

2025 South Dakota Legislature

Senate Bill 101**AMENDMENT 101B
FOR THE INTRODUCED BILL**

1 **An Act to provide a tax credit to limit the taxes due on property over the previous**
2 **year.**

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

4 **Section 1. That a NEW SECTION be added to chapter 10-13:**

5 Unless otherwise provided in section 2 of this Act, an owner of ~~real property an~~
6 ~~owner-occupied single-family dwelling~~ is entitled to receive a tax credit on ~~the~~ all property
7 ~~taxes imposed on the real property owner-occupied single-family dwelling, if the total~~
8 ~~taxes imposed by all taxing districts on the real property owner-occupied single-family~~
9 ~~dwelling in a year, excluding any tax resulting from a local decision to exceed the limits~~
10 ~~set forth in § 10-12-43 or 10-13-36, exceed one hundred and three percent of increases~~
11 ~~more than the index factor over~~ the total taxes imposed by all taxing districts on the ~~real~~
12 ~~property owner-occupied single-family dwelling~~ in the previous year, excluding any tax
13 ~~resulting from a local decision to exceed the limits set forth in § 10-12-43 or 10-13-36.~~

14 For purposes of this section, "index factor" means the lesser of three percent or
15 the annual percentage change in the consumer price index for urban wage earners and
16 clerical workers as computed by the Bureau of Labor Statistics in the previous year, plus
17 the lesser of one percent or the percentage increase in the assessed value in the county
18 as a result of additions or improvements to real property, or reclassification of property.

19 **Section 2. That a NEW SECTION be added to chapter 10-13:**

20 An owner of ~~real property an owner-occupied single-family dwelling~~ is not entitled
21 to receive the tax credit provided in section 1 of this Act for the ~~real property owner-~~
22 ~~occupied single-family dwelling~~ if, in the previous year, there had been a change in the
23 use or classification of the property or there had been any addition or expansion to the
24 property.

1 **Section 3. That a NEW SECTION be added to chapter 10-13:**

2 After receiving all levies imposed by all taxing districts in a county and spreading
3 each levy over the taxable real property in each taxing district, the county auditor shall
4 apply the tax credit provided in section 1 of this Act by proportionally reducing each tax
5 imposed on the ~~real property owner-occupied single-family dwelling~~ that qualifies under
6 sections 1 and 2 of this Act, excluding any tax resulting from a local decision ~~to exceed~~
7 the limits set forth in § 10-12-43 or 10-13-36, by each taxing district, until the total
8 amount of taxes due, as stated in the tax bill mailed or transmitted by the treasurer
9 pursuant to § 10-21-1.1, ~~is equal to the one hundred and three percent of does not~~
10 increase more than the index factor as defined in section 1 of this Act over the total taxes
11 due in the previous year, excluding any tax resulting from a local decision to exceed the
12 limits set forth in § 10-12-43 or 10-13-36.