

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

724A0598

## SENATE BILL NO. 221

Introduced by: Senators Johnson (William) and Symens and Representatives Pederson  
(Gordon), Gleason, and Jorgensen

1 FOR AN ACT ENTITLED, An Act to exempt snowmobiles from uninsured and underinsured  
2 motorist coverage.

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

4 Section 1. That § 58-11-9 be amended to read as follows:

5 58-11-9. No policy insuring against loss resulting from liability imposed by law for bodily  
6 injury or death suffered by any person arising out of the ownership, maintenance, or use of a  
7 motor vehicle may be delivered or issued for delivery in this state with respect to any motor  
8 vehicle registered or principally garaged in this state, except for snowmobiles, unless coverage  
9 is provided therein or supplemental thereto in limits for bodily injury or death equal to the  
10 coverage provided by such policy for bodily injury and death, for the protection of persons  
11 insured thereunder who are legally entitled to recover damages from owners or operators of  
12 uninsured motor vehicles and hit-and-run motor vehicles because of bodily injury, sickness, or  
13 disease, including death, resulting therefrom. However, the coverage required by this section may  
14 not exceed the limits of one hundred thousand dollars because of bodily injury to or death of one  
15 person in any one accident and, subject to the limit for one person, three hundred thousand

1 dollars because of bodily injury to or death of two or more persons in any one accident, unless  
2 additional coverage is requested by the insured. Any policy insuring government owned vehicles  
3 may not be required to provide uninsured motorist coverage.

4 Section 2. That § 58-11-9.4 be amended to read as follows:

5 58-11-9.4. No motor vehicle liability policy of insurance may be issued or delivered in this  
6 state with respect to any motor vehicle registered or principally garaged in this state, except for  
7 snowmobiles, unless underinsured motorist coverage is provided therein at a face amount equal  
8 to the bodily injury limits of the policy. However, the coverage required by this section may not  
9 exceed the limits of one hundred thousand dollars because of bodily injury to or death of one  
10 person in any one accident and, subject to the limit for one person, three hundred thousand  
11 dollars because of bodily injury to or death of two or more persons in any one accident, unless  
12 additional coverage is requested by the insured. Any policy insuring government owned vehicles  
13 may not be required to provide underinsured motorist coverage.