



2025 South Dakota Legislature

Senate Bill 101

Introduced by: **Senator** Howard

1 **An Act to provide a tax credit to limit the taxes due on property over the previous**
2 **year.**

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

4 **Section 1. That a NEW SECTION be added to chapter 10-13:**

5 Unless otherwise provided in section 2 of this Act, an owner of real property is
6 entitled to receive a tax credit on the all property taxes imposed on the real property, if
7 the total taxes imposed by all taxing districts on the real property in a year, excluding any
8 tax resulting from a local decision to exceed the limits set forth in § 10-12-43 or 10-13-
9 36, exceed one hundred and three percent of the total taxes imposed by all taxing districts
10 on the real property in the previous year, excluding any tax resulting from a local decision
11 to exceed the limits set forth in § 10-12-43 or 10-13-36.

12 **Section 2. That a NEW SECTION be added to chapter 10-13:**

13 An owner of real property is not entitled to receive the tax credit provided in section
14 1 of this Act for the real property if, in the previous year, there had been a change in the
15 use or classification of the property or there had been any addition or expansion to the
16 property.

17 **Section 3. That a NEW SECTION be added to chapter 10-13:**

18 After receiving all levies imposed by all taxing districts in a county and spreading
19 each levy over the taxable real property in each taxing district, the county auditor shall
20 apply the tax credit provided in section 1 of this Act by proportionally reducing each tax
21 imposed on the real property that qualifies under sections 1 and 2 of this Act, excluding
22 any tax resulting from a local decision to exceed the limits set forth in § 10-12-43 or 10-
23 13-36, by each taxing district, until the total amount of taxes due, as stated in the tax bill
24 mailed or transmitted by the treasurer pursuant to § 10-21-1.1, is equal to the one

- 1 hundred and three percent of the total taxes due in the previous year, excluding any tax
- 2 resulting from a local decision to exceed the limits set forth in § 10-12-43 or 10-13-36.