

AN ACT

ENTITLED, An Act to revise certain provisions regarding special motor vehicle license plates for veterans with a disability, prisoners of war, Pearl Harbor survivors, and Purple Heart recipients.

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

Section 1. That § 32-5-108 be amended to read as follows:

32-5-108. Any resident veteran owner of a motor vehicle who has received the United States Veterans' Administration K Award, meets the qualifications established by Public Law 187 of the Eighty-second Congress for a veteran to receive an automobile, or a veteran who has been rated as in receipt of a statutory benefit for loss or loss of use of one or more extremities, or a veteran who receives a veteran's allotment for total disability under compensation which is considered a service-connected injury, upon application to the department shall receive a maximum of two sets of special license plates for any automobile, pickup truck, or van licensed pursuant to § 32-5-5 or a motorcycle licensed pursuant to § 32-5-9. The veteran may choose to use one of the two sets of plates on a noncommercial motor vehicle that is a pickup truck and that weighs more than six thousand pounds licensed pursuant to § 32-5-6.3 or a motor home licensed pursuant to § 32-5-6.1. The veteran shall pay the regular license fees set out in §§ 32-5-6.3 and 32-5-6.1 and may not be required to pay the ten dollars for the special plates and renewal stickers. The special plates shall be displayed as set forth in § 32-5-98. The design of the license plate shall consist of a white background bordered on the left by a blue field with white stars and on the right by alternating red and white stripes. The words, Disabled Veteran, shall be inscribed on the plate in blue, in at least ten point bold type. The license plate shall be reflectorized and validated each year with a sticker in the same manner as a noncommercial license plate. License fees for the special plates shall be ten dollars for the plates and the renewal stickers. No license fee or sticker fee pursuant to § 32-5-6 or 32-5-9 may be charged to the veteran. The fees shall be deposited in the license plate special revenue fund.

In order to qualify for a special license plate pursuant to this section, a veteran shall, in addition to meeting the qualifications established in the first paragraph, have incurred disabling injuries while serving the United States in active duty during a time of war or while participating in a military mission involving armed conflict. If it is determined that the veteran owner does not qualify for the special plates or if the veteran owner dies, the plates shall be surrendered to the county treasurer of applicant's residence. The treasurer shall notify the secretary who shall make the necessary changes in the registration file. Failure to surrender the special license plates as required by this section is a Class 2 misdemeanor.

Section 2. That § 32-5-109 be amended to read as follows:

32-5-109. Any resident of this state who was a prisoner of war while serving in the United States armed forces and who received an honorable discharge from the United States armed forces is eligible to apply to the secretary for a maximum of two sets special motor vehicle license plates if the resident has first complied with all laws of this state for any automobile, pickup truck, or van licensed pursuant to § 32-5-5 or a motorcycle licensed pursuant to § 32-5-9. The veteran may choose to use one of the two sets of plates on a noncommercial motor vehicle that is a pickup truck and that weighs more than six thousand pounds licensed pursuant to § 32-5-6.3 or a motor home licensed pursuant to § 32-5-6.1. The veteran shall pay the regular license fees set out in §§ 32-5-6.3 and 32-5-6.1 and may not be required to pay the ten dollars for the special plates and renewal stickers. Each application shall be on a form prescribed by the secretary and shall include certification of the applicant's prisoner of war status from the United States Veterans' Administration. The applicant shall pay a ten dollar fee and shall receive special plates. The special plates shall be displayed as set forth in § 32-5-98. A fee of ten dollars shall be paid for the renewal stickers. No registration fee or sticker fee may be charged to the applicant pursuant to § 32-5-6 or 32-5-9. The fees shall be deposited into the license plate special revenue fund. Upon approval of the application, the secretary

shall issue the license plates which shall be numbered consecutively, beginning with the number 1, and the number shall be preceded by the letters POW. If it is determined that an applicant does not qualify for the special plates or if the applicant dies, the plates shall be surrendered to the county treasurer of the applicant's residence. The treasurer shall notify the secretary who shall make the necessary changes in the registration file. Failure to surrender the special license plates as required by this section is a Class 2 misdemeanor.

Section 3. That § 32-5-109.1 be amended to read as follows:

32-5-109.1. Any resident of this state who was serving in the United States armed forces and survived the attack at Pearl Harbor, Hawaii, on December 7, 1941, and who received an honorable discharge, may apply to the secretary for a maximum of two sets of special motor vehicle license plates if the applicant has complied with all the laws of this state for any automobile, pickup truck, or van licensed pursuant to § 32-5-5 or a motorcycle licensed pursuant to § 32-5-9. The veteran may choose to use one of the two sets of plates on a noncommercial motor vehicle that is a pickup truck and that weighs more than six thousand pounds licensed pursuant to § 32-5-6.3 or a motor home licensed pursuant to § 32-5-6.1. The veteran shall pay the regular license fees set out in §§ 32-5-6.3 and 32-5-6.1 and may not be required to pay the ten dollars for the special plates and renewal stickers. Each application shall be on a form prescribed by the secretary and shall include such information as the secretary may require. The applicant shall pay a ten dollar fee and shall receive special plates. The special plates shall be displayed as set forth in § 32-5-98. A fee of ten dollars shall be paid for the renewal stickers. No registration fee or sticker fee may be charged to the applicant pursuant to § 32-5-6 or 32-5-9. The fee shall be deposited into the license plate special revenue fund. Upon approval of the application, the secretary shall issue the license plates. The license plates shall be numbered consecutively beginning with number 1 and contain a symbol to be determined by the secretary indicating that the owner of the vehicle is a Pearl Harbor survivor. If it

is determined that an applicant does not qualify for the special plates or if the applicant dies, the plates shall be surrendered to the county treasurer of the applicant's residence. The treasurer shall notify the secretary who shall make the necessary changes in the registration file.

Section 4. That § 32-5-109.2 be amended to read as follows:

32-5-109.2. Any resident veteran owner of a motor vehicle who has received the Purple Heart Medal may apply to the secretary to receive a maximum of two sets of special license plates for any automobile, pickup truck, or van licensed pursuant to § 32-5-5 or a motorcycle licensed pursuant to § 32-5-9. The veteran may choose to use one of the two sets of plates on a noncommercial motor vehicle that is a pickup truck and that weighs more than six thousand pounds licensed pursuant to § 32-5-6.3 or a motor home licensed pursuant to § 32-5-6.1. The veteran shall pay the regular license fees set out in §§ 32-5-6.3 and 32-5-6.1 and may not be required to pay the ten dollars for the special plates and renewal stickers. The fee for the special license plates and the renewal stickers shall be ten dollars. The special plates shall be numbered consecutively beginning with number 1 and contain a symbol to be determined by the secretary indicating that the owner has received the Purple Heart Medal. The special plates shall be displayed as set forth in § 32-5-98. The special license plate shall be reflectorized and validated each year with a sticker in the same manner as a noncommercial license plate. No license fees or renewal fees may be charged to the applicant pursuant to § 32-5-6 or 32-5-9. If it is determined that the veteran owner does not qualify for the special plates or if the veteran owner dies, the plates shall be surrendered to the county treasurer of the applicant's residence. The treasurer shall notify the secretary who shall make the necessary changes in the registration file. Failure to surrender the special license plates as required by this section is a Class 2 misdemeanor.

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I certify that the attached Act
originated in the
SENATE as Bill No. 156
\_\_\_\_\_  
Secretary of the Senate
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\_\_\_\_\_  
President of the Senate

Attest:

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Speaker of the House

Attest:

\_\_\_\_\_  
Chief Clerk

Senate Bill No. 156  
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

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