

# State of South Dakota

NINETY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2016

400X0245

## SENATE BILL NO. 33

Introduced by: The Committee on Judiciary at the request of the Department of Public Safety

1 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding chemical testing and  
2 revocations of driver licenses for persons under the age of twenty-one.

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

4 Section 1. That § 32-23-11.1 be amended to read:

5 32-23-11.1. A person's license to drive is not subject to revocation as provided in § ~~32-23-11~~  
6 ~~or 32-23-18~~ if that person pleads guilty to violating § ~~32-23-1~~, or if the charge of violating § ~~32-~~  
7 ~~23-1~~ is dismissed by the state prior to the departmental hearing and the person is not convicted  
8 of a violation of § ~~32-24-1~~ or ~~32-24-8~~, or, if a hearing is not requested, prior to a revocation  
9 ~~order being issued~~ § 32-23-21 before a revocation order is issued.

10 Section 2. That § 32-23-18 be amended to read:

11 32-23-18. The Department of Public Safety shall revoke the license of any person arrested  
12 for violating § ~~32-23-1~~ or ~~32-23-21~~, who refuses to submit to a chemical analysis as ~~directed~~  
13 requested by a law enforcement officer ~~pursuant to § 32-23-10~~.

