



## 2025 South Dakota Legislature

# Senate Bill 3

### SENATE APPROPRIATIONS ENGROSSED

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

1 **An Act to increase driver license fees.**

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

3 **Section 1. That § 32-12-16 be AMENDED:**

4 **32-12-16.** The application fee for an original driver license or a renewal of a driver  
 5 license is ~~twenty-eight~~ thirty-eight dollars. The fee for a duplicate license, a name change,  
 6 or an address change is ~~fifteen~~ twenty dollars. The fee ~~shall~~ must be credited to the state  
 7 motor vehicle fund.

8 Five dollars of every fee for an original or renewal license collected pursuant to this  
 9 section ~~shall~~ must be used to administer the Division of Highway Patrol.

10 **Section 2. That § 32-12-47.1 be AMENDED:**

11 **32-12-47.1.** Any ~~person~~ individual whose license or privilege to drive a motor  
 12 vehicle on public highways has been revoked, suspended, or disqualified may not have  
 13 the license or privilege renewed or restored unless the period of revocation, suspension,  
 14 or disqualification has expired. The period ~~of revocation, suspension, or disqualification~~  
 15 ~~shall begin~~ begins on the date ordered by the court, on the date specified in the notice  
 16 from the department, or on the date the suspension order is effective for failure to comply  
 17 with a citation, whichever date is earlier. At the expiration of the period of revocation,  
 18 suspension, or disqualification, ~~a person may make application~~ an individual may apply  
 19 for license reinstatement ~~as provided by law and shall pay a license fee of fifty dollars plus~~  
 20 ~~application fees pursuant to § 32-12-16; a license fee of seventy-five dollars plus~~  
 21 ~~application fees pursuant to § 32-12-16 if revocation of the license was a result of a~~  
 22 ~~conviction for a violation of § 32-23-2; a license fee of one hundred dollars plus application~~  
 23 ~~fees pursuant to § 32-12-16 if revocation of the license was a result of a conviction for a~~  
 24 ~~violation of § 32-33-18, or a second or subsequent conviction for a violation of § 32-24-1~~  
 25 ~~within a period of one year; a license fee of one hundred twenty-five dollars plus~~

1 application fees pursuant to ~~§ 32-12-16~~ if revocation of the license was a result of a  
 2 conviction for a violation of ~~§ 32-23-3~~; a license fee of one hundred seventy five dollars  
 3 plus application fees pursuant to ~~§ 32-12-16~~ if revocation of the license was a result of a  
 4 conviction for a violation of ~~§ 32-23-4, 32-23-4.6, or 32-23-4.7~~; or a license fee of two  
 5 hundred dollars plus application fees pursuant to ~~§ 32-12-16~~ if revocation of the license  
 6 was the result of a conviction for a violation of ~~§ 22-16-41 or 22-18-36~~. A person making  
 7 application following a revocation shall fulfill all knowledge examination requirements of a  
 8 new applicant by:

9 (1) Paying the following, applicable licensing fee, in addition to an application fee  
 10 pursuant to § 32-12-16:

11 (a) If revocation of the license was a result of a conviction for a violation of  
 12 § 32-23-2, one hundred dollars;

13 (b) If revocation of the license was a result of a conviction for a violation of  
 14 § 32-33-18, or a second or subsequent conviction for a violation of § 32-  
 15 24-1 within one year, one hundred twenty-five dollars;

16 (c) If revocation of the license was a result of a conviction for a violation of  
 17 § 32-23-3, one hundred fifty dollars;

18 (d) If revocation of the license was a result of a conviction for a violation of  
 19 § 32-23-4, 32-23-4.6, or 32-23-4.7, two hundred dollars;

20 (e) If revocation of the license was the result of a conviction for a violation of  
 21 § 22-16-41 or 22-18-36, two hundred twenty-five dollars; and

22 (f) If none of the preceding subdivisions apply, seventy-five dollars; and

23 (2) Fulfilling a knowledge examination requirement of a new applicant for a revocation  
 24 listed in subsections (a) to (e), inclusive.

25 ~~A person~~An individual who had a restricted minor's permit, motorcycle restricted  
 26 minor's permit, instruction permit, or motorcycle instruction permit, or privilege to apply  
 27 for a permit or license suspended pursuant to § 32-12-15 ~~need not~~ is not required to pay  
 28 the fee prior to reinstatement of the ~~license permit~~, unless the suspension is for a  
 29 conviction of a moving traffic offense assessed six or more points ~~by~~ pursuant to § 32-12-  
 30 49.1.

31 **Section 3. That § 32-12-48 be AMENDED:**

32 **32-12-48.** If a defendant is convicted under § 32-23-2, 32-23-3, 32-23-4, 32-23-  
 33 4.6, ~~or 32-23-4.7, or 32-23-4.9~~, the period of revocation ~~shall begin~~ begins on the date  
 34 ordered by the court or on the date specified in the notice from the department, whichever

1 date is earlier. At the conclusion of the period of revocation ordered by the court, and if  
2 future proof is filed with the Department of Public Safety as required by chapter 32-35,  
3 the defendant may submit an application to reinstate the defendant's driver license,  
4 accompanied by ~~a fee of seventy five dollars if revocation of the license was for a~~  
5 ~~conviction under § 32-23-2, one hundred twenty five dollars if revocation of the license~~  
6 ~~was for a conviction under § 32-23-3, or one hundred seventy five dollars if revocation of~~  
7 ~~the license was for a conviction under § 32-23-4, 32-23-4.6, or 32-23-4.7~~ the following  
8 applicable fee:

9 (1) If revocation of the license was a result of a conviction under § 32-23-2, one  
10 hundred dollars;

11 (2) If revocation of the license was a result of a conviction under § 32-23-3, one  
12 hundred fifty dollars; and

13 (3) If revocation of the license was a result of a conviction under § 32-23-4, 32-23-  
14 4.6, or 32-23-4.7, two hundred dollars.

15 The department may issue a driver license to the defendant, if, after an  
16 investigation of the character, habits, and driving ability of the defendant, the department  
17 is satisfied it is safe to grant the privilege of driving a motor vehicle to the defendant. A  
18 driver license issued under the provisions of this section ~~shall~~ must show the restrictions,  
19 if any, imposed by the court and the date when the restrictions ~~are to cease~~ expire.

20 **Section 4. That § 32-12-61.1 be AMENDED:**

21 **32-12-61.1.** The Department of Public Safety shall furnish to any authorized  
22 ~~person~~ individual, upon request, a problem driver point system abstract. The request ~~shall~~  
23 must indicate all adverse driver license actions maintained by a jurisdiction and ~~shall~~ must  
24 be released according to 23 C.F.R. ~~Parts 1325 and § 1327 in effect~~ (January 1, 1995). The  
25 department shall collect ~~four~~ seven dollars for each inquiry. The fee ~~shall~~ must be credited  
26 to the state motor vehicle fund. Any governmental entity or subdivision is exempt from  
27 this fee.

28 **Section 5. That § 32-12A-15 be AMENDED:**

29 **32-12A-15.** The application fee for a commercial driver license is ~~thirty three~~  
30 forty-three dollars. For each commercial driver license endorsement knowledge test  
31 administered, the fee is ~~fifteen~~ twenty dollars. The fee for a duplicate license, a name  
32 change, or an address change is ~~fifteen~~ twenty dollars.

1           ~~The fee shall~~ Any fee that is collected must be credited to the state motor vehicle  
2 fund.

3 **Section 6. That § 32-12A-63 be AMENDED:**

4           **32-12A-63.** The department shall furnish to any person, upon request, a certified  
5 abstract of the operating record for the ~~last previous~~ three years of any ~~person~~ individual  
6 subject to the provisions of chapter 32-35. The abstract ~~shall include enumeration of~~ must  
7 list any motor vehicle accident in which the ~~person~~ individual has been involved, the  
8 ~~person's~~ individual's medical certification status, and ~~reference to~~ any conviction of the  
9 ~~person~~ individual for a violation of any motor vehicle law as reported to the department.  
10 The department shall collect ~~five~~ seven dollars for each abstract. The fee ~~shall~~ must be  
11 credited to the state motor vehicle fund. No governmental entity or subdivision is subject  
12 to this fee.

13           The department shall furnish, upon request and a payment of a fee of ~~five~~ seven  
14 dollars, full information regarding the driver record for the ~~last previous~~ three years of a  
15 ~~person~~ an individual who has been issued a commercial learner's permit or commercial  
16 driver license, to an employer or to a prospective employer, if the ~~person~~ individual has  
17 given written consent to the employer or prospective employer to obtain this information.  
18 The department shall furnish this same information regarding the driver record to the  
19 driver upon the payment of a fee of ~~five~~ seven dollars. The information ~~shall~~ must include  
20 the ~~person's~~ individual's medical certification status, any disqualification, and any other  
21 licensing action for a violation of any state or local law relating to motor vehicle traffic  
22 control, other than a parking violation committed in any type of vehicle. The fee ~~shall~~ must  
23 be credited to the state motor vehicle fund. No governmental entity or subdivision is  
24 subject to this fee.