

AN ACT

ENTITLED, An Act to require certain vehicle dealers to utilize an electronic title file system.

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

Section 1. That chapter 32-3 be amended by adding thereto a NEW SECTION to read as follows:

Upon the sale or acquisition of any vehicle required to be titled pursuant to this chapter, a dealer licensed pursuant to this title shall utilize, if available, an electronic title file system approved by the department to verify vehicle ownership information and to record changes to vehicle ownership information.

Section 2. That § 32-3-38.1 be amended to read as follows:

32-3-38.1. Any bank, savings and loan association, credit union, or any dealer licensed pursuant to this title may be provided access to motor vehicle title and lien information maintained on the state's computer system via a modem and terminal owned by the bank, savings and loan association, credit union, or dealer. The Department of Revenue and Regulation shall promulgate rules pursuant to chapter 1-26 to specify access availability. The Department of Revenue and Regulation may deny or revoke authority previously granted for accessing this information if the information accessed is used for any purpose not authorized by law.

Section 3. That § 32-6B-65 be repealed.

Section 4. The provisions of section 1 of this Act become effective on July 1, 2009.

An Act to require certain vehicle dealers to utilize an electronic title file system.

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I certify that the attached Act
originated in the
HOUSE as Bill No. 1041

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1041
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