

FOUR-WHEEL, ALL-TERRAIN VEHICLES

- A. Any all-terrain vehicle with four or more wheels with a combustion engine having a piston or rotor displacement of two hundred cubic centimeters or more may be licensed as a motorcycle to be used on a public highway. An ATV shall be titled.
 - 1. Any three-wheeled or four-wheeled, all-terrain vehicle using a highway ditch or crossing a highway to get to and from a field or pasture and being used in the course of farm or ranch labor, is exempt from annual registration and licensing.
- B. An application for South Dakota title and registration must be completed and filed in the county of the applicant's residence.
 - 1. Any person who intentionally falsifies information on the application or provides erroneous information is guilty of a Class 6 felony.
 - 2. The division will not accept an incomplete application form or an application form, which the division considers erroneous.
 - 3. The application must be signed by the record owner(s) or by an authorized agency for the record owner(s). If the application is signed by an authorized agent, a power of attorney document must be attached to verify appointment.
- C. The South Dakota driver's license or social security number of each purchaser must be given. In the case of a company, the FEIN is required. If the company is a sole proprietorship, the owner's South Dakota driver's license number or social security number may be used.
- D. A manufacturer's statement of origin (MSO) or valid ownership document must be attached.
- E. ATV affidavit and proof of sales tax paid must be submitted at time of application and licensing.
- F. The licensed four-wheel, all-terrain vehicle may not be operated on the interstate highway.
- G. A 5-15 day temporary permit can be purchased (in-state or out-of-state applicant) on an ATV.**
 - 1. A bill of sale or assigned title must be presented. If the applicant is from a state that does not title or register an ATV, an affidavit attesting to this fact and attesting to ownership of the ATV is acceptable.
 - 2. Only one permit, per year, can be purchased by the applicant for the same vehicle.
 - 3. The applicant must complete an ATV affidavit form attesting that the vehicle meets the equipment criteria.
 - 4. A customer record must be produced when issuing the permit, so the applicant must furnish either a SD driver's license (SDDL) or Social Security number (SSN). If a SSN is used and the applicant does not have a SDDL, a photo of an ID (e.g., out-of-state driver's license, tribal ID) must be presented.