



2020 South Dakota Legislature  
**Senate Bill 70**  
**ENROLLED**

AN ACT

**ENTITLED An Act to authorize the use of Spanish in obtaining certain driver licenses and permits.**

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

**Section 1.** That § 1-27-22 be AMENDED:

**1-27-22. Application of English as common language requirement.**

The provisions of §§ 1-27-20 to 1-27-25, inclusive, do not apply:

- (1) To instruction in foreign language courses;
- (2) To instruction designed to aid students with limited English proficiency in a timely transition and integration into the general education system;
- (3) To the application, preparation materials, and examination for any noncommercial driver license or permit;
- (4) To the conduct of international commerce, tourism, and sporting events;
- (5) When deemed to interfere with needs of the justice system;
- (6) When the public safety, health, or emergency services require the use of other languages; and
- (7) When expert testimony, witnesses, or speakers require a language other than the common language. However, for purposes of deliberation, decision making, or record keeping, the official version of such testimony or commentary shall be the officially translated English language version.

**Section 2.** That a NEW SECTION be added:

**32-12-127. License applications and examination materials--Language.**

For noncommercial driver licenses and permits, the Department of Public Safety shall:

- (1) Provide the applications in Spanish and English;
- (2) Provide the examination materials in Spanish and English; and

- (3) Allow an applicant to take the written knowledge test in Spanish or English.  
Any instructions given to the applicant during the driving test must be administered in English.

**Section 3.** Section 2 of this Act is effective on January 1, 2021.

An Act to authorize the use of Spanish in obtaining certain driver licenses and permits.

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I certify that the attached Act originated in the:  
  
Senate as Bill No. 70

Received at this Executive Office  
this \_\_\_\_ day of \_\_\_\_\_,  
2020 at \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of the Senate

By \_\_\_\_\_  
for the Governor

\_\_\_\_\_  
President of the Senate

The attached Act is hereby  
approved this \_\_\_\_\_ day of  
\_\_\_\_\_, A.D., 2020

Attest:

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Governor

**STATE OF SOUTH DAKOTA,**

ss.

Office of the Secretary of State

\_\_\_\_\_  
Speaker of the House

Attest:

Filed \_\_\_\_\_, 2020  
at \_\_\_\_\_ o'clock \_\_ M.

\_\_\_\_\_  
Chief Clerk

\_\_\_\_\_  
Secretary of State

Senate Bill No. 70  
File No. \_\_\_\_\_  
Chapter No. \_\_\_\_\_

By \_\_\_\_\_  
Asst. Secretary of State