

State of South Dakota

SEVENTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2003

573I0257

SENATE TRANSPORTATION COMMITTEE

ENGROSSED NO. **SB 122** - 02/06/2003

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senator Koskan and Representatives Garnos and Juhnke

1 FOR AN ACT ENTITLED, An Act to permit certain persons holding a restricted driving permit
2 to operate a motor vehicle for an extended period of time.

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

4 Section 1. That § 32-12-12 be amended to read as follows:

5 32-12-12. A restricted minor's permit may be issued, upon application and payment of the
6 proper fees as provided in § 32-12-16, to a minor at least fourteen years of age but less than
7 eighteen years of age who has successfully passed all applicable tests and completed the
8 requirements of an instruction permit as provided in § 32-12-11 or 32-12-11.1 and has not been
9 convicted of a traffic violation during the past six months. For any such minor who has
10 successfully completed a driver education course that has been approved by the Department of
11 Education and Cultural Affairs or a driver education course that the secretary of commerce and
12 regulation has determined has been approved by a state government agency in another state, the
13 required minimum time period for holding the instruction permit in order to qualify for the
14 restricted minor's permit is ninety continuous days. A restricted minor's permit entitles the holder,
15 while having the permit in immediate physical possession, to operate a motor vehicle during the



1 hours of 6 a.m. to 8 p.m. standard time if the motor vehicle is being operated with the permission
2 of the holder's parents or guardian and during the hours of 8 p.m. to 6 a.m. if the motor vehicle
3 is being operated under the direction of the holder's parent or guardian who is occupying a seat
4 beside the holder. A restricted minor's permit holder is entitled to operate a motor vehicle during
5 the hours of 8 p.m. to 11 p.m. standard time if the motor vehicle is being operated with the
6 permission of the holder's parents or guardian and the holder is taking the most direct route home
7 from school or work. The restrictions as to time of operation and operation under the direction
8 of a parent or guardian do not apply to the holder of a valid restricted minor's permit operating
9 a self-propelled agricultural machine which is not subject to registration under chapter 32-5.