

State of South Dakota

EIGHTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 2009

392Q0416

HOUSE BILL NO. 1228

Introduced by: Representatives Krebs, Hunt, Kopp, Lange, McLaughlin, Novstrup (David), Solum, Sorenson, Steele, Street, Turbiville, and Verchio and Senators Vehle, Adelstein, Dempster, Jerstad, and Merchant

1 FOR AN ACT ENTITLED, An Act to require mopeds used on public highways to be titled and
2 licensed as a motorcycle and to increase license fees for motorcycles.

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

4 Section 1. That § 32-3-2.3 be amended to read as follows:

5 32-3-2.3. ~~Mopeds~~ Each moped, as defined in § 32-3-1, to be used on a public highway shall
6 be ~~exempt from titled pursuant to~~ the provisions of this chapter ~~unless an applicant wishes to~~
7 ~~obtain title to a moped.~~ However, no moped may be titled, licensed, and used on a public
8 highway unless the moped contains a label required by 49 CFR § 567.4, as amended to
9 January 1, 2009, that states that the moped conforms to all applicable federal motor vehicle
10 safety standards in effect on the date of the moped's manufacture.

11 Section 2. That § 32-5-1.2 be repealed.

12 ~~—32-5-1.2. Mopeds as defined in § 32-20-1 are exempt from the provisions of this chapter~~
13 ~~unless the applicant wishes to license a moped.~~

14 Section 3. That § 32-5-9 be amended to read as follows:



1 32-5-9. License fees and compensation for use of the highways payable under § 32-5-5 shall
2 be: ~~nine~~ fourteen dollars and fifty cents for motorcycles with a piston displacement of less than
3 three hundred fifty cubic centimeters and ~~twelve~~ seventeen dollars for motorcycles with a piston
4 displacement of three hundred fifty cubic centimeters or more.