

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

400C0265

SENATE BILL NO. 59

Introduced by: The Committee on Transportation at the request of the Department of
Transportation

1 FOR AN ACT ENTITLED, An Act to authorize the examination and use of commercial vehicle
2 weigh scale tickets in the enforcement of vehicle weight restrictions.

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

4 Section 1. That chapter 32-2 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Any agent, patrolman, motor carrier inspector, or employee of the Department of Commerce
7 and Regulation having reasonable cause to suspect a violation of chapter 32-22 may enter any
8 place maintaining a vehicle scale used in commercial trade and inspect, seize and use in evidence,
9 without formal warrant, any scale ticket retained by the agency performing the weighing service
10 in accordance with chapter 37-22A.

11 Section 2. That § 37-22A-3 be amended to read as follows:

12 37-22A-3. Each scale ticket issued by vehicle scales used in commercial trade shall show the
13 name of the agency performing the weighing service, the date of the weighing, the number of the
14 scale or other information identifying the scale upon which the weighing is performed, the name
15 of the person or firm having a vehicle weighed, the license plate number of the vehicle being
16 weighed including the separate license plate number of each unit of a combination vehicle being

1 ~~weighed,~~ and the name of the weighmaster, or understandable abbreviations of such names. ~~Scale~~
2 ~~tickets~~ Any scale ticket issued under this chapter shall be in duplicate form, serially numbered,
3 and if ~~such tickets are~~ the ticket is used on a type-registering weighbeam ~~they~~ it shall conform
4 to specifications set by the Division of Commercial Inspection and Regulation. One copy of ~~such~~
5 the scale ticket shall be retained by the agency performing the weighing service; and one copy
6 of ~~such~~ the scale ticket shall be furnished to the person or firm having the vehicle weighed. No
7 change of weight ~~shall~~ may be made on any such ticket.