

State of South Dakota

EIGHTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 2007

400N0249

HOUSE BILL NO. 1044

Introduced by: The Committee on Taxation at the request of the Department of Revenue and Regulation

1 FOR AN ACT ENTITLED, An Act to provide reciprocity for sales, use, or gross receipts tax
2 paid on farm equipment purchased in another state or political subdivision.

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

4 Section 1. That chapter 10-46E be amended by adding thereto a NEW SECTION to read as
5 follows:

6 The amount of any use tax imposed with respect to the sale or lease of farm machinery,
7 attachment units, and irrigation equipment shall be reduced by the amount of any sales, use, or
8 gross receipts tax previously paid by the taxpayer with respect to the property on account of
9 liability to another state or its political subdivisions. If the sales, use, or excise tax of the other
10 state is less than the tax of this state, the taxpayer is liable for the payment of the balance to this
11 state. However, no credit may be given under this section if that state does not reciprocally grant
12 a credit for taxes paid on similar tangible personal property.

