

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

447J0550

HOUSE BILL NO. 1196

Introduced by: Representatives Weems, Pederson (Gordon), Peterson (Jim), and Rounds and
Senators Napoli, Abdallah, and Moore

1 FOR AN ACT ENTITLED, An Act to require certain auction agencies to disclose damage
2 statements or damage notations listed on the title.

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

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

6 If any motor vehicle that has a damage disclosure statement or whose title has been marked
7 by another state or jurisdiction denoting damage is offered for sale by a dealer's car auction
8 agency, the auction agency shall announce at the time of the sale that such damage disclosure
9 statement or damage notation is listed on the title. If the auction agency fails to comply with this
10 section, the purchaser of the motor vehicle may return the motor vehicle to the auction agency
11 within ten days after receiving the title, and the auction agency shall make a full refund to the
12 purchaser.

