

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

591J0569

SENATE BILL NO. 124

Introduced by: Senators Dempster and Knudson and Representative Weems

1 FOR AN ACT ENTITLED, An Act to revise the tax exemption for certain merchandise brought
2 into foreign trade zones.

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

4 Section 1. That § 10-45-10.3 be amended to read as follows:

5 10-45-10.3. There is exempted from the provisions of this chapter and from the computation
6 of the tax imposed by it, freeport merchandise and stocks of merchandise brought as foreign or
7 domestic merchandise into a foreign trade zone. For the purposes of this section, stocks of
8 merchandise is personal property which is held primarily for sale and not subject to annual
9 depreciation. However, the exemption only applies if written evidence of the contract of sale
10 is retained, and such contract indicates that the merchandise is to be shipped in international
11 commerce to a point outside the United States not to be returned to a point within the United
12 States.

13 Section 2. That § 10-46-17.4 be amended to read as follows:

14 10-46-17.4. There is exempted from the provisions of this chapter and from the computation
15 of the tax imposed by it, freeport merchandise and stocks of merchandise brought as foreign or
16 domestic merchandise into a foreign trade zone. For the purposes of this section, stocks of



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