

AN ACT

ENTITLED, An Act to revise the procedure for reclassification and valuation of certain real property, to conduct a pilot study on valuing certain real property, to appropriate money for a pilot study, and to declare an emergency.

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

Section 1. That § 10-6-33.17 be amended to read as follows:

10-6-33.17. Any land which is classified pursuant to §§ 10-6-33.14 to 10-6-33.19, inclusive, shall remain so classified for one year. Thereafter, the director of equalization shall reclassify all or part of any land which is classified pursuant to § 10-6-33.14 according to its actual use, provided that any land reclassified as agricultural is consistent with § 10-6-31.3. Land classified pursuant to this section shall be valued for ad valorem tax purposes in the same manner as like property.

Section 2. That chapter 10-6 be amended by adding thereto a NEW SECTION to read as follows:

Any land classified pursuant to § 10-6-33.14 may not be used for the purpose of valuing agricultural land or in any sales ratio study.

Section 3. The secretary of revenue shall conduct a pilot study concerning the use of agricultural income value as a means to value agricultural land. The pilot study shall include an analysis of various capitalization rates and determine the impact of such rates on the total statewide assessed value of agricultural property and its relationship to the total statewide assessed value of all property. The pilot study shall include the counties not included in the pilot study provided by chapter 44 of the 2000 Session Laws. The secretary shall, for the purpose of providing information, apply the provisions and procedures provided in chapter 44 of the 2000 Session Laws to value agricultural land in the remaining counties. The secretary shall submit a report detailing the information collected to the Governor and the Seventy-eighth Legislature.

Section 4. There is hereby appropriated from the general fund the sum of fifty thousand dollars

(\$50,000), or so much thereof as may be necessary, to the Department of Revenue for the purpose of conducting a pilot study concerning the use of agricultural income value as a means to value agricultural land.

Section 5. The secretary of the Department of Revenue shall approve vouchers and the state auditor shall draw warrants to pay expenditures authorized by this Act.

Section 6. Any amounts appropriated in this Act not lawfully expended or obligated by June 30, 2003, shall revert in accordance with § 4-8-21.

Section 7. Whereas, sections 3 to 6, inclusive, of this Act are necessary for the support of the state government and its existing public institutions, an emergency is hereby declared to exist, and sections 3 to 6, inclusive, of this Act shall be in full force and effect from and after its passage and approval.

An Act to revise the procedure for reclassification and valuation of certain real property, to conduct a pilot study on valuing certain real property, to appropriate money for a pilot study, and to declare an emergency.

=====

I certify that the attached Act originated in the

HOUSE as Bill No. 1135

Chief Clerk

=====

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1135
File No. _____
Chapter No. _____

=====

Received at this Executive Office this ____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

=====

The attached Act is hereby approved this _____ day of _____ , A.D., 20__

Governor

=====
STATE OF SOUTH DAKOTA,
ss.

Office of the Secretary of State

Filed _____ , 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State