

State of South Dakota

NINETY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2019

762B0634

HOUSE BILL NO. 1216

Introduced by: Representatives Goodwin, Barthel, Borglum, Diedrich, and Johnson (Chris)
and Senator Solano

1 FOR AN ACT ENTITLED, An Act to increase certain civil penalties for fleeing from police.

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

3 Section 1. That § 32-33-20 be amended to read:

4 32-33-20. ~~When~~ If the driver of a motor vehicle used in violation of § 32-33-18 is unknown,
5 the vehicle is subject to a civil penalty of ~~two~~ seven hundred ~~fifty~~ dollars.

6 Section 2. That § 32-33-21 be amended to read:

7 32-33-21. The state's attorney for the county in which the violation of § 32-33-18 occurs
8 shall commence a civil in rem proceeding against a vehicle used in conjunction with a violation
9 of § 32-33-18. If it is established by a preponderance of the evidence that the charged vehicle
10 was used in violation of § 32-33-18, a civil penalty of ~~five hundred~~ one thousand dollars shall
11 be assessed against the vehicle and shall constitute a lien on the vehicle until the penalty is
12 satisfied.

