

# State of South Dakota

NINETY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2019

400B0708

## HOUSE TRANSPORTATION ENGROSSED NO. **HB 1181** - 2/5/2019

Introduced by: The Committee on Agriculture and Natural Resources at the request of the  
Office of the Governor

1 FOR AN ACT ENTITLED, An Act to create a habitat conservation emblem specialty plate.

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

3 Section 1. That § 32-5-167 be amended to read:

4 32-5-167. Any owner of a motor vehicle may apply for an emblem specialty plate if the  
5 owner meets the requirements of §§ 32-5-168 to 32-5-178. The available emblem specialty  
6 plates are as follows:

7 (1) Organization;

8 (2) First responder; ~~or~~

9 (3) Organ donor; or

10 (4) Habitat conservation.

11 Section 2. That § 32-5-170 be amended to read:

12 32-5-170. If the emblem specialty plates, excluding the habitat conservation emblem  
13 specialty plate, are requested at the time of initial application for title and registration of the  
14 vehicle, no additional fees are charged for the plates above the costs involved in registering the



1 motor vehicle. Each person requesting the habitat conservation emblem specialty plate shall pay  
2 an additional ten dollar fee for the issuance of the habitat conservation emblem specialty plate.  
3 If the emblem specialty plates are requested later or if the motor vehicle has current South  
4 Dakota plates, the owner shall surrender the current plates and pay a ten dollar fee for the  
5 emblem specialty plates. All fees collected under this section shall be placed in the license plate  
6 revolving fund.

7 Section 3. That § 32-5-174 be amended to read:

8 32-5-174. Each emblem specialty plate authorized by § 32-5-167, excluding the habitat  
9 conservation emblem specialty plate, shall be retained for the same period of time as plates  
10 referred to in § 32-5-83. The habitat conservation emblem specialty plate shall be reissued  
11 annually.

12 Section 4. That chapter 32-5 be amended by adding a NEW SECTION to read:

13 The habitat conservation emblem specialty plate and the habitat conservation emblem shall  
14 be designed by the Department of Game, Fish and Parks and approved by the secretary. The  
15 department shall provide the habitat conservation emblems to the Second Century Habitat  
16 Foundation. The habitat conservation emblems may be ordered in no fewer than one hundred  
17 sets, and the Department of Game, Fish and Parks shall reimburse the department for the cost  
18 of the habitat conservation emblems plus a fifteen percent administration fee.

19 The provisions of §§ 32-5-175 to 32-5-178, inclusive, do not apply to the habitat  
20 conservation emblem specialty plate or the habitat conservation emblem.

21 The Second Century Habitat Foundation may sell the habitat conservation emblems and are  
22 responsible for the administration of the habitat conservation emblem.

23 No emblem, other than a habitat conservation emblem, may be used on the habitat  
24 conservation emblem specialty plate. The habitat conservation emblem may not be affixed to

1 any other emblem specialty plate. Misuse of the habitat conservation emblem or use of  
2 unauthorized emblems on the habitat conservation emblem specialty plate is a Class 1  
3 misdemeanor.