

2025 South Dakota Legislature

Senate Bill 79**AMENDMENT 79D
FOR THE INTRODUCED BILL**

1 **An Act to permit the operation of a Class I electric bicycle on the Mickelson Trail.**

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

3 **Section 1. That § 41-17-27 be AMENDED:**

4 **41-17-27.** ~~No person~~An individual may ~~not~~ operate ~~any a~~ motorized vehicle within
5 the right-of-way of the ~~Black Hills Burlington Northern Heritage~~ George S. Mickelson Trail.
6 ~~The provisions of this~~ This section ~~do~~ does not apply to:

- 7 (1) ~~Any person~~An individual operating a snowmobile, from December first to March
8 thirty-first, inclusive, on the trail from Lead/Deadwood south to the Dumont
9 trailhead, excluding the portion of the right-of-way crossing the subdivisions known
10 as Englewood Acres and Black Forest Ranchettes;
- 11 (2) ~~Any~~A governmental employee while in the performance of ~~his~~ an official duty;
- 12 (3) ~~Any~~A member of an organized rescue or fire fighting force, while in the
13 performance of ~~his~~ an official duty;
- 14 (4) ~~Any person whose use is~~An individual authorized ~~for~~ by the Department of Game,
15 Fish and Parks to operate a motorized vehicle within the right-of-way, for a purpose
16 other than a recreational purposes by the Department of Game, Fish and Parks
17 purpose, under a permit, lease, or contract; ~~and~~
- 18 (5) ~~Any person~~An individual operating a self-propelled wheelchair; ~~or~~
- 19 (6) ~~An individual operating a Class I electric bicycle, as defined in § 32-20B-9; or~~
- 20 7) An individual operating a Class II electric bicycle, as defined in § 32-20B-9,
21 provided the individual:
- 22 (a) Is disabled, as defined in the Americans with Disabilities Act of 1990, 42
23 U.S.C. § 12102 (January 1, 2025; or
- 24 (b) Is a veteran who has been adjudicated by the United States Department of
25 Veterans Affairs as being twenty percent or more disabled due to a service-
26 connected disability.

1 A violation of this section is a Class 2 misdemeanor.

AMENDMENT