

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0195

HOUSE BILL NO. 1064

Introduced by: The Committee on Judiciary at the request of the Department of Game,
Fish and Parks

1 FOR AN ACT ENTITLED, An Act to clarify the law enforcement authority of conservation
2 officers.

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

4 Section 1. That § 41-15-10 be amended to read as follows:

5 41-15-10. ~~Conservation~~ While performing their lawful duties assigned to them by the
6 Department of Game, Fish and Parks, conservation officers and their supervisors ~~shall~~ have full
7 power and authority to serve and execute all warrants and process of law issued by a court in
8 enforcing the provisions of any law of the state ~~relating to matters under the jurisdiction of the~~
9 ~~Department of Game, Fish and Parks~~ in the same manner as any constable or sheriff may serve
10 and execute the same, ~~or~~. While performing their lawful duties assigned to them by the
11 Department of Game, Fish and Parks, conservation officers and their supervisors have full power
12 and authority to arrest, without a warrant of, any person detected in the act of violating any ~~such~~
13 laws of this state which they are authorized to enforce. For the purpose of enforcing the game,
14 fish, parks, and boating laws, they may call to their aid any ~~peace~~ law enforcement officer or
15 other persons, and ~~it shall be the duty of~~ all state's attorneys, peace law enforcement officers, and

1 other persons ~~when~~ shall, if called upon, to enforce and aid in enforcing such laws. For purposes
2 of this section the term, "conservation officers" ~~shall be defined to mean those~~ officer, means any
3 game, fish and parks ~~employees~~ employee whose duty is the enforcement of the game, fish ~~and,~~
4 parks, and boating laws of this state.