

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

284Q0059

SENATE BILL NO. 10

Introduced by: Senators Vehle and Ahlers and Representatives Olson (Ryan), Boomgarden, and Rausch at the request of the Interim Committee on South Dakota Highway Needs and Financing

1 FOR AN ACT ENTITLED, An Act to increase the excise tax on motor vehicles.

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

3 Section 1. That § 32-5B-1 be amended to read as follows:

4 32-5B-1. In addition to all other license and registration fees for the use of the highways, a
5 person shall pay an excise tax at the rate of ~~three~~ four percent on the purchase price of any motor
6 vehicle, as defined by § 32-3-1 or 32-5B-21, purchased or acquired for use on the streets and
7 highways of this state and required to be registered under the laws of this state. This tax shall
8 be in lieu of any tax levied by chapters 10-45 and 10-46 on the sales of such vehicles. Failure
9 to pay the full amount of excise tax is a Class 1 misdemeanor.

10 Section 2. That § 32-5B-1.4 be amended to read as follows:

11 32-5B-1.4. A licensed motor vehicle dealer who sells new motor vehicles and has a
12 franchise for that particular motor vehicle may license a new motor vehicle which is part of his
13 inventory. If the dealer licenses the motor vehicle, he shall title the motor vehicle and pay the
14 ~~three percent~~ excise tax on the manufacturer's suggested dealer list price. The next purchaser



1 shall be exempt from the excise tax.