

# State of South Dakota

## EIGHTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2010

680R0099

HOUSE BILL NO. \_\_\_\_\_

Introduced by: \_\_\_\_\_

1 FOR AN ACT ENTITLED, An Act to require mopeds used on public highways to be titled and  
2 licensed as a motorcycle and to increase license fees for motorcycles.

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

4 Section 1. That § 32-3-2.3 be amended to read as follows:

5 32-3-2.3. ~~Mopeds~~ Each moped, as defined in § 32-3-1, to be used on a public highway shall  
6 be ~~exempt from titled pursuant to~~ the provisions of this chapter ~~unless an applicant wishes to~~  
7 ~~obtain title to a moped.~~ However, no moped may be titled, licensed, and used on a public  
8 highway unless the moped contains a label required by 49 CFR § 567.4, as amended to  
9 January 1, 2009, that states that the moped conforms to all applicable federal motor vehicle  
10 safety standards in effect on the date of the moped's manufacture.

11 Section 2. That § 32-5-1.2 be repealed.

12 ~~—32-5-1.2. Mopeds as defined in § 32-20-1 are exempt from the provisions of this chapter~~  
13 ~~unless the applicant wishes to license a moped.~~

14 Section 3. That § 32-5-9 be amended to read as follows:

15 32-5-9. License fees and compensation for use of the highways payable under § 32-5-5 shall  
16 be: ~~nine~~ fourteen dollars and fifty cents for motorcycles with a piston displacement of less than



- 1 three hundred fifty cubic centimeters and ~~twelve~~ seventeen dollars for motorcycles with a piston
- 2 displacement of three hundred fifty cubic centimeters or more.