



Techniques for Effective Alcohol Management

State information: South Dakota

General Regulations

Legal age to Consume Alcohol: 21
Legal age to Serve Alcohol: 21
Limit for Driving While Intoxicated: .08; Under 21: .02
Dram Shop Liability Laws: No
Maximum Alcohol per Drink: Not regulated
Number of Drinks Served at One Time: Not regulated

Server Training

State does require training.

Acceptable Forms of ID

Any Valid State Driver's License
Military ID
Valid Passport
Valid State ID card with photo and birth date

Recommended Age for Carding

Anyone who appears to be underage

ID Confiscation

According to SDCL 35-9-2, it is a Class 2 misdemeanor for any person under the age of twenty-one to purchase, attempt to purchase, possess or consume alcoholic beverages. It is also a Class 2 misdemeanor for anyone under the age of 21 to misrepresent their age with use of any document for the purpose of purchasing or attempting to purchase alcoholic beverages from any business licensed to sell alcohol beverages.

Policies Regarding Minors

It is unlawful to serve or sell alcohol to anyone under the age of 21.

Alcohol Liability

Selling or serving alcohol to a person under 18 years of age, or to someone who is obviously intoxicated, is a Class 1 misdemeanor. Selling or serving someone between the ages of 18 to 20 is a Class 2 misdemeanor. (The penalty for receiving a Class 1 misdemeanor is one year in jail and/or \$1000 fine. The penalty for receiving a Class 2 misdemeanor is a \$200 fine and/or 30 days in jail.) However, no licensee is civilly liable to any injured person or his estate due to the sale of any alcohol beverage in violation of these provisions. No social host who furnishes any alcohol beverage is civilly liable to any injured person or his estate because of the intoxication of any person due to the consumption of such alcohol beverages.

Statute of Limitations

The Statute of Limitations varies by action



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State Contact Information

South Dakota Department of Revenue
Division of Special Taxes & Licensing
Pierre, SD 57501
605-773-3311

<http://www.state.sd.us/drr2/prospectax/alcohol/faq.htm>

This information has been provided to us by the regulating agency and is believed to be correct. However, laws and regulations may change at any time, and the information provided should not be relied upon in place of official documents. For more information or clarification, consult the regulatory body for this jurisdiction directly.