

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

914P0662

HOUSE ENGROSSED NO. **HB 1255** - 2/6/2008

Introduced by: Representatives Krebs, Ahlers, Brunner, Faehn, Rausch, and Steele and
Senators Sutton, Nesselhuf, and Olson (Ed)

1 FOR AN ACT ENTITLED, An Act to provide for the titling and registration of certain low-
2 speed vehicles.

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

4 Section 1. That § 32-3-1 be amended by adding thereto a NEW SUBDIVISION to read as
5 follows:

6 "Low-speed vehicle," a four-wheeled motor vehicle whose speed attainable in one mile is
7 more than twenty miles per hour and not more than twenty-five miles per hour on a paved level
8 surface.

9 Section 2. That chapter 32-25 be amended by adding thereto a NEW SECTION to read as
10 follows:

11 No low-speed vehicle may be operated on any highway where the speed limit is more than
12 thirty-five miles per hour. Nothing in this section prevents a local government from adopting
13 more stringent local ordinances governing low-speed vehicle operation.

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



1 A low-speed vehicle which meets the requirements of Part 49 Section 571.500 of the Code
2 of Federal Regulations as amended to January 1, 2008, shall be issued a title. The manufacturer
3 certificate of origin shall clearly identify the vehicle as a low-speed vehicle. The department
4 may not issue any vehicle identification number to any homemade low-speed vehicle or
5 retrofitted golf cart and such vehicles do not qualify as low-speed vehicles in this state.

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

8 Each low-speed vehicle shall be registered in accordance with § 32-5-5. A license plate shall
9 be issued indicating that the vehicle is a low-speed vehicle.

10 Section 5. That chapter 32-35 be amended by adding thereto a NEW SECTION to read as
11 follows:

12 Each low-speed vehicle shall maintain insurance as required by § 32-35-113.

13 Section 6. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as
14 follows:

15 Any person operating a low-speed vehicle shall hold a valid driver's license.

16 Section 7. That chapter 32-6B be amended by adding thereto a NEW SECTION to read as
17 follows:

18 Any person engaged in the retail sale of low-speed vehicles shall be licensed as a vehicle
19 dealer or used vehicle dealer.