and Lintz and Senators Symens, Diedrich (Elmer), Drake, and Vitter at the request of the Interim Agriculture and Natural Resources Committee

1 FOR AN ACT ENTITLED, An Act to prohibit the discharge of a firearm within six hundred
2 sixty feet of an occupied dwelling, church, schoolhouse, or certain livestock while on certain
3 public waters, and to provide a penalty.

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

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

7 No person may discharge a firearm while on any public waters of this state that inundate
8 privately-owned property from a location which is within six hundred sixty feet of an occupied
9 dwelling, church, schoolhouse, or livestock being held in a confined area according to standard
10 animal husbandry practices. However, a landowner or any person receiving permission from the
11 landowner may discharge a firearm while on the public waters that inundate the private property
12 of that landowner. A violation of this section is a Class 2 misdemeanor.