State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

545N0387

HOUSE BILL NO. 1103

Introduced by: Representatives Hanks, Turbiville, and Willadsen and Senators Gant, Napoli, and Nesselhuf

1   FOR AN ACT ENTITLED, An Act to revise certain requirements of vehicle and boat dealers

2   to post damage disclosure statement notices.

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

4   Section 1. That § 32-3-51.18 be amended to read as follows:

5   32-3-51.18. Any vehicle that is required to be titled pursuant to this chapter and is sold or

6   offered for sale by a vehicle dealer or a used vehicle dealer as defined in § 32-6B-1 shall display

7   a sticker, decal, or notice that discloses damage to the vehicle in accordance with the provisions

8   of §§ 32-3-51.7, 32-3-51.8, 32-3-51.14, and 32-3-51.15, as determined by the department in

9   rules promulgated pursuant to chapter 1-26. A vehicle more than six model years old is not

10   exempt from the provisions of this section. The rules shall also prescribe the format and

11   construction of the sticker, decal, or notice. If the dealer fails to comply with this section, the

12   purchaser of the motor vehicle may return the motor vehicle to the dealer within ten days after

13   receiving the title, and the dealer shall make a full refund to the purchaser.

14   Section 2. That § 32-3A-38.6 be amended to read as follows:

15   32-3A-38.6. Any large boat that is required to be titled pursuant to this chapter and is sold

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Insertions into existing statutes are indicated by <u>underscores</u>. Deletions from existing statutes are indicated by ~~overstrikes~~.

1   or offered for sale by a boat dealer as defined in § 32-3A-2 shall display a sticker, decal, or

2   notice that discloses damage to the large boat in accordance with the provisions of §§ 32-3A-

3   38.1 to 32-3A-38.7, as determined by the department in rules promulgated pursuant to chapter

4   1-26. <u>A large boat more than six model years old is not exempt from the provisions of this</u>

5   <u>section.</u> The rules shall also prescribe the format and construction of the sticker, decal, or notice.