

# State of South Dakota

SEVENTY-SEVENTH SESSION  
LEGISLATIVE ASSEMBLY, 2002

770H0441

## HOUSE BILL NO. 1249

Introduced by: Representatives Fryslie, Hanson (Gary), Peterson (Jim), and Van Gerpen and  
Senator Greenfield

1 FOR AN ACT ENTITLED, An Act to restrict the use of certain artificial lights to locate wild  
2 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 the hours of 10 p.m. and 6 a.m.,  
7 inclusive, from September first to December thirty-first, inclusive, no person may cast the rays  
8 of a spotlight, headlight, or other artificial light in any field, pasture, woodland, forest, or prairie  
9 to spot, locate, take, or attempt to take any wild animal except to take raccoons under the  
10 provisions of § 41-8-17. It is not a violation of this section for any person engaged in farming  
11 or ranching to use a spotlight, headlight, or other artificial light on property that he or she owns  
12 or leases to protect livestock or poultry from predator depredation. It is not a violation of this  
13 section for a person to carry out any agricultural, occupational, or recreational practice that is  
14 not related to spotting, locating, or taking a wild animal.

