



2025 South Dakota Legislature

House Bill 1048

Introduced by: **Representative Sjaarda**

1 **An Act to require that cash be accepted for certain transactions.**

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

3 **Section 1. That a NEW SECTION be added to chapter 37-24:**

4 Except as provided in section 2 of this Act, a person must accept cash as a form of
 5 payment for any goods or services sold to a consumer if:

6 (1) The sale and payment for the goods or services occurs in person;

7 (2) The person selling the goods or services, or an individual employed by the person
 8 selling the goods or services, is physically present at the time of the sale to accept
 9 a cash payment; and

10 (3) The purchaser of the goods or services chooses to pay the purchase price using
 11 cash.

12 For purposes of this section, "cash" means physical coin, currency, or note that is
 13 designed as legal tender by federal law.

14 **Section 2. That a NEW SECTION be added to chapter 37-24:**

15 The provisions of section 1 of this Act do not apply to:

16 (1) Financial institutions, as defined in § 10-43-1;

17 (2) The sale of goods or services that require a credit card for purposes of placing a
 18 security deposit or covering unforeseen damages or expenses; or

19 (3) The sale of, or payment for, goods or services occurring on an airplane.

20 **Section 3. That a NEW SECTION be added to chapter 37-24:**

21 The state and its political subdivisions must accept cash as a form of payment for
 22 any fee or charge imposed on any member of the public if;

23 (1) The payment is submitted in person; and

24 (2) The member of the public chooses to submit payment in the form of cash.

- 1 For purposes of this section, "cash" means physical coin, currency, or note that is
- 2 designed as legal tender by federal law.