

# State of South Dakota

EIGHTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 2007

400N0246

## SENATE BILL NO. 38

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

1 FOR AN ACT ENTITLED, An Act to define expansion of an existing building or structure for  
2 purposes of the tax refund program for the construction of agricultural processing and new  
3 business facilities.

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

5 Section 1. That chapter 10-45B be amended by adding thereto a NEW SECTION to read as  
6 follows:

7 For the purposes of this chapter, to qualify for the refund, the expansion of an existing  
8 building or structure shall meet the following criteria:

- 9 (1) The expansion shall significantly increase the floor space of an existing building or  
10 an existing structure; and
- 11 (2) The expansion shall consist of a single project rather than an ongoing, systematic  
12 process of upgrading, retooling, or modernizing the existing building or structure.

