

# State of South Dakota

NINETY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2016

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## SENATE BILL NO. 78

Introduced by: Senators Olson, Brown, Frerichs, Greenfield (Brock), Heineman (Phyllis), Jensen (Phil), Peterson (Jim), Soholt, Solano, and Tieszen and Representatives May, Brunner, Campbell, Craig, Hunt, Klumb, Marty, Qualm, Russell, Sly, and Verchio

1 FOR AN ACT ENTITLED, An Act to deposit money in the permanent school fund based on  
2 certain acres of school and public lands open to public hunting.

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

4 Section 1. That chapter 41-2 be amended by adding a NEW SECTION to read:

5 Beginning in 2017 and each year thereafter, and except as provided in this section, for each  
6 acre of school and public lands that is shown on any hunting atlas, map, or other publication or  
7 document that is made available to the public by the Department of Game, Fish and Parks, or  
8 any other state agency, as open to public hunting during the calendar year, money shall be  
9 transferred from the Department of Game, Fish and Parks fund to the permanent school fund  
10 established pursuant to S.D. Const., Art. VIII, § 2. The amount of money transferred for each  
11 acre shall be equal to the average amount paid per acre in each respective county during the  
12 previous calendar year to landowners under the walk-in area program and any other state  
13 program established for the purpose of providing free public hunting access on private lands and  
14 funded through the surcharge established in § 41-2-34.2. If the department chooses not to



1 transfer money from the Department of Game, Fish and Parks fund to the permanent school  
2 fund under the provisions of this section, the location of any school and public lands that are  
3 open to public hunting may not be shown or designated as open to public hunting on any  
4 hunting atlas, map, publication, or document.