

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

723X0459

HOUSE BILL NO. 1178

Introduced by: Representatives Tulson, Feickert, Rozum, Schaefer, Schoenfish, Verchio, and
Werner and Senators Vehle, Greenfield (Brock), Parsley, Peterson (Jim),
Tieszen, and Van Gerpen

1 FOR AN ACT ENTITLED, An Act to authorize township boards to prohibit the operation of
2 certain off-road vehicles along township highways.

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

4 Section 1. That § 32-20-12.1 be amended to read:

5 32-20-12.1. Notwithstanding the provisions of § 32-20-12, the Transportation Commission
6 ~~or,~~ any board of county commissioners, or any board of township supervisors by ordinance may
7 prohibit the operation of off-road vehicles in any highway ditch along any section of highway
8 under its jurisdiction. However, neither the Transportation Commission nor any board of county
9 commissioners nor any board of township supervisors may prohibit an off-road vehicle from
10 crossing one side of the highway to the other. This section does not affect off-road vehicles used
11 in normal agricultural operation or service vehicles of any utility while in the line of duty for
12 the utility. For the purposes of this section, the term, utility, means any provider of electric, gas,
13 water, sewer, pipeline, or telecommunications service.

14 Notice of any restriction made pursuant to this section shall be given by placing and



1 maintaining regulatory signs at each end of the section of highway and at each point of
2 intersection. The signs shall be of substantial construction which conspicuously indicates the
3 restriction.