

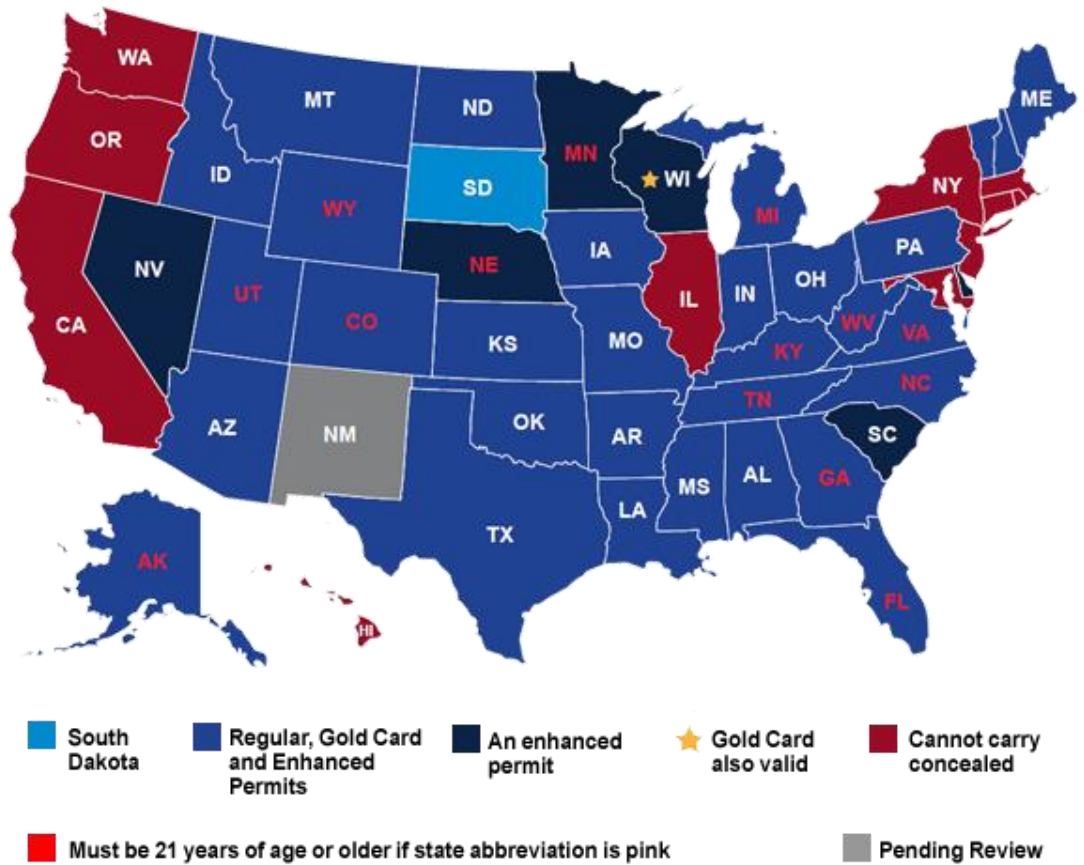
CONCEALED CARRY IN SOUTH DAKOTA

Summary of Pertinent Statutes

- A permit is required to carry a concealed handgun. A concealed firearm is any firearm that is totally hidden from view. If any part of the firearm is capable of being seen, it cannot be considered concealed. (SDCL 22-1-2(6))
- Open carry of handguns, rifles, and shotguns is legal in SD, with or without a permit.
- Permits are issued by the Sheriff of the county in which the applicant resides.
- No permit is required to carry a pistol concealed in the home, land, business, or property, whether owned or rented, by the property owner or a member of their household. (SDCL 22-14-11)
- Rifles and shotguns are not required to be cased in motor vehicles, only on motorcycles, off-road vehicles, and snowmobiles.
- Concealed carry of handguns is lawful on motorcycles and ATVs with a pistol permit. (SDCL 32-20-6.6)
- When concealing a pistol, the permit must be in possession. Failure to have it in possession is a petty offense. (SDCL 22-14-9.1)
- SD permit holders are not required to disclose their status as permit holders, nor whether or not they are armed when in contact with law enforcement.
- South Dakota recognizes any valid concealed pistol permit issued to a nonresident of South Dakota according to the terms of its issuance. (SDCL 23-7-7.4)
- South Dakota has reciprocity agreements with many states. A map of those states that recognize SD permits is on the reverse.
- Cities and counties may not restrict the possession, transportation, sale, transfer, ownership, manufacture, or repair of firearms or ammunition or their components. Any ordinances prohibited by this section are null and void. Similarly, state agencies may not restrict carry or possession of a concealed pistol except as otherwise specified by state law. (SDCL 7-18A-36, 8-5-13, 9-19-20, 1-26-6.10)
- It is against the law to possess a loaded firearm while intoxicated.
- Permits are valid throughout South Dakota except in any licensed on-sale malt beverage or alcoholic beverage establishment that derives over one-half of its total income from the sale of malt or alcoholic beverages (SDCL 23-7-8.1); any county courthouse as defined in SDCL 22-14-22; or any elementary or secondary schools or school vehicles (SDCL 13-32-7).
- Concealed carry allowed in state parks, national parks, national grasslands, and national forests.
- Possession at “Federal Facility” Prohibited, 18 U.S.C. 930 (a)
- The term “Federal Facility” means a building or part thereof owned or leased by the Federal Government, where Federal employees are regularly present for performing their official duties



- Firearms statutes are found primarily in SDCL 22-14, and 23-7. Other Source Links:
 - http://www.sdlegislature.gov/Statutes/Codified_Laws/default.aspx
 - [https://sdsos.gov/services-for-individuals/assets/2016SDFirearmLaws%20Handbook%20\(updated%2010.01.16\).pdf](https://sdsos.gov/services-for-individuals/assets/2016SDFirearmLaws%20Handbook%20(updated%2010.01.16).pdf)
 - <http://www.nraila.org/statelawpdfs/SDSL.pdf>



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(Map Courtesy of the SD Secretary of State)