

# State of South Dakota

SEVENTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2000

941D0492

SENATE LOCAL GOVERNMENT COMMITTEE

ENGROSSED NO. **HB1122** - 2/10/00

Introduced by: Representatives McNenny, Hennies, Juhnke, Napoli, Pummel, and Sutton  
(Duane) and Senators Albers and Kleven

1 FOR AN ACT ENTITLED, An Act to require a removal agency to notify a county sheriff or  
2 chief of police after removing certain motor vehicles.

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

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

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

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

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

1 **BILL HISTORY**

2 1/18/00 First read in House and referred to Local Government. H.J. 116

3 1/27/00 Scheduled for Committee hearing on this date.

4 1/27/00 Deferred by Chair.

5 2/1/00 Scheduled for Committee hearing on this date.

6 2/1/00 Local Government Do Pass Amended, Passed, AYES 13, NAYS 0. H.J. 337

7 2/1/00 Local Government Place on Consent Calendar.

8 2/3/00 House of Representatives Do Pass Amended, Passed, AYES 66, NAYS 3. H.J. 390

9 2/4/00 First read in Senate and referred to Local Government. S.J. 323

10 2/9/00 Scheduled for Committee hearing on this date.

11 2/9/00 Local Government Do Pass Amended, Passed, AYES 7, NAYS 0. S.J. 401

12 2/9/00 Local Government Place on Consent Calendar.