

AN ACT

ENTITLED, An Act to require a removal agency to notify certain persons after removing certain motor vehicles.

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

Section 1. That chapter 32-30 be amended by adding thereto a NEW SECTION to read as follows:

If any removal agency as defined by § 32-36-2 removes any unattended motor vehicle from a public street or highway and the removal is not at the written request of the owner, an authorized agent of the owner, or a law enforcement officer, the removal agency shall report the removal to the owner within twenty-four hours of removing the motor vehicle. However, if the removal agency is unable to contact the owner, the removal agency shall report the removal to the county sheriff, if the removal occurred outside any municipality, or to the chief of police, if the removal occurred inside any municipality, within twenty-four hours of removing the motor vehicle. Failure to make a report as provided by this section is a Class 2 misdemeanor.

Section 2. That chapter 32-30 be amended by adding thereto a NEW SECTION to read as follows:

If a removal agency fails to make a report as required by section 1 of this Act, the removal agency is not entitled to any towing or storage fees for the removed vehicle and no such towing or storage fees may be billed or collected by the removal agency.

An Act to require a removal agency to notify certain persons after removing certain motor vehicles.

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I certify that the attached Act originated in the

HOUSE as Bill No. 1122

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. 1122

File No. _____

Chapter No. _____

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Received at this Executive Office this ____ day of _____ ,

20__ at _____ M.

By _____
for the Governor

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The attached Act is hereby approved this _____ day of _____ , A.D., 20__

Governor

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STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State