

RECIPROCAL AGREEMENT BETWEEN THE STATES OF
SOUTH DAKOTA AND MINNESOTA

Pursuant to, and in conformity with, the laws of their respective states, South Dakota and Minnesota, acting by and through their officials lawfully authorized to execute this agreement, do mutually agree, as follows:

It is hereby agreed that any vehicle legally and properly registered and with all taxes and fees paid in accordance with the laws of one of the states signatory hereto may be operated within the reciprocating state without registering such vehicle in, or paying any fee or tax to, the reciprocating state, except as otherwise herein provided.

All understandings and agreements, oral or written, heretofore had or entered into between the parties, the effect of which was to grant reciprocity with respect to vehicles, are hereby mutually rescinded.

This agreement shall apply to vehicles properly registered and licensed in the state of residence of the owner, or lessee, which vehicles operate exclusively on an interstate movement basis, as defined herein. This agreement shall not apply to any vehicle used in an interstate movement as defined herein.

This agreement shall not effect any reciprocal agreement which either of the states which are parties to this agreement may have or enter into with any other state.

For the purpose of this agreement "interstate movement" shall mean commerce between states or transportation which originates in one state and passes into or through other states for delivery in a state other than the state of origin. "Intrastate movement" shall mean commerce within the state or transportation which originates within a state for delivery in the same state regardless of route traversed.

This agreement shall not apply to motor fuel tax laws of either state.

Nothing contained in this agreement shall be construed as relief from compliance with the insurance requirements or other filings required by the regulatory commissions or state departments of either state; nor shall this agreement waive compliance with police measures such as weight and size requirements of vehicles imposed by the laws of either state. This agreement in no way effects compliance with the laws of the road in effect in either state. This agreement shall not apply to (a) any vehicle which is registered for use only in a limited area of either state, or is registered for a limited use in either state; (b) any vehicle having a gross weight in excess of the gross weight for which it is registered and for which taxes have been paid; (c) any vehicle operating in Minnesota with an axle load in excess of 5,000 pounds over the lawful axle load on a single axle or in excess of 8,000 pounds over the lawful axle load on a tandem axle; and (d) any vehicle operating in South Dakota with a gross weight of more than 5% in excess of the gross weight so authorized by his registration or compensation certificate; said 5% variation not to exceed more than 1,000 pounds.

15552

Page 2. (S.D. and Minnesota)

"Properly registered" as applied to place of registration means:

1. The jurisdiction where the person registering the vehicle has his legal residence, or
2. In the case of a commercial vehicle, including leased vehicles, the jurisdiction where, because of an agreement or arrangement between two or more jurisdictions, or pursuant to a declaration, the vehicle has been registered as required by said jurisdiction.

It is agreed and understood that each of the parties to this agreement shall retain the right to require the display of a permit, sticker, or other suitable means of identification as provided or deemed necessary by either state.

Any violation of the provisions of this agreement shall result in the immediate cancellation of reciprocal privileges. Each state entering this agreement may act unilaterally in denying reciprocal privileges to any particular non-resident.

This agreement shall continue in full force and effect from the effective date herein enumerated and shall be terminated only upon sixty days written notice.

Entered into this 23rd day of October, 1961.

STATE OF MINNESOTA
Secretary of State

STATE OF SOUTH DAKOTA
Reciprocity Commission

Joseph L. Donovan
Secretary of State
Joseph L. Donovan

Donald A. Haggs
Chairman

Chris Merkel
Vice Chairman

APPROVED
10-23 1961

WALTER F. MONDALE, ATTORNEY GENERAL

By John F. Casey, Jr.
Assistant Attorney General

Wib H. Smith
Secretary

Glendon E. Dettman
Administrator, Proration & Reciprocity
Glendon E. Dettman

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
OCT 27 1961

Joseph L. Donovan
Secretary of State
#15552
D.D.