



2022 South Dakota Legislature

House Bill 1078

HOUSE TRANSPORTATION ENGROSSED

Introduced by: **Representative** Kent Peterson

1 **An Act to authorize the use of electric all-terrain and off-road vehicles on public**
 2 **highways.**

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

4 **Section 1. That § 32-20-13 be AMENDED:**

5 **32-20-13.** Any all-terrain vehicle with four or more wheels and with a combustion
 6 engine having a piston or rotor displacement of two hundred cubic centimeters or more
 7 or any off-road vehicle with two wheels and with a combustion engine having a piston or
 8 rotor displacement of one hundred twenty cubic centimeters or more or any all-terrain
 9 vehicle, with four or more wheels, propelled by an electric motor that draws power from
 10 a battery that is capable of being recharged may be licensed as a motorcycle pursuant to
 11 chapter 32-5 to be used on a public highway.

12 Prior to being licensed, the vehicle shall meet the necessary light, brake, and other
 13 vehicle accessory requirements provided by chapters 32-15, 32-17, and 32-18 that are
 14 applicable to motorcycles.

15 This section does not apply to a golf cart, as defined in § 32-14-13, a low-speed
 16 vehicle, as described in § 32-3-71, or a toy or youth off-road vehicle.

17 Any vehicle licensed pursuant to this section may not be operated on the interstate
 18 highway system. A person who operates any vehicle licensed pursuant to this section on
 19 the interstate highway system is guilty of a Class 2 misdemeanor.