

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

904B0515

HOUSE ENGROSSED NO. **SB165** - 2/24/98

Introduced by: Senators Halverson, Dunn (Jim), Everist, Hainje, Shoener, Staggers, Vitter, and Whiting and Representatives Gabriel, Brown (Richard), Cutler, Hagg, Hunt, Jorgensen, Pederson (Gordon), and Roe

1 FOR AN ACT ENTITLED, An Act to provide an exemption from the Uniform Unclaimed
2 Property Act for certain unredeemed gift certificates.

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

4 Section 1. That § 43-41B-15 be amended to read as follows:

5 43-41B-15.

6 (a) A gift certificate or a credit memo issued in the ordinary course of an issuer's business
7 which remains unclaimed by the owner for more than five years after becoming
8 payable or distributable is presumed abandoned.

9 (b) In the case of a gift certificate, the amount presumed abandoned is the price paid by
10 the purchaser for the gift certificate. In the case of a credit memo, the amount
11 presumed abandoned is the amount credited to the recipient of the memo.

12 (c) Any unredeemed gift certificate of fifty dollars or less is the issuer's after five years
13 from issuance and is exempt from the provisions of this chapter.

1 **BILL HISTORY**

2 1/21/98 First read in Senate and referred to State Affairs. S.J. 145

3 2/6/98 Scheduled for Committee hearing on this date.

4 2/9/98 Scheduled for Committee hearing on this date.

5 2/9/98 State Affairs Do Pass Amended, Passed, AYES 5, NAYS 4. S.J. 375

6 2/11/98 Senate Do Pass Amended, Passed, AYES 21, NAYS 14. S.J. 459

7 2/12/98 First read in House and referred to State Affairs. H.J. 635

8 2/20/98 Scheduled for Committee hearing on this date.

9 2/20/98 State Affairs Do Pass Amended, Passed, AYES 7, NAYS 6. H.J. 811