

# State of South Dakota

NINETY-FIRST SESSION  
LEGISLATIVE ASSEMBLY, 2016

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## SENATE BILL NO. 135

Introduced by: Senators Peterson (Jim), Frerichs, and Olson and Representatives Bartling, Feickert, Kirschman, McCleerey, Qualm, Schoenfish, and Schrempp

1 FOR AN ACT ENTITLED, An Act to allow overwidth farm equipment to be operated on  
2 primary highways after sunset under certain conditions.

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

4 Section 1. That chapter 32-22 be amended by adding a NEW SECTION to read:

5 Any farm implement exceeding the width limitations prescribed by § 32-22-3 may be  
6 operated during the period of day between one-half hour after sunset and one-half hour before  
7 sunrise on the following day on any public highway on the state trunk system if the following  
8 requirements are met:

9 (1) The implement has flashing or rotating white or amber warning lights placed at each  
10 side of the implement's widest extremity that are clearly visible to motorists  
11 approaching from front and rear;

12 (2) The implement is no more than fourteen feet wide at its widest extremity; and

13 (3) The implement is accompanied by an escort vehicle in front of the implement and an  
14 escort vehicle in the rear of the implement, both of which are equipped with either  
15 a revolving amber light or two, two-way flashing amber lights that are at least four



1 inches in diameter.

2 A violation of this section is a Class 2 misdemeanor.

3 Section 2. That § 32-22-2 be repealed.

4 ~~— 32-22-2. It is a Class 2 misdemeanor for any person to operate or move, or cause to be~~  
5 ~~operated or moved, upon any public highway on the state trunk system, any load, including farm~~  
6 ~~machinery or implements of husbandry, which exceed the width limitations prescribed by § 32-~~  
7 ~~22-3 during the period of day between one-half hour after sunset and one-half hour before~~  
8 ~~sunrise on the following day.~~