

South Dakota AIS Regulations

S.D. Admin. R. Art. 41:10, Ch. 41:10:04 (Aquatic Nuisance Species)

R. 41:10:04:01. List of aquatic invasive species.

Species classified as aquatic invasive species in the state are as follows;

(1) Fish:

- (a) Black carp, *Mylopharyngodon piceus*;
- (b) Common carp, *Cyprinus carpio*;
- (c) Grass carp, *Ctenopharyngodon idella*;
- (d) Bighead carp, *Hypophthalmichthys nobilis*;
- (e) Silver carp, *Hypophthalmichthys molitrix*;
- (f) European rudd, *Scardinius erythrophthalmus*;
- (g) Giant snakehead, *Channa micropeltes*;
- (h) Northern snakehead, *Channa argus*;
- (i) Bullseye snakehead, *Channa marulius*;
- (j) Blotched snakehead, *Channa maculata*; and
- (k) Western mosquitofish, *Gambusia affinis*;
- (l) Round goby, *Neogobius melanostomus*; and
- (m) White perch, *Morone americana*;

(2) Plants:

- (a) Brittle naiad, *Najas minor*;
- (b) Curly pondweed, *Potamogeton crispus*;
- (c) Didymo, *Didymosphenia geminata*;
- (d) Eurasian water-milfoil, *Myriophyllum spicatum*;
- (e) Purple loosestrife, *Lythrum salicaria*;
- (f) Flowering rush, *Butomus umbellatus*; and
- (g) Common reed, *Phragmites australis*;
- (h) Starry stonewort, *Nitellopsis obtusa*;

(3) Invertebrates:

- (a) New Zealand mudsnail, *Potamopyrgus antipodarum*;
- (b) Rusty crayfish, *Orconectes rusticus*;
- (c) Zebra mussel, *Dreissena polymorpha*;
- (d) Quagga mussel, *Dreissena rostriformis bugensis*;
- (e) Asian clam, *Corbicula fluminea*;
- (f) Red rimmed melania, *Melanooides tuberculata*; and
- (g) Red swap crayfish, *Procambarus clarkii*.
- (h) Spiny waterflea, *Bythotrephes longimanus*.

R. 41:10:04:02. Aquatic invasive species exemptions.

The following are exempt from SDCL 41-13A-2:

- (1) A person possessing a valid scientific collectors permit issued by the department;
- (2) A person authorized by the department to stock triploid grass carp for pond management purposes;
- (3) A person contracted by the department to conduct commercial fishing operations as authorized in SDCL 41-13-7;
- (4) A person in the process of removing an aquatic invasive species from a conveyance;
- (5) An owner or agent of the owner of a conveyance in the process of transporting the conveyance for decontamination using a department approved procedure;
- (6) An employee of a business approved by the department to transport and possess conveyances for the purpose of decontamination; and
- (7) A commercial plant harvester operating within the requirements of a department approved work plan or a lakeshore property owner operating within the requirements of a department approved permit.

In the case of fish and crayfish species, only dead specimens may be transported or possessed.

R. 41:10:04:03. Boat restrictions.

Except for emergency response boats or as authorized by the secretary, all trailered boats must have all drain plugs, bailers, valves, and other devices used to control the drainage of water opened or removed, except while in a boat ramp parking area or while being launched or loaded.

R. 41:10:04:04. Watercraft inspections. [Repealed]

R. 41:10:04:05. Fish and bait transportation restrictions.

Except as authorized by the Secretary, a person may not transport fish or aquatic bait in water obtained from a lake, river, or stream except when in a boat ramp parking area.

41:10:04:06. Infested water - Definition.

For purposes of this chapter, “infested water” means a body of water that has an established zebra or quagga mussel population, a water body downstream of an infested water with a likelihood of becoming infested, or waters that are located outside this state and designated by a legal jurisdiction as infested by zebra or quagga mussels.

R. 41:10:04:07. Local boat registries. [Repealed]

R. 41:10:04:08. Decontamination required -- residual water present.

A boat that has been loaded on a trailer or otherwise removed from infested water, as identified in § 41:10:04:06, and which retains one gallon or more of water, after all drain plugs, bailers, valves, or other devices used to control the drainage of water have been opened or removed, must be decontaminated by a department-approved decontamination procedure prior to a subsequent launch.

R. 41:10:04:09. Decontamination required -- moored boats.

A boat that is moored and has any part continuously in the water for three or more consecutive days on an infested water, as identified in § 41:10:04:06, must be decontaminated by a department-approved decontamination procedure prior to a subsequent launch.

R. 41:10:04:10. Decontamination procedure.

The department approved decontamination procedures are protocols described in “Uniform Minimum Protocols and Standards for Watercraft Inspection and Decontamination Programs for Dreissenid Mussels in the Western United States” (UMPS), 3rd edition, published by the Pacific States Marine Fisheries Commission.