

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

400U0223

SENATE BILL NO. 45

Introduced by: The Committee on Transportation at the request of the Department of Public Safety

1 FOR AN ACT ENTITLED, An Act to permit certain persons to renew an operator's license, a
2 motorcycle operator's license, or nondriver identification card without appearing in person
3 at a driver license exam site.

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

5 Section 1. That § 32-12-1 be amended to read as follows:

6 32-12-1. For purposes of this chapter, terms are defined in § 32-14-1. Terms used in this
7 chapter mean:

8 (1) "Driver license," a document issued by a state or jurisdiction to an individual that
9 authorizes the individual to drive a motor vehicle, including an operator's license,
10 motorcycle operator's license, restricted minor's permit, motorcycle restricted minor's
11 permit, instruction permit, motorcycle instruction permit, and temporary permit;

12 (2) "Operator's license," any document issued by a state or jurisdiction to an individual
13 that bestows full driving privileges upon the individual; and

14 (3) "Personally identifiable information," any information that can be used to distinguish
15 or trace an individual's identity, such as name, social security number, or driver



1 license or nondriver identification card number; and

2 (4) "Principal residence," the location where a person currently resides even if at a
3 temporary address.

4 Section 2. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any person who holds a valid South Dakota operator's license, motorcycle operator's
7 license, or nondriver identification card that meets the requirements of this chapter and 6 C.F.R.
8 Part 37, as amended to January 1, 2013, may apply for renewal by mail or electronic renewal
9 once in any ten year period if:

10 (1) The applicant is a citizen or national of the United States or is an alien who has
11 permanent resident status;

12 (2) The applicant has not had a material change in any personally identifiable
13 information as defined in § 32-12-1. A change of address of principal residence does
14 not constitute a material change;

15 (3) The applicant is not applying for reinstatement after a suspension, revocation,
16 disqualification, or cancellation;

17 (4) The applicant submits two forms of proof of current address;

18 (5) The applicant submits an affidavit signed by a licensed optometrist or
19 ophthalmologist that supplies proof that the applicant has adequate eyesight; and

20 (6) The applicant has complied with all other provisions of this chapter and is eligible
21 for renewal by mail or electronic renewal as determined by the Department of Public
22 Safety.

23 Section 3. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as
24 follows:

1 The secretary of the Department of Public Safety may promulgate rules, pursuant to chapter
2 1-26, on medical and vision standards, presentment of documents, application deadlines, and
3 fees relating to the renewal by mail or electronic renewal of an operator's license, motorcycle
4 operator's license, or nondriver identification card under the provisions of this chapter.