

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

219V0652

HOUSE TAXATION ENGROSSED NO. **HB 1208** - 02/21/2014

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

Introduced by: Representatives Greenfield, Campbell, Haggar (Don), Haggar (Jenna), Hoffman, Latterell, May, Nelson, Olson (Betty), Peterson, Rasmussen, Ring, Russell, Schoenfish, Stalzer, Tulson, Tyler, and Verchio and Senators Maher, Jensen, and Kirkeby

1 FOR AN ACT ENTITLED, An Act to restrict certain activities on waters that inundate private
2 property.

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

4 Section 1. No person may operate any motorized vehicle or any combustion engine on any
5 nonmeandered lake for or in connection with any recreational purpose within six hundred sixty
6 feet of an occupied dwelling, church, schoolhouse, or livestock being held in a confined area
7 according to usual and customary animal husbandry practices unless the person:

8 (1) Has obtained permission from the owner or any other person legally in possession of
9 the impacted property; or

10 (2) Is traveling directly to or from a ramp, dock, or other point of legal access to the
11 waters of the nonmeandered lake; or

12 (3) Is operating on the water of a nonmeandered lake adjacent to land that has been
13 subdivided and developed for lakeside dwellings.



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

2 Section 2. For purposes of section 1 of this Act, the term, nonmeandered lake, means any
3 natural water body for which a meander line survey was not included as part of the official
4 survey conducted by the United States surveyor general for the land on which the lake is
5 situated. A meander line is a survey line used by the United States surveyor general to define
6 the approximate margin of a natural body of water, primarily used for federal government land
7 sales and land grants. A meander line is not, in itself, a topographical line or the boundary line
8 for land ownership. A nonmeandered lake does not include a body of water created by a
9 manmade impoundment constructed on privately owned land.