

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

336R0111

HOUSE LOCAL GOVERNMENT

ENGROSSED NO. **HB 1107** - 2/16/2010

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Van Gerpen, Fargen, Frerichs, Hoffman, Juhnke, Lucas, Steele, Street, and Wismer and Senators Hanson (Gary) and Fryslie

1 FOR AN ACT ENTITLED, An Act to permit certain persons to renew an operator's license,
2 motorcycle operator's license, or nondriver identification card without appearing in person
3 at a driver license exam site.

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

5 Section 1. That § 32-12-1 be amended to read as follows:

6 32-12-1. For purposes of this chapter, terms are defined in § 32-14-1. Terms used in this
7 chapter mean:

8 (1) "Driver license," a document issued by a state or jurisdiction to an individual that
9 authorizes the individual to drive a motor vehicle, including an operator's license,
10 motorcycle operator's license, restricted minor's permit, motorcycle restricted minor's
11 permit, instruction permit, motorcycle instruction permit, and temporary permit;

12 (2) "Operator's license," any document issued by a state or jurisdiction to an individual
13 that bestows full driving privileges upon the individual; ~~and~~

14 (3) "Personally identifiable information," any information that can be used to distinguish



1 or trace an individual's identity, such as name, social security number, or driver
2 license or nondriver identification card number; and

3 (4) "Principal residence," the location where a person currently resides even if at a
4 temporary address.

5 Section 2. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 Any person who holds a valid South Dakota operator's license, motorcycle operator's
8 license, or nondriver identification card that meets the requirements of this chapter and 6 C.F.R.
9 Part 37, as amended to January 1, 2010, may apply for renewal by mail once in any ten year
10 period if:

11 (1) The applicant is a citizen or national of the United States or is an alien who has
12 permanent resident status;

13 (2) The applicant has not had a material change in any personally identifiable
14 information as defined in § 32-12-1. A change of address of principal residence does
15 not constitute a material change;

16 (3) The applicant is not applying for reinstatement after a suspension, revocation,
17 disqualification, or cancellation; and

18 (4) The applicant has complied with all other provisions of this chapter and is eligible
19 for renewal by mail as determined by the Department of Public Safety.

20 Section 3. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as
21 follows:

22 The secretary of the Department of Public Safety shall promulgate rules, pursuant to chapter
23 1-26, on medical and vision standards, presentment of documents, application deadlines, and
24 fees relating to the renewal by mail of an operator's license, motorcycle operator's license, or

1 nondriver identification card under the provisions of this chapter.