

State of South Dakota

EIGHTIETH SESSION
LEGISLATIVE ASSEMBLY, 2005

474L0424

HOUSE BILL NO. 1171

Introduced by: Representatives Weems, Faehn, Gassman, Krebs, Lange, Miles, Pederson (Gordon), Schafer, Sebert, and Willadsen and Senators Gant, Bartling, Kelly, and Sutton (Duane)

1 FOR AN ACT ENTITLED, An Act to permit snowmobile dealers or public auctions to sell
2 snowmobiles on consignment.

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

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

6 Any snowmobile dealer or public auction may sell, or offer to sell, new or used snowmobiles
7 on consignment. For the purposes of this chapter, consignment means the delivery of a
8 snowmobile by the owner into the possession of another without transfer of title for the purpose
9 of sale or where there is any condition that the purchaser does not have an absolute obligation
10 to pay for the snowmobile or has a right to return the snowmobile to the seller. Any snowmobile
11 dealer or public auction who sells, or offers to sell, a South Dakota titled snowmobile on
12 consignment shall enter into a contract with the consignor. The department shall prescribe the
13 form of the contract.

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



- 1 No person may sell or offer to sell a snowmobile, to which a manufacturer's statement of
- 2 origin has not been transferred, on consignment.