

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

831E0127

HOUSE BILL NO. 1127

Introduced by: Representatives Duenwald, Bartling, Brown (Jarvis), Garnos, Juhnke, and Slaughter and Senators Drake, Brosz, de Hueck, Hutmacher, Koskan, McIntyre, Putnam, Symens, and Vitter

1 FOR AN ACT ENTITLED, An Act to modify the procedure for the remittance of the 911
2 surcharge.

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

4 Section 1. That § 34-45-8 be amended to read as follows:

5 34-45-8. Any charge imposed pursuant to §§ 34-45-3 and 34-45-4 and the amounts required
6 to be collected are to be remitted to the governing body quarterly. The amount of the charge
7 collected in one calendar quarter by the local exchange access company shall be remitted to the
8 governing body no later than sixty fifteen days after the close of the calendar quarter. ~~On or~~
9 ~~before the sixteenth day of each month following, a return for the preceding quarter shall be filed~~
10 ~~with the governing body in such form as the governing body and local exchange access company~~
11 ~~shall agree upon. The local exchange access company required to file the return shall deliver the~~
12 ~~return together with a remittance of the amount of the charge payable, to the governing body.~~
13 The local exchange access company shall maintain a record of collections made for a period of
14 one year after the collection.

1 Section 2. That § 34-45-9 be repealed.

2 ~~34-45-9. The local exchange access company may deduct and retain one percent of the~~
3 ~~collected amount or twenty-five dollars, whichever amount is greater, each month as the cost of~~
4 ~~administration for collecting the charge.~~