

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

573C0283

## HOUSE BILL NO. 1145

Introduced by: Representatives Richter, Crisp, Diedrich (Elmer), Koetzle, and Monroe and  
Senators Shoener, Brosz, Drake, and Flowers

1 FOR AN ACT ENTITLED, An Act to allow certain services provided by membership  
2 organizations to be exempt from sales and use tax.

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

4 Section 1. That § 10-45-13.1 be amended to read as follows:

5 10-45-13.1. Membership organizations, major group 86, as enumerated in the Standard  
6 Industrial Classification Manual, 1987, as prepared by the Statistical Policy Division of the Office  
7 of Management and Budget, Office of the President, and any membership organization organized  
8 to perform a specific business function are exempt from the tax imposed by this chapter on  
9 receipts from sales of services by ~~them and their~~ the organization and the organization's  
10 membership fees. This exemption does not apply to the tax imposed upon the gross receipts of  
11 sales of tangible personal property by such ~~organizations~~ organization. This section does not  
12 exempt the gross receipts of a retailer which are the result of sales to ~~organizations~~ any  
13 organization organized to perform a specific business function or in major group 86 or exempt  
14 such ~~organizations~~ organization from payment of use tax on goods and services used in the  
15 conduct of ~~their~~ the organization's activities.