

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

195A0405

HOUSE BILL NO. 1163

Introduced by: Representatives Jorgensen and Apa and Senator Dunn (Jim)

1 FOR AN ACT ENTITLED, An Act to provide a provision allowing any regional railroad
2 authority to opt out of the taxing authority provided pursuant to chapter 49-17A.

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

4 Section 1. That chapter 49-17A be amended by adding thereto a NEW SECTION to read
5 as follows:

6 Any railroad authority may adopt a resolution amending the provisions of the agreement
7 authorized by § 49-17A-2 specifying that the railroad authority may not levy a tax pursuant to
8 the provisions provided in chapter 49-17A. The railroad authority shall forward a certified copy
9 of the resolution to the secretary of state and secretary of state shall issue an amended certificate
10 of incorporation. The railroad authority may not adopt a resolution to amend or repeal this
11 resolution prohibiting the railroad authority from levying a tax pursuant to the provisions
12 provided in chapter 49-17A.