

State of South Dakota

NINETY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2019

675B0679

SENATE BILL NO. 145

Introduced by: Senator Heinert and Representative Saba

1 FOR AN ACT ENTITLED, An Act to revise provisions regarding the vesting of title to a
2 removal agency.

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

4 Section 1. That § 32-36-9 be amended to read:

5 32-36-9. Notwithstanding any statutes to the contrary, title to any abandoned or junk motor
6 vehicle, any impounded vehicle, or other scrap metal shall vest in the removal agency after a
7 period of thirty days from the date ~~on which~~ notice was sent under § 32-36-8 or if the removal
8 agency is a law enforcement officer, the title shall vest after a period of ninety days from the
9 date notice was sent. The record holder of title or the lien holder may reclaim the motor vehicle
10 or other scrap metal. The lien holder and record holder of title shall notify the department in
11 writing within thirty days of their intent to reclaim the motor vehicle. However, if the record
12 holder of title fails to claim and remove the motor vehicle or other scrap metal within thirty days
13 after mailing of notice, title to the vehicle is irrevocably vested in the removal agency.

