

AN ACT

ENTITLED, An Act to permit certain persons to renew an operator's license, a motorcycle operator's license, or nondriver identification card without appearing in person at a driver license exam site.

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

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

32-12-1. For purposes of this chapter, terms are defined in § 32-14-1. Terms used in this chapter mean:

- (1) "Driver license," a document issued by a state or jurisdiction to an individual that authorizes the individual to drive a motor vehicle, including an operator's license, motorcycle operator's license, restricted minor's permit, motorcycle restricted minor's permit, instruction permit, motorcycle instruction permit, and temporary permit;
- (2) "Operator's license," any document issued by a state or jurisdiction to an individual that bestows full driving privileges upon the individual; and
- (3) "Personally identifiable information," any information that can be used to distinguish or trace an individual's identity, such as name, social security number, or driver license or nondriver identification card number; and
- (4) "Principal residence," the location where a person currently resides even if at a temporary address.

Section 2. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as follows:

Any person who holds a valid South Dakota operator's license, motorcycle operator's license, or nondriver identification card that meets the requirements of this chapter and 6 C.F.R. Part 37, as amended to January 1, 2013, may apply for renewal by mail or electronic renewal once in any ten year period if:

- (1) The applicant is a citizen or national of the United States or is an alien who has permanent resident status;
- (2) The applicant has not had a material change in any personally identifiable information as defined in § 32-12-1. A change of address of principal residence does not constitute a material change;
- (3) The applicant is not applying for reinstatement after a suspension, revocation, disqualification, or cancellation;
- (4) The applicant submits two forms of proof of current address;
- (5) The applicant submits an affidavit signed by a licensed optometrist or ophthalmologist that supplies proof that the applicant has adequate eyesight; and
- (6) The applicant has complied with all other provisions of this chapter and is eligible for renewal by mail or electronic renewal as determined by the Department of Public Safety.

Section 3. That chapter 32-12 be amended by adding thereto a NEW SECTION to read as follows:

The secretary of the Department of Public Safety may promulgate rules, pursuant to chapter 1-26, on medical and vision standards, presentment of documents, application deadlines, and fees relating to the renewal by mail or electronic renewal of an operator's license, motorcycle operator's license, or nondriver identification card under the provisions of this chapter.

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I certify that the attached Act originated in the

SENATE as Bill No. 45

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. 45
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

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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