

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

400A0795

HOUSE TRANSPORTATION COMMITTEE

ENGROSSED NO. **HB1273** - 2/19/97

Introduced by: The Committee on State Affairs at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to increase the penalty for speeding in a highway
2 construction work zone and to authorize agents or employees of the Department of
3 Transportation to issue citations for certain motor vehicle violations.

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

5 Section 1. That chapter 32-33 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 An agent or employee of the Department of Transportation authorized by the secretary of
8 transportation may, after receiving appropriate training, act in the capacity of a law enforcement
9 officer within the state for the sole purpose of enforcing speed limits in areas of highway
10 construction as authorized by § 32-25-19.1. Any authorized agent or employee may stop and
11 issue a citation on a form promulgated pursuant to § 23-1A-2 to the driver of any vehicle for a
12 speeding violation in a highway work area which occurred in the presence of the agent or
13 employee. The agent or employee is not considered a law enforcement officer for the purposes
14 of § 23-3-27.

1 **BILL HISTORY**

2 2/4/97 First read in House and referred to Transportation. H.J. 298

3 2/14/97 Scheduled for Committee hearing on this date.

4 2/14/97 Deferred to another day. H.J. 483

5 2/15/97 Deferred to 41st legislative day, AYES 7, NAYS 5. H.J. 516

6 2/19/97 Transportation Do Pass Amended, Passed, AYES 12, NAYS 1.