

AN ACT

ENTITLED, An Act to establish certain criteria for the state trunk highway system.

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

Section 1. That § 31-4-1 be amended to read as follows:

31-4-1. The state trunk highway system shall be as designated by the Legislature in statute. In designating the state trunk highway system, the Legislature shall consider, but not be limited to, the following primary factors:

- (1) Highways which are functionally classified as arterials as approved by the Federal Highway Administration and which provide farm to market access;
- (2) Highways providing service to a state or federal recreational access area;
- (3) The proximity of other state trunk highways and highways providing duplicating or similar service;
- (4) The cost of construction, maintenance, right-of-way, and the extent of needs on the state system;
- (5) The traffic volumes and other traffic survey data; and
- (6) The desirability of providing an integrated system to serve interstate travel, county seats, and cities of four hundred fifty population or greater.

An existing highway segment may not be removed from the state trunk highway system unless an agreement for transfer of maintenance responsibility has been executed by the Department of Transportation and the local government unit to which the title and maintenance responsibility would be transferred.

Section 2. The Transportation commission may designate, by rules promulgated pursuant to chapter 1-26, a segment of the state trunk highway system as a minimum maintenance road if the commission determines that the segment is used only occasionally or intermittently for passenger or commercial travel. The commission shall publish a list of the state highway segments proposed to be

designated as minimum maintenance segments each year and provide an opportunity for public input pursuant to chapter 1-26 before making the final designations. The commission shall identify the beginning and end points of the segment designated as minimum maintenance. A minimum maintenance segment may be maintained at a level less than the minimum standards for full maintenance roads, but shall be maintained at the level required to serve the occasional or intermittent traffic.

Section 3. The Department of Transportation shall post signs on a minimum maintenance segment of road to notify motor vehicle drivers that it is a minimum maintenance segment and that travel on the road is at the driver's own risk. The signs shall be posted at the entry points to and at regular intervals along a minimum maintenance segment. A properly posted sign is prima facie evidence that adequate notice of a minimum maintenance has been given to the motor vehicle driver.

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I certify that the attached Act
originated in the

SENATE as Bill No. 60

Secretary of the Senate

President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 60

File No. _____

Chapter No. _____

Received at this Executive Office
this _____ day of _____ ,

19____ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 19____

Governor

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 19____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State