

# State of South Dakota

EIGHTY-NINTH SESSION  
LEGISLATIVE ASSEMBLY, 2014

400V0620

## SENATE BILL NO. 186

Introduced by: The Committee on Commerce and Energy at the request of the Office of the Governor

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

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

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

5 32-12-43. For renewal of an operator's license, motorcycle operator's license, restricted  
6 minor's permit, motorcycle restricted minor's permit, instruction permit, or motorcycle  
7 instruction permit, the Department of Public Safety shall require an examination of the  
8 applicant's eyesight, except as provided pursuant to the provisions of § 32-12-43.1.

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

10 32-12-43.1. Any person who holds a valid South Dakota operator's license, motorcycle  
11 operator's license, or nondriver identification card that meets the requirements of this chapter  
12 and 6 C.F.R. Part 37, as amended to January 1, 2013, may apply ~~for renewal by mail or~~  
13 ~~electronic by mail or electronically for a replacement or updated license or identification card~~  
14 and a renewal once in any ten year period if:

15 (1) The applicant is a citizen or national of the United States or is an alien who has



1 permanent resident status;

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

5 (3) The applicant is not applying for reinstatement after a suspension, revocation,  
6 disqualification, or cancellation;

7 (4) The applicant submits two forms of proof of current address;

8 (5) ~~The~~ In case of a renewal application only, the applicant submits an affidavit signed  
9 by a licensed optometrist or ophthalmologist that supplies proof that the applicant has  
10 adequate eyesight, if the applicant is seventy years of age or older at the time of  
11 renewal; and

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

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

16 32-12-12.3. Any person holding a restricted minor's permit pursuant to § 32-12-12 or a  
17 motorcycle restricted minor's permit pursuant to § 32-12-12.1 may upgrade to an operator's  
18 license or motorcycle operator's license by mail or electronically unless the person has been  
19 convicted of a traffic violation. The holder shall mail to the Department of Public Safety or pay  
20 electronically the appropriate fee pursuant to § 32-12-16. The eyesight test required by § 32-12-  
21 4 is waived if upgrading ~~by mail~~ pursuant to the provisions of this section.