

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

716J0456

HOUSE ENGROSSED NO. **HB 1146** - 02/02/2004

Introduced by: Representatives Weems, Konold, LaRue, and Peterson (Jim) and Senators Olson (Ed), Kelly, Knudson, and Koskan

1 FOR AN ACT ENTITLED, An Act to authorize the issuance of metal plates with a special
2 designation to a licensed vehicle dealer to enable commercial use of a vehicle under certain
3 conditions.

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

5 Section 1. That chapter 32-6B be amended by adding thereto a NEW SECTION to read as
6 follows:

7 The department shall issue metal numerical license plates to licensed vehicle dealers upon
8 application and payment of the gross weight tonnage fees pursuant to § 32-9-15 at the time of
9 annual renewal for each set desired. The license plates shall be numbered consecutively and
10 shall bear as a prefix the number 88. If a dealer's license is revoked or canceled or the dealer
11 goes out of business, the 88 plates shall be returned to the department. If any motor vehicle is
12 operated with 88 plates after the dealer license is revoked or canceled or after the dealer goes
13 out of business, or if the dealer refuses to return the plates, the dealer is guilty of a Class 2
14 misdemeanor.

15 Section 2. That chapter 32-6B be amended by adding thereto a NEW SECTION to read as



1 follows:

2 Any vehicle owned by a licensed new or used vehicle dealer that is being used to transport
3 any inventory replacement vehicle bearing an 88 license plate issued pursuant to section 1 of
4 this Act may be operated on the streets and highways of this state as a motor carrier if the
5 provisions of section 2 of this Act are met. The dealer 88 license plate is transferable by the
6 dealer from one vehicle owned by the dealer to another vehicle owned by the dealer. However,
7 no dealer 88 license plate may be used on a vehicle for lease or hire, or on a wrecker or service
8 truck.

9 Section 3. That chapter 32-9 be amended by adding thereto a NEW SECTION to read as
10 follows:

11 Any new or used vehicle owned by a licensed vehicle dealer, bearing a dealer's 88 license
12 plate issued pursuant to the provisions of sections 1 and 2 of this Act may operate such vehicle
13 for the licensed dealership as a motor carrier under the following conditions:

- 14 (1) The motor vehicle shall comply with all provisions of this chapter pertaining to
15 overweight operation;
- 16 (2) The maximum licensed gross weight may not exceed twenty-six thousand pounds;
17 and
- 18 (3) The gross weight tonnage fees shall be paid pursuant to § 32-9-15 with the tonnage
19 sticker affixed to the 88 plate prior to operation as a motor carrier.

20 Any violation of this section is a class 2 misdemeanor.