

AN ACT

ENTITLED, An Act to revise certain electronic driver license renewal requirements and to authorize electronic upgrades of restricted minor's permits.

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

Section 1. That § 32-12-43 be amended to read as follows:

32-12-43. For renewal of an operator's license, motorcycle operator's license, restricted minor's permit, motorcycle restricted minor's permit, instruction permit, or motorcycle instruction permit, the Department of Public Safety shall require an examination of the applicant's eyesight, except as provided pursuant to the provisions of § 32-12-43.1.

Section 2. That § 32-12-43.1 be amended to read as follows:

32-12-43.1. Any person who holds a valid South Dakota operator's license, motorcycle operator's license, or nondriver identification card that meets the requirements of this chapter and 6 C.F.R. Part 37, as amended to January 1, 2013, may apply by mail or electronically for a replacement or updated license or identification card and a renewal once in any ten year period if:

- (1) The applicant is a citizen or national of the United States or is an alien who has permanent resident status;
- (2) The applicant has not had a material change in any personally identifiable information as defined in § 32-12-1. A change of address of principal residence does not constitute a material change;
- (3) The applicant is not applying for reinstatement after a suspension, revocation, disqualification, or cancellation;
- (4) The applicant submits two forms of proof of current address;
- (5) In case of a renewal application only, the applicant submits a vision statement signed by a licensed optometrist or ophthalmologist that supplies proof that the applicant has

adequate eyesight, if the applicant is sixty-five years of age or older at the time of renewal; and

- (6) The applicant has complied with all other provisions of this chapter and is eligible for renewal by mail or electronic renewal as determined by the Department of Public Safety.

Section 3. That § 32-12-12.3 be amended to read as follows:

32-12-12.3. Any person holding a restricted minor's permit pursuant to § 32-12-12 or a motorcycle restricted minor's permit pursuant to § 32-12-12.1 may upgrade to an operator's license or motorcycle operator's license by mail or electronically unless the person has been convicted of a traffic violation. The holder shall mail to the Department of Public Safety or pay electronically the appropriate fee pursuant to § 32-12-16. The eyesight test required by § 32-12-4 is waived if upgrading pursuant to the provisions of this section.

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I certify that the attached Act originated in the

SENATE as Bill No. 186

Secretary of the Senate

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President of the Senate

Attest:

Secretary of the Senate

Speaker of the House

Attest:

Chief Clerk

Senate Bill No. 186
File No. _____
Chapter No. _____

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Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20____

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State