

State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

196C0040

SENATE BILL NO. 97

Introduced by: Senators Albers, Staggers, and Vitter and Representatives Engbrecht, Hennies,
and Weber

1 FOR AN ACT ENTITLED, An Act to extend the time period during which previous driving
2 while intoxicated convictions may be considered for determining subsequent offenses.

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

4 Section 1. That § 32-23-4.1 be amended to read as follows:

5 32-23-4.1. No previous conviction for, or plea of guilty to a violation of § 32-23-1 occurring
6 more than ~~five~~ ten years prior to the date of the violation being charged may be used to
7 determine that the violation being charged is a second, third, or subsequent offense.

8 Section 2. That § 32-23-4.5 be amended to read as follows:

9 32-23-4.5. Any conviction for, or plea of guilty to, an offense in another state which, if
10 committed in this state, would be a violation of § 32-23-1, and occurring within ~~five~~ ten years
11 prior to the date of the violation being charged, shall be used to determine if the violation being
12 charged is a second, third, or subsequent offense.