

State of South Dakota

NINETY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2017

400Y0248

SENATE BILL NO. 73

Introduced by: Senators Heinert, Frerichs, Greenfield (Brock), Haverly, Jensen (Phil), Killer, Rusch, Russell, Soholt, Solano, Stalzer, Sutton, Tidemann, and Wiik and Representatives Wollmann, Bartling, Bordeaux, Dennert, Duvall, Haggar, Hawley, Heinemann, Lesmeister, Livermont, Lust, May, McCleerey, Otten (Herman), Ring, Rounds, Schaefer, Schoenfish, Smith, Soli, Tieszen, and Wismer

1 FOR AN ACT ENTITLED, An Act to provide a special tribal veteran license plate for certain
2 motor vehicles.

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

4 Section 1. That § 32-5-155 be amended to read:

5 32-5-155. Any owner may apply for a military specialty plate if the owner meets the
6 requirements of §§ 32-5-154 to 32-5-166, inclusive. The available military specialty plates are
7 as follows:

- 8 (1) National Guard plate;
- 9 (2) Disabled veteran plate;
- 10 (3) Veteran plate;
- 11 (4) Active duty plate;
- 12 (5) Prisoner of War plate;
- 13 (6) Pearl Harbor survivor plate;



- 1 (7) Gold Star plate;
- 2 (8) Purple Heart plate;
- 3 (9) Medal of Honor plate;
- 4 (10) Silver Star plate;
- 5 (11) Distinguished Service Cross plate;
- 6 (12) Navy Cross plate;
- 7 (13) Air Force Cross plate;
- 8 (14) Distinguished Flying Cross plate;
- 9 (15) Bronze Star with Valor plate; ~~and~~
- 10 (16) Bronze Star plate; and
- 11 (17) Tribal veteran plate.

12 Section 2. That § 32-5-157 be amended to read:

13 32-5-157. Any owner applying for a military specialty plate listed in § 32-5-155 shall meet
14 the following specific additional requirements for the respective military specialty plate:

- 15 (1) Any applicant for the National Guard plate must be an active enlisted member of the
16 National Guard, an active warrant officer of the National Guard, an active
17 commissioned member of the National Guard, or a retired member of the National
18 Guard with twenty years or more of creditable service;
- 19 (2) Any applicant for the disabled veteran plate must be a veteran who has been rated as
20 in receipt of a statutory benefit for loss or loss of use of one or more extremities, a
21 veteran who receives a veteran's allotment for a total service-connected disability, or
22 a veteran who has received a United States Veterans Administration K Award. The
23 disability must have been incurred while serving on active duty during a time of war
24 or while participating in a military mission involving armed conflict;

- 1 (3) Any applicant for the veteran plate must be an honorably discharged veteran who
2 served on active duty;
- 3 (4) Any applicant for the active duty plate must currently be serving on active duty;
- 4 (5) Any applicant for the Prisoner of War plate must be a veteran who was a prisoner of
5 war while serving on active duty;
- 6 (6) Any applicant for the Pearl Harbor survivor plate must have survived the attack at
7 Pearl Harbor, Hawaii, on December 7, 1941, while serving on active duty, and have
8 received an honorable discharge from the United States armed forces;
- 9 (7) Any applicant for the Gold Star plate must be a parent, spouse, sibling, or child of a
10 member of the United States armed forces who died while serving this country on
11 active duty or as a result of that service;
- 12 (8) Any applicant for the Purple Heart plate must be a veteran who received the Purple
13 Heart as a result of the applicant's service;
- 14 (9) Any applicant for the Medal of Honor plate must be a veteran who received the
15 Medal of Honor as a result of the applicant's service;
- 16 (10) Any applicant for the Silver Star plate must have received the Silver Star as a result
17 of the applicant's service;
- 18 (11) Any applicant for the Distinguished Service Cross plate must have received the
19 Distinguished Service Cross as a result of the applicant's service;
- 20 (12) Any applicant for the Navy Cross plate must have received the Navy Cross as a result
21 of the applicant's service;
- 22 (13) Any applicant for the Air Force Cross plate must have received the Air Force Cross
23 as a result of the applicant's service;
- 24 (14) Any applicant for the Distinguished Flying Cross plate must have received the

1 Distinguished Flying Cross as a result of the applicant's service;

2 (15) Any applicant for the Bronze Star with Valor plate must have received the Bronze
3 Star with Valor as a result of the applicant's service; ~~and~~

4 (16) Any applicant for the Bronze Star plate must have received the Bronze Star as a
5 result of the applicant's service; and

6 (17) Any applicant for the tribal veteran plate must be a member of a tribe and an
7 honorably discharged veteran who served on active duty.

8 Section 3. That § 32-5-160 be amended to read:

9 32-5-160. Notwithstanding § 32-5-159 or any other contrary provisions of §§ 32-5-154 to
10 32-5-166, inclusive, each veteran receiving the disabled veteran, Prisoner of War, Pearl Harbor
11 survivor, or Purple Heart military specialty plates shall pay a ten dollar fee for the initial
12 issuance of the military specialty plate and an annual fee of ten dollars for renewal decals, but
13 is not subject to the annual registration fees assessed pursuant to § 32-5-6 or 32-5-9.

14 Notwithstanding § 32-5-159 or any other contrary provisions of §§ 32-5-154 to 32-5-166,
15 inclusive, each veteran receiving the Medal of Honor plate may not be assessed annual
16 registration fees, pursuant to § 32-5-6 or 32-5-9, or any other fees associated with the military
17 specialty plate or renewal decals.

18 Each veteran receiving a disabled veteran, Prisoner of War, Pearl Harbor survivor, Purple
19 Heart, or Medal of Honor military specialty plate may get a maximum of two sets of the applied
20 for military specialty plate. The plates may be placed on any automobile, pickup truck, or van
21 licensed pursuant to § 32-5-6 or a motorcycle licensed pursuant to § 32-5-9. The veteran may
22 choose to place one of the two sets of military specialty plates on a noncommercial pickup truck,
23 which weighs more than six thousand pounds, licensed pursuant to § 32-5-6.3, or a motor home
24 licensed pursuant to § 32-5-6.1, but shall pay the regular annual registration fees pursuant to

1 those sections.

2 Notwithstanding § 32-5-159, an applicant for a tribal veteran plate shall pay a fee in
3 accordance with § 32-5-124, with the fee distributed pursuant to § 32-5-124.

4 Section 4. That § 32-5-162 be amended to read:

5 32-5-162. Military specialty plates shall be numbered and designed by the secretary, with
6 the exception of the National Guard plate which shall be designed by the adjutant general and
7 approved by the secretary. The military specialty plates shall meet the following specific
8 requirements:

- 9 (1) The National Guard plate shall contain a symbol indicating that the owner is a current
10 or retired member of the National Guard;
- 11 (2) The disabled veteran plate shall consist of a white background bordered on the left
12 by a blue field with white stars and on the right by alternating red and white stripes.
13 The words Disabled Veteran, shall be inscribed on the plate in blue, in at least ten
14 point bold type;
- 15 (3) The veteran plate shall designate the owner as a veteran. The plate may allow for
16 additional indication of the conflict, rank, or status of the veteran;
- 17 (4) The active duty plate shall designate the owner as currently serving on active duty.
18 The plate may allow for additional indication of the conflict, rank, or status of the
19 active duty member;
- 20 (5) The Prisoner of War plate shall contain a symbol indicating that the owner was a
21 prisoner of war;
- 22 (6) The Pearl Harbor survivor plate shall contain a symbol indicating that the owner
23 survived the attack at Pearl Harbor, Hawaii while serving on active duty;
- 24 (7) The Gold Star plate shall contain a symbol indicating that the owner is a parent,

- 1 spouse, sibling, or child of a member of the United States armed forces who died
2 while serving this country on active duty or as a result of that service;
- 3 (8) The Purple Heart plate shall contain a symbol indicating that the owner received the
4 Purple Heart as a result of the owner's service;
- 5 (9) The Medal of Honor plate shall contain a symbol indicating that the owner received
6 the Medal of Honor, including a facsimile of the medallion portion corresponding to
7 the branch of the United States armed forces for which the owner served when the
8 medal was received, as a result of the owner's service;
- 9 (10) The Silver Star plate shall contain a symbol indicating that the owner received the
10 Silver Star as a result of the owner's service;
- 11 (11) The Distinguished Service Cross plate shall contain a symbol indicating that the
12 owner received the Distinguished Service Cross as a result of the owner's service;
- 13 (12) The Navy Cross plate shall contain a symbol indicating that the owner received the
14 Navy Cross as a result of the owner's service;
- 15 (13) The Air Force Cross plate shall contain a symbol indicating that the owner received
16 the Air Force Cross as a result of the owner's service;
- 17 (14) The Distinguished Flying Cross plate shall contain a symbol indicating that the owner
18 received the Distinguished Flying Cross as a result of the owner's service;
- 19 (15) The Bronze Star with Valor plate shall contain a symbol indicating that the owner
20 received the Bronze Star with Valor as a result of the owner's service; ~~and~~
- 21 (16) The Bronze Star plate shall contain a symbol indicating that the owner received the
22 Bronze Star as a result of the owner's service; and
- 23 (17) The tribal veteran plate shall be of the same design as provided in § 32-5-123 and
24 shall designate the owner as a veteran.