

State of South Dakota

EIGHTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2010

275R0595

HOUSE BILL NO. 1195

Introduced by: Representatives Rausch, Cronin, Faehn, Kirkeby, Kopp, and Rave and
Senators Peterson, Gant, Miles, and Rhoden

1 FOR AN ACT ENTITLED, An Act to provide for certain overweight permits during the time
2 of seasonal vehicle weight restrictions.

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

4 Section 1. That § 32-22-24 be amended to read as follows:

5 32-22-24. The maximum axle and axle group loadings as set forth in § 32-22-16 shall be
6 reduced during the period of each year from February fifteenth to April thirtieth, inclusive. The
7 proper highway authority, responsible for maintenance of the highways, shall set reduced load
8 limits during this period and may increase, lessen, or remove these restrictions if highway
9 conditions warrant. That authority may be exercised without formal resolution if the highway
10 authority erects or causes to be erected and maintained signs designating the restrictions. If
11 highway and climatic conditions warrant, the proper highway authority may extend the time
12 period mentioned in this section by ordinance or resolution. Nothing in this requirement,
13 however, removes or interferes with the proper highway authority imposing restrictions as set
14 forth in §§ 32-14-6, 32-14-7, and 32-22-25. Moreover, during the time period mentioned in this
15 section the transportation commission may, pursuant to § 32-22-42, allow the issuance of



1 overweight permits to heavier vehicles to permit such vehicles to be operated on those highways
2 which the commission designates as capable of handling heavier loads. If the highway authority
3 is a county or a township, the authority may issue, during the time period mentioned in this
4 section, overweight permits pursuant to § 32-22-40 to permit heavier vehicles to be operated on
5 those highways that the authority designates as capable of handling heavier loads. A violation
6 of this section is a Class 2 misdemeanor.