



2024 South Dakota Legislature

House Bill 1063

Introduced by: The Chair of the Committee on Transportation at the request of the Department of Revenue

1 **An Act to amend the valuation service used to value vehicles.**

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

3 **Section 1. That § 32-5B-11 be AMENDED:**

4 **32-5B-11.** If any motor vehicle has been subjected previously to a sales tax, use
 5 tax, motor vehicle excise tax, or similar tax by this or any other state or its political
 6 subdivision, no tax is owed to this state if the tax has been paid by the applicant to this
 7 or any other state or its political subdivision. Additionally, any part used in a rebuilt motor
 8 vehicle or motor vehicle manufactured by an applicant, previously subjected to sales tax,
 9 use tax, motor vehicle excise tax, or similar tax by this or any other state or its political
 10 subdivision, is not subject to the tax levied by this chapter, if the applicant applies for
 11 registration of the motor vehicle in this state within five years from the purchase date of
 12 the part. If the amount of tax levied and paid is the same or more than the amount of tax
 13 levied by this chapter, no tax or refund is due under this chapter. The county treasurer
 14 shall require of all applicants making application for registration of a motor vehicle in this
 15 state an affidavit of a licensed dealer, bill of sale, receipt, or other tangible evidence that
 16 the amount of tax has been paid by the current applicant. If sufficient proof is not
 17 furnished, the county treasurer ~~shall~~ must collect the tax levied by § 32-5B-1 on the retail
 18 value of the motor vehicle listed in ~~the National Automobile Dealers' Used Car Guide~~
 19 ~~(NADA)~~ a national motor vehicle valuation service. The value ~~shall~~ must be the retail value
 20 of the motor vehicle on the day it entered the state. If a motor vehicle, after being taxed
 21 by this chapter or granted an exemption from part or all of the motor vehicle excise tax
 22 by this ~~provision~~ section, is sold or traded, the vehicle does not again qualify for an
 23 exemption by this ~~provision~~ section, if the vehicle is repurchased by the same applicant.