

AN ACT

ENTITLED, An Act to revise certain provisions pertaining to the regulation of certain motor carriers transporting hazardous materials.

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

Section 1. That § 49-28A-3 be amended to read as follows:

49-28A-3. The state hereby adopts Title 49 of the Code of Federal Regulations, subtitle B, chapter I, subchapter C, parts 171 through 180, inclusive, October 1, 1995, as amended through January 1, 1997, and Title 49 of the Code of Federal Regulations, subtitle B, chapter III, subchapter B, parts 390 through 397, inclusive, October 1, 1995, as amended through January 1, 1997. Any violation of parts 390 to 396, inclusive, the motor carrier safety requirements governing the qualifications of drivers, driving of motor vehicles, parts and accessories necessary for safe operation, notification and reporting of accidents, hours of service of drivers, inspection, repair and maintenance is a Class 2 misdemeanor. Any violation of parts 171 to 180, inclusive, or part 397, the hazardous materials regulations pertaining to general information, regulations and definitions, hazardous materials tables, hazardous materials communication regulations, shippers requirements for shipments and packaging, carriage by rail, carriage by aircraft, carriage by vessel, carriage by public highway, shipping container specifications, specifications for tank cars, qualification and maintenance of cargo tanks, and driving and parking rules for the transportation of hazardous materials is a Class 1 misdemeanor.

An Act to revise certain provisions pertaining to the regulation of certain motor carriers transporting hazardous materials.

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I certify that the attached Act originated in the HOUSE as Bill No. 1053

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1053
File No. _____
Chapter No. _____

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Received at this Executive Office this ____ day of _____, 19__ at ____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____, A.D., 19__

Governor

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STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 19__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State