

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

400B0262

HOUSE BILL NO. 1039

Introduced by: The Committee on Transportation at the request of the Department of
Commerce and Regulation

1 FOR AN ACT ENTITLED, An Act to authorize daytime running lamps on motor vehicles.

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

3 Section 1. That chapter 32-17 be amended by adding thereto a NEW SECTION to read as
4 follows:

5 For the purposes of this chapter, daytime running lamps are two lamps, which are designed
6 to be continuously illuminated, which are mounted symmetrically on the front of a vehicle, which
7 turn on automatically when the ignition switch is turned on, and which are for the purpose of
8 making the vehicle more conspicuous when the regular headlamps are not required for driving.
9 The lamps shall be clearly marked, DRL, and may be white or yellow in color. The lamps may
10 be mounted no less than fifteen inches from the ground and no higher than thirty-four inches
11 from the ground.

12 Section 2. That § 32-17-3 be amended to read as follows:

13 32-17-3. No vehicle may be operated upon a highway with the front light or lights as
14 provided in § 32-17-27 lighted without the front lamps as provided in § 32-17-4 lighted. Daytime
15 running lamps are exempt from the requirements of this section. A violation of this section is a

1 Class 2 misdemeanor.

2 Section 3. That § 32-17-17 be amended to read as follows:

3 32-17-17. Any motor vehicle may be equipped with up to three auxiliary driving lamps
4 mounted on the front at a height not less than twelve inches nor more than twenty-four inches
5 above the level surface upon which the vehicle stands, and every such auxiliary driving lamp or
6 lamps shall meet the requirements and limitations of §§ 32-17-1 to 32-17-16, inclusive. A
7 violation of this paragraph is a petty offense.

8 No auxiliary driving lamp mounted on a motor vehicle, other than a fog lamp, may be lighted
9 at any time the lighted headlamps on the vehicle are on a low beam position. A violation of this
10 paragraph is a Class 2 misdemeanor. Daytime running lamps are exempt from the requirements
11 of this statute.

12 Section 4. That § 32-17-20 be amended to read as follows:

13 32-17-20. Any device other than headlamps, daytime running lamps, spot lamps, or auxiliary
14 driving lamps, which projects a beam of light of an intensity greater than twenty-five candle
15 power shall be so directed that no part of the beam will strike the level of the surface on which
16 the vehicle stands at a distance of more than fifty feet from the vehicle. A violation of this section
17 is a Class 2 misdemeanor.