



2023 South Dakota Legislature

Senate Bill 167

Introduced by: **Senator Tobin**

1 **An Act to revise provisions regarding vehicle dealer warranty compensation.**

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

3 **Section 1. That chapter 32-6B be amended with a NEW SECTION:**

4 A manufacturer that issues a campaign, recall, service program, stop-sale order,
5 or any other program to address a defect or safety concern must compensate the vehicle
6 dealer pursuant to § 32-6B-61. The manufacturer may not, in order to evade this duty:

7 (1) Alter or remove the price, name, or number of any vehicle part; or

8 (2) Provide a vehicle part at no cost.

9 In addressing the defect or safety concern, the manufacturer may not impose upon a
10 vehicle dealer any form of cost recovery fee or surcharge.