



2024 South Dakota Legislature

House Bill 1100

Introduced by: **Representative Jamison**

1 **An Act to modify certain requirements for eligibility to receive a gift of a museum**
 2 **collection from a county or municipality.**

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

4 **Section 1. That § 6-13-15 be AMENDED:**

5 **6-13-15.** Notwithstanding any other provision of law, any county or municipality
 6 may provide as a gift to any nonprofit organization that meets the requirements of this
 7 section and that is recognized as an exempt organization under § 501(c)3 of the Internal
 8 Revenue Code of 1986, as amended to January 1, 1996, any collection of historical
 9 artifacts, documents, or other materials that has been housed in a museum or other
 10 display owned by the county or municipality. The gift may include collection display and
 11 storage fixtures and related tangible personal property. To be eligible to receive the
 12 collection the nonprofit organization shall agree to:

- 13 (1) Display or store the collection within the State of South Dakota;
- 14 (2) Not dispose of the collection except to return the collection to the county or
 15 municipality or in accordance with mutually agreed upon collections management
 16 policies; and
- 17 (3) Return all of the nonprofit organization's assets acquired under this section to the
 18 county or municipality upon dissolution of the nonprofit organization.

19 A gift of a collection of specimens preserved by a taxidermist is exempt from the
 20 requirements of subdivisions (1), (2), and (3) of this section.

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