

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

806C0186

HOUSE TRANSPORTATION COMMITTEE

ENGROSSED NO. **SB66** - 2/8/99

Introduced by: Senators Lawler, Brown (Arnold), Dunn (Rebecca), and Ham and
Representatives Brown (Jarvis), Diedtrich (Elmer), Duniphan, and Kooistra

1 FOR AN ACT ENTITLED, An Act to prohibit passengers in the unenclosed cargo area of
2 certain vehicles unless certain conditions are met.

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

4 Section 1. No driver of a pickup truck, truck, trailer, or semitrailer may knowingly permit
5 any person who has not attained the age of eighteen years to ride in the unenclosed or unroofed
6 cargo storage area of the vehicle if the vehicle is traveling faster than twenty-five miles per hour,
7 unless either of the following applies:

8 (1) The cargo storage area of the vehicle is equipped with a properly secured seat to
9 which is attached a safety seat belt system that is in compliance with federal standards
10 and the person riding in the cargo storage area is in the seat and is wearing the seat
11 belt; or

12 (2) An emergency exists that threatens the life of the driver or the person being
13 transported in the cargo storage area of the pickup truck, truck, trailer, or semitrailer.

14 Any violation of this section is a Class 2 misdemeanor.

1 **BILL HISTORY**

2 1/15/99 First read in Senate and referred to Health and Human Services. S.J. 53

3 1/20/99 Scheduled for Committee hearing on this date.

4 1/20/99 Health and Human Services Do Pass, Passed, AYES 4, NAYS 3. S.J. 127

5 1/21/99 Senate Do Pass, Passed, AYES 18, NAYS 17. S.J. 150

6 1/21/99 Intent to reconsider. S.J. 150

7 1/22/99 Senate Reconsidered, AYES 15, NAYS 19. S.J. 158

8 1/25/99 First read in House and referred to Judiciary. H.J. 177

9 1/29/99 Referred to Transportation. H.J. 263

10 2/3/99 Scheduled for Committee hearing on this date.

11 2/3/99 Transportation Do Pass Amended, Passed, AYES 8, NAYS 5. H.J. 392

12 2/4/99 Referred to Transportation. H.J. 369