

State of South Dakota

EIGHTIETH LEGISLATIVE ASSEMBLY, 2005

717L0003

SENATE BILL NO. 5

Introduced by: Senators Kloucek, Dempster, Hundstad, Knudson, Lintz, and Peterson (Jim)
and Representatives Fryslie, Deadrick, Hargens, Murschel, Rhoden, Sebert,
and Weems at the request of the Interim Committee on Property Assessment

1 FOR AN ACT ENTITLED, An Act to permit adjustment for certain factors that may affect the
2 agricultural income value of land.

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

4 Section 1. That chapter 10-6 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The true and full value in money of agricultural land, as defined by § 10-6-31 and assessed
7 pursuant to § 10-6-33.24, which has been in primarily agricultural use for at least five successive
8 years immediately preceding the tax year for which assessment is to be made may be adjusted
9 by the following factors:

- 10 (1) The capacity of the land to produce agricultural products as defined in § 10-6-33.2;
11 and
12 (2) The location, size, soil, terrain, and topographical condition of the property including
13 capability, the land's use, climate, accessibility, and surface obstructions which can
14 be documented.

