

# State of South Dakota

EIGHTY-SIXTH SESSION  
LEGISLATIVE ASSEMBLY, 2011

618S0229

## HOUSE BILL NO. 1110

Introduced by: Representatives Lust and Cronin and Senators Olson (Russell) and Brown

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. Notwithstanding the provisions of § 10-12-42, the general fund levy for school  
5 district taxes payable in 2012 shall be as follows:

6 (1) The maximum tax levy shall be eight dollars and forty-eight and one tenth cents per  
7 thousand dollars of taxable valuation subject to the limitations on agricultural  
8 property as provided in subdivision (2) of this section, and owner-occupied property  
9 as provided in subdivision (3) of this section;

10 (2) The maximum tax levy on agricultural property for such school district shall be two  
11 dollars fifty-four and four tenth cents per thousand dollars of taxable valuation. If the  
12 district's levies are less than the maximum levies as stated in this section, the levies  
13 shall maintain the same proportion to each other as represented in the mathematical  
14 relationship at the maximum levies; and

15 (3) The maximum tax levy for an owner-occupied single-family dwelling as defined in



1 § 10-13-40, for such school district shall be three dollars and ninety-five and five  
2 tenths cents per thousand dollars of taxable valuation. If the district's levies are less  
3 than the maximum levies as stated in this section, the levies shall maintain the same  
4 proportion to each other as represented in the mathematical relationship at the  
5 maximum levies.

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

13 Section 2. That § 10-12-42 be amended to read as follows:

14 10-12-42. For taxes payable in ~~2011~~ 2012 and each year thereafter, the levy for the general  
15 fund of a school district shall be as follows:

16 (1) The maximum tax levy shall be eight dollars and ~~forty-nine~~ forty-eight and one tenth  
17 cents per thousand dollars of taxable valuation subject to the limitations on  
18 agricultural property as provided in subdivision (2) of this section, and owner-  
19 occupied property as provided ~~for~~ in subdivision (3) of this section;

20 (2) The maximum tax levy on agricultural property for such school district shall be two  
21 dollars and ~~fifty-five~~ fifty-four and four tenths cents per thousand dollars of taxable  
22 valuation. If the district's levies are less than the maximum levies as stated in this  
23 section, the levies shall maintain the same proportion to each other as represented in  
24 the mathematical relationship at the maximum levies; and

1       (3)    The maximum tax levy for an owner-occupied single-family dwelling as defined in  
2            § 10-13-40; for such school district ~~may not exceed~~ shall be three dollars and ~~ninety-~~  
3            ~~six~~ ninety-five and five tenths cents per thousand dollars of taxable valuation. If the  
4            district's levies are less than the maximum levies as stated in this section, the levies  
5            shall maintain the same proportion to each other as represented in the mathematical  
6            relationship at the maximum levies.

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