

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

168E0534

HOUSE TAXATION COMMITTEE ENGROSSED NO.

HB 1153 - 02/15/2001

Introduced by: Representatives Adelstein, Brown (Richard), Sutton (Duane), and Van Etten and Senators Daugaard, Brown (Arnold), and Whiting

1 FOR AN ACT ENTITLED, An Act to increase the tax on cigarettes and to dedicate the
2 increased revenue to a trust fund.

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

4 Section 1. That chapter 10-50 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 In addition to the tax imposed by § 10-50-3, whether or not a sale occurs, there is imposed
7 an additional tax at the following rates on all cigarettes held in this state for sale by any person:

8 Class A, on cigarettes weighing not more than three pounds per thousand, five one-half mills
9 on each cigarette.

10 Class B, on cigarettes weighing more than three pounds per thousand, five and three-
11 twentieths mills on each cigarette.

12 Section 2. That chapter 10-50 be amended by adding thereto a NEW SECTION to read as
13 follows:

14 If the total revenue received from the tax imposed by § 10-50-3 and section 1 of this Act

1 exceeds the total revenue received in fiscal year 2001 from the tax imposed by § 10-50-3, such
2 excess from the tax imposed by section 1 of this Act shall be deposited in the tobacco prevention
3 and reduction trust fund created pursuant to § 34-46-12.