

2025 South Dakota Legislature

Senate Bill 3**AMENDMENT 3A
FOR THE INTRODUCED BILL**

1 **An Act to increase driver license fees.**

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

3 **Section 1. That § 32-12-16 be AMENDED:**

4 **32-12-16.** The application fee for an original driver license or a renewal of a driver
5 license is ~~twenty-eight~~ thirty-eight dollars. The fee for a duplicate license, a name change,
6 or an address change is ~~fifteen~~ twenty dollars. The fee ~~shall~~ must be credited to the state
7 motor vehicle fund.

8 Five dollars of every fee for an original or renewal license collected pursuant to this
9 section ~~shall~~ must be used to administer the Division of Highway Patrol.

10 **Section 2. That § 32-12-47.1 be AMENDED:**

11 **32-12-47.1.** Any ~~person~~ individual whose license or privilege to drive a motor
12 vehicle on public highways has been revoked, suspended, or disqualified may not have
13 the license or privilege renewed or restored unless the period of revocation, suspension,
14 or disqualification has expired. The period ~~of revocation, suspension, or disqualification~~
15 ~~shall begin~~ begins on the date ordered by the court, on the date specified in the notice
16 from the department, or on the date the suspension order is effective for failure to comply
17 with a citation, whichever date is earlier. At the expiration of the period of revocation,
18 suspension, or disqualification, ~~a person may make application~~ an individual may apply
19 for license reinstatement ~~as provided by law and shall pay a license fee of fifty dollars plus~~
20 ~~application fees pursuant to § 32-12-16; a license fee of seventy five dollars plus~~
21 ~~application fees pursuant to § 32-12-16 if revocation of the license was a result of a~~
22 ~~conviction for a violation of § 32-23-2; a license fee of one hundred dollars plus application~~
23 ~~fees pursuant to § 32-12-16 if revocation of the license was a result of a conviction for a~~
24 ~~violation of § 32-33-18, or a second or subsequent conviction for a violation of § 32-24-1~~
25 ~~within a period of one year; a license fee of one hundred twenty five dollars plus~~

1 application fees pursuant to ~~§ 32-12-16~~ if revocation of the license was a result of a
 2 conviction for a violation of ~~§ 32-23-3~~; a license fee of one hundred seventy five dollars
 3 plus application fees pursuant to ~~§ 32-12-16~~ if revocation of the license was a result of a
 4 conviction for a violation of ~~§ 32-23-4, 32-23-4.6, or 32-23-4.7~~; or a license fee of two
 5 hundred dollars plus application fees pursuant to ~~§ 32-12-16~~ if revocation of the license
 6 was the result of a conviction for a violation of ~~§ 22-16-41 or 22-18-36~~. A person making
 7 application following a revocation shall fulfill all knowledge examination requirements of a
 8 new applicant by:

9 (1) Paying the following, applicable licensing fee, in addition to an application fee
 10 pursuant to § 32-12-16:

11 (a) If revocation of the license was a result of a conviction for a violation of §
 12 32-23-2, one hundred dollars;

13 (b) If revocation of the license was a result of a conviction for a violation of §
 14 32-33-18, or a second or subsequent conviction for a violation of § 32-24-
 15 1 within one year, one hundred twenty-five dollars;

16 (c) If revocation of the license was a result of a conviction for a violation of §
 17 32-23-3, one hundred fifty dollars;

18 (d) If revocation of the license was a result of a conviction for a violation of §
 19 32-23-4, 32-23-4.6, or 32-23-4.7, two hundred dollars;

20 (e) If revocation of the license was the result of a conviction for a violation of
 21 § 22-16-41 or 22-18-36, two hundred twenty-five dollars; and

22 (f) If none of the preceding subdivisions apply, seventy-five dollars; and

23 (2) Fulfilling ~~all a~~ knowledge examination ~~requirements requirement~~ of a new applicant
 24 ~~for a revocation listed in subsections (a) to (e), inclusive.~~

25 ~~A person~~An individual who had a restricted minor's permit, motorcycle restricted
 26 minor's permit, instruction permit, or motorcycle instruction permit, or privilege to apply
 27 for a permit or license suspended pursuant to § 32-12-15 ~~need not~~ is not required to pay
 28 the fee prior to reinstatement of the ~~license permit~~, unless the suspension is for a
 29 conviction of a moving traffic offense assessed six or more points ~~by~~ pursuant to § 32-12-
 30 49.1.

31 **Section 3. That § 32-12-48 be AMENDED:**

32 **32-12-48.** If a defendant is convicted under § 32-23-2, 32-23-3, 32-23-4, 32-23-
 33 4.6, ~~or~~ 32-23-4.7, or 32-23-4.9, the period of revocation ~~shall begin~~ begins on the date
 34 ordered by the court or on the date specified in the notice from the department, whichever

1 date is earlier. At the conclusion of the period of revocation ordered by the court, and if
 2 future proof is filed with the Department of Public Safety as required by chapter 32-35,
 3 the defendant may submit an application to reinstate the defendant's driver license,
 4 accompanied by a fee of ~~seventy five dollars~~ if revocation of the license was for a
 5 conviction under ~~§ 32-23-2~~, one hundred twenty five dollars if revocation of the license
 6 was for a conviction under ~~§ 32-23-3~~, or one hundred seventy five dollars if revocation of
 7 the license was for a conviction under ~~§ 32-23-4, 32-23-4.6, or 32-23-4.7~~ the following
 8 applicable fee:

- 9 (1) If revocation of the license was a result of a conviction under § 32-23-2, one
 10 hundred dollars;
 11 (2) If revocation of the license was a result of a conviction under § 32-23-3, one
 12 hundred fifty dollars; and
 13 (3) If revocation of the license was a result of a conviction under § 32-23-4, 32-23-
 14 4.6, or 32-23-4.7, two hundred dollars.

15 The department may issue a driver license to the defendant, if, after an
 16 investigation of the character, habits, and driving ability of the defendant, the department
 17 is satisfied it is safe to grant the privilege of driving a motor vehicle to the defendant. A
 18 driver license issued under the provisions of this section ~~shall~~ must show the restrictions,
 19 if any, imposed by the court and the date when the restrictions ~~are to cease~~ expire.

20 **Section 4. That § 32-12-61.1 be AMENDED:**

21 **32-12-61.1.** The Department of Public Safety shall furnish to any authorized
 22 ~~person~~ individual, upon request, a problem driver point system abstract. The request ~~shall~~
 23 must indicate all adverse driver license actions maintained by a jurisdiction and ~~shall~~ must
 24 be released according to 23 C.F.R. ~~Parts 1325 and § 1327 in effect~~ (January 1, 1995). The
 25 department shall collect ~~four~~ seven dollars for each inquiry. The fee ~~shall~~ must be credited
 26 to the state motor vehicle fund. Any governmental entity or subdivision is exempt from
 27 this fee.

28 **Section 5. That § 32-12A-15 be AMENDED:**

29 **32-12A-15.** The application fee for a commercial driver license is ~~thirty three~~
 30 forty-three dollars. For each commercial driver license endorsement knowledge test
 31 administered, the fee is ~~fifteen~~ twenty dollars. The fee for a duplicate license, a name
 32 change, or an address change is ~~fifteen~~ twenty dollars.

1 ~~The fee shall~~ Any fee that is collected must be credited to the state motor vehicle
2 fund.

3 **Section 6. That § 32-12A-63 be AMENDED:**

4 **32-12A-63.** The department shall furnish to any person, upon request, a certified
5 abstract of the operating record for the ~~last previous~~ three years of any ~~person~~ individual
6 subject to the provisions of chapter 32-35. The abstract ~~shall include enumeration of~~ must
7 list any motor vehicle accident in which the ~~person~~ individual has been involved, the
8 ~~person's~~ individual's medical certification status, and ~~reference to~~ any conviction of the
9 ~~person~~ individual for a violation of any motor vehicle law as reported to the department.
10 The department shall collect ~~five~~ seven dollars for each abstract. The fee ~~shall~~ must be
11 credited to the state motor vehicle fund. No governmental entity or subdivision is subject
12 to this fee.

13 The department shall furnish, upon request and a payment of a fee of ~~five~~ seven
14 dollars, full information regarding the driver record for the ~~last previous~~ three years of a
15 ~~person~~ an individual who has been issued a commercial learner's permit or commercial
16 driver license, to an employer or to a prospective employer, if the ~~person~~ individual has
17 given written consent to the employer or prospective employer to obtain this information.
18 ~~The individual must also provide written consent to the department to provide the~~
19 ~~information.~~ The department shall furnish this same information regarding the driver
20 record to the driver upon the payment of a fee of ~~five~~ seven dollars. The information ~~shall~~
21 must include the ~~person's~~ individual's medical certification status, any disqualification, and
22 any other licensing action for a violation of any state or local law relating to motor vehicle
23 traffic control, other than a parking violation committed in any type of vehicle. The fee
24 ~~shall~~ must be credited to the state motor vehicle fund. No governmental entity or
25 subdivision is subject to this fee.