

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

681P0382

SENATE BILL NO. 140

Introduced by: Senators Gray, Greenfield, Lintz, Maher, and Napoli and Representatives
Pederson (Gordon), Haverly, and Pitts

1 FOR AN ACT ENTITLED, An Act to revise the application requirements for property tax
2 exemptions provided for dwellings owned and occupied by disabled veterans.

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

4 Section 1. That § 10-4-40 be amended to read as follows:

5 10-4-40. One hundred thousand dollars of the full and true value of the total amount of a
6 dwelling or portion thereof that is owned and occupied for the full calendar year in which a tax
7 is levied by a veteran who is rated as permanently and totally disabled from a service-connected
8 disability is exempt from property taxation. For the purposes of this section, the term, dwelling,
9 means any house, manufactured home, or mobile home, and includes the platted lot upon which
10 the structure is situated or one acre, whichever is less, and the garage, whether attached or
11 unattached. The veteran shall apply for this partial exemption on a form prescribed by the
12 secretary of revenue and regulation.

13 If the director of equalization determines that the veteran receives an exemption for the
14 veteran's dwelling pursuant to this section, the veteran retains that exemption until such time
15 as the property ownership is transferred, the veteran does not occupy the dwelling, or the



1 property has a change in use. If the legal description of property is changed or amended and the
2 veteran continues to reside in the dwelling, the veteran retains the exemption provided by this
3 section.