

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

636E0365

SENATE JOINT RESOLUTION NO. 2

Introduced by: Senators Staggers, Albers, Drake, and Greenfield and Representatives McCaulley, Hennies (Don), McCoy, and Van Gerpen

1 A JOINT RESOLUTION, Proposing and submitting to the electors at the next general election
2 amendments to Article XI of the Constitution of the State of South Dakota to prohibit the
3 taxation of income except on banks or financial corporations.

4 BE IT RESOLVED BY THE SENATE OF THE STATE OF SOUTH DAKOTA, THE
5 HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

6 Section 1. That at the next general election held in the state, the following amendments to
7 Article XI of the Constitution of the State of South Dakota, as set forth in sections 2 and 3 of
8 this Joint Resolution, which is hereby agreed to, shall be submitted to the electors of the state
9 for approval.

10 Section 2. That Article XI, section 13 of the Constitution of the State of South Dakota, be
11 amended to read as follows:

12 § 13. The rate of taxation imposed by the State of South Dakota on ~~personal or corporate~~
13 ~~income or on~~ sales or services, or the allowable levies or the percentage basis for determining
14 valuation as fixed by law for purposes of taxation on real or personal property, shall not be
15 increased unless by consent of the people by exercise of their right of initiative or by two-thirds

1 vote of all the members elect of each branch of the Legislature.

2 Section 3. That Article XI of the Constitution of the State of South Dakota be amended by

3 adopting a NEW SECTION to read as follows:

4 § 15. No tax may be levied on any personal or corporate income, and the Legislature may

5 not enact any law imposing such a tax except an income tax on banks or financial corporations.