

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

822S0513

HOUSE AGRICULTURE AND NATURAL RESOURCES

ENGROSSED NO. **HB 1163** - 2/8/2011

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

Introduced by: Representatives Nelson (Stace), Greenfield, Haggar, Hoffman, Hubbel, Kloucek, Magstadt, Miller, Olson (Betty), Solum, Stricherz, Tulson, and Verchio and Senators Brown, Frerichs, Gray, Maher, Nygaard, Rave, and Tieszen

1 FOR AN ACT ENTITLED, An Act to allow certain disabled veterans to obtain a disabled  
2 hunter permit.

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

4 Section 1. That § 41-8-37 be amended to read as follows:

5 41-8-37. ~~No~~ Except as provided in this section, no person, who is in or on a motor vehicle,  
6 may discharge a firearm or bow and arrow at any wild animals except coyotes, jackrabbits,  
7 rodents, skunks, badgers, raccoons, and foxes.

8 Licensed hunters who have a disability rating by the United States Department of Veterans  
9 Affairs of at least thirty percent, and licensed hunters who are paraplegics or otherwise  
10 physically unable to walk with or without crutches, braces, or other mechanical support or who  
11 are otherwise considered to be limited or impaired in their ability to walk, ~~and who have~~ may  
12 apply for and shall receive a disabled hunter permit. Any licensed hunter who has been issued  
13 a disabled hunter permit by the department, may shoot in fields, woods, or from public roads



1 from a stationary motor vehicle while hunting game animals or game birds in accordance with  
2 the conditions of the permit and rules promulgated by the Game, Fish and Parks Commission.

3 The commission shall promulgate rules pursuant to chapter 1-26 to establish the definition of  
4 disabled hunter; the eligibility criteria, application, and approval procedures for issuance of a  
5 disabled hunter permit; the duration of a permit; and the extent of the permitted shooting  
6 activities.

7 A violation of this section is a Class 2 misdemeanor.