

# State of South Dakota

EIGHTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2010

951R0450

## HOUSE TAXATION ENGROSSED NO. **SB 67** - 3/2/2010

Introduced by: Senators Knudson and Heidepriem and Representatives Faehn and Hunhoff  
(Bernie)

1 FOR AN ACT ENTITLED, An Act to revise the property tax levies for the general fund of a  
2 school district.

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

4 Section 1. That § 10-12-42 be amended to read as follows:

5 10-12-42. For taxes payable in ~~2010~~ 2011 and each year thereafter, the levy for the general  
6 fund of a school district shall be as follows:

- 7 (1) The maximum tax levy shall be eight dollars and ~~sixty-five and six tenths~~ sixty-three  
8 cents per thousand dollars of taxable valuation subject to the limitations on  
9 agricultural property as provided in subdivision (2) of this section, and owner-  
10 occupied property as provided for in subdivision (3) of this section, ~~and~~  
11 ~~nonagricultural acreage property as provided for in subdivision (4) of this section;~~
- 12 (2) The maximum tax levy on agricultural property for such school district shall be two  
13 dollars and ~~fifty-seven and three tenths~~ fifty-five cents per thousand dollars of taxable  
14 valuation. If the district's levies are less than the maximum levies as stated in this



1 section, the levies shall maintain the same proportion to each other as represented in  
2 the mathematical relationship at the maximum levies; and

3 (3) The maximum tax levy for an owner-occupied single-family dwelling as defined in  
4 § 10-13-40, for such school district may not exceed four dollars and ~~four and two~~  
5 ~~tenths~~ two cents per thousand dollars of taxable valuation. If the district's levies are  
6 less than the maximum levies as stated in this section, the levies shall maintain the  
7 same proportion to each other as represented in the mathematical relationship at the  
8 maximum levies; ~~and~~

9 ~~(4) The maximum tax levy on nonagricultural acreage property as defined in § 10-6-~~  
10 ~~33.14, for such school district shall be three dollars and fifty-seven and three tenths~~  
11 ~~cents per thousand dollars of taxable valuation. If the district's levies are less than the~~  
12 ~~maximum levies as stated in this section, the levies shall maintain the same~~  
13 ~~proportion to each other as represented in the mathematical relationship at the~~  
14 ~~maximum levies.~~

15 All levies in this section shall be imposed on valuations where the median level of  
16 assessment represents eighty-five percent of market value as determined by the Department of  
17 Revenue and Regulation. These valuations shall be used for all school funding purposes. If the  
18 district has imposed an excess levy pursuant to § 10-12-43, the levies shall maintain the same  
19 proportion to each other as represented in the mathematical relationship at the maximum levies  
20 in this section. The school district may elect to tax at less than the maximum amounts set forth  
21 in this section.