

EMERGENCY RULE 41:10:04:06. Containment waters. Waters designated as containment waters for purposes of controlling the spread of aquatic invasive species include:

(1) Lewis and Clark Lake and the Missouri River upstream of the lake to Fort Randall Dam;
(2) The Missouri River from Gavins Point Dam downstream to the confluence with the Big Sioux River;

(3) McCook Lake in Union County;
(4) Lake Yankton in Yankton County;
(5) Lake Francis Case from Fort Randall Dam upstream to Big Bend Dam;
(6) Lake Sharpe from Big Bend Dam upstream to Oahe Dam, including the Bad River from its confluence with Lake Sharpe upstream to the U.S. Highway 83 bridge; ~~and~~

(7) Minnewasta Lake in Day County;

(8) North Rush Lake in Day County;

(9) South Rush Lake in Day County;

(10) Pickerel Lake in Day County;

(11) Waubay Lake in Day County; and

~~(7)~~ (12) Waters located outside this state that are designated by a legal jurisdiction as infested by zebra or quagga mussels.

Source: 43 SDR 146, effective May 22, 2017; 45 SDR 89, effective December 31, 2018; 46 SDR 20, (emergency rule) effective July 30, 2019; (emergency removed) effective October 30, 2019; 46 SDR 74, effective December 2, 2019.

General Authority: SDCL 41-2-18(1)(2).

Law Implemented: SDCL 41-2-18(1)(2).

Cross-Reference: Definition, waters of the state, SDCL 34A-2-2(12).