

**STATE OF SOUTH DAKOTA
OFFICE OF THE GOVERNOR
EXECUTIVE ORDER 2022-04**

Whereas, The people of South Dakota are faced with adverse weather and soil conditions, especially in the eastern part of the State, causing delays in farming this year; and,

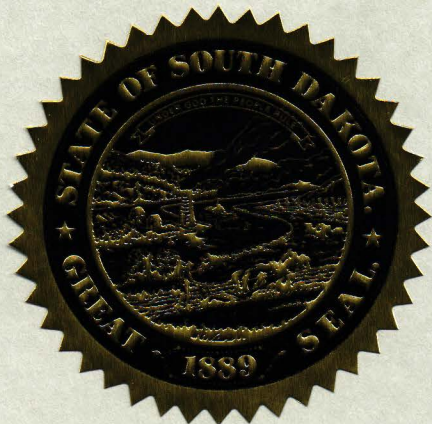
Whereas, Planting, fertilizing, and agricultural chemical application has been delayed and now requires round-the-clock operation in order to lessen the impending impact of farmers not getting in the field in adequate time for planting and crop emergence; and,

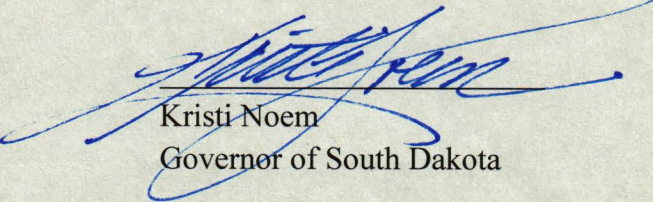
Whereas, Over-width farming equipment, planters, and applicators are allowed to move on highways during daylight hours by annual permit as authorized by SDCL 32-22-41 and ARSD 70:03:01:32, which otherwise prohibits over-width applicators from moving on state highways during nighttime hours:

IT IS, THEREFORE, BY EXECUTIVE ORDER, Declared pursuant to chapter SDCL 34-48A that a state of emergency exists, and that upon receipt of a permit as provided for in ARSD 70:03:01:113 and 70:03:01:114, notwithstanding SDCL 32-22-3, SDCL 32-22-14, and ARSD 70:03:01:07, permission is granted to move such over-width farming equipment, application vehicles, and planters on any public highway of the state trunk highways in South Dakota two hours before sunrise to two hours after sunset; such vehicles are not to exceed twelve (12) feet in width, or fifteen (15) feet in height, and must be equipped with flashing or rotating amber warning lights placed at each side of the load's widest extremity when operated during darkness hours as stated in SDCL 32-22-2. Warning lights shall be clearly visible to motorists approaching from front and rear at a distance of at least 500 feet. This Executive Order does not grant authority for any vehicle to exceed weight limits or posted bridge and road limits of any such road. Travel on the Interstate Highway System is not authorized. Movement under a permit provided by ARSD 70:03:01:113 or 70:03:01:114 is valid only for movement of farming equipment and vehicles to a destination point within South Dakota or location in another state that has declared an emergency for farming activities. A permit authorized by ARSD 70:03:01:113 and 70:03:01:114 shall be obtained from the Department of Public Safety and carried in the vehicle for the duration of the emergency; and,

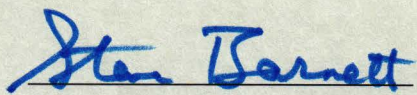
BE IT FURTHER ORDERED, This Executive Order shall expire upon the conclusion of the emergency, but in no case later than midnight, June 22nd, 2022.

Dated in Pierre, South Dakota this 23rd day of May, 2022.




Kristi Noem
Governor of South Dakota

ATTEST:


Steve Barnett
Secretary of State