

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

400U0286

HOUSE BILL NO. 1036

Introduced by: The Committee on State Affairs at the request of the Department of Public Safety

1 FOR AN ACT ENTITLED, An Act to prohibit retention of certain administration costs for
2 untimely 911 surcharge remittances.

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

4 Section 1. That § 34-45-9 be amended to read as follows:

5 34-45-9. The service provider and prepaid wireless service seller may deduct and retain two
6 percent of the collected amount or twenty-five dollars, whichever amount is greater, each month
7 as the cost of administration for collecting the surcharge imposed by §§ 34-45-4 and 34-45-4.2.
8 No service provider or prepaid wireless service seller may deduct or retain the amount
9 authorized by this section if the service provider or prepaid wireless service seller does not, in
10 accordance with §§ 34-45-8.2 and 34-45-8.3, timely file the return or report due by electronic
11 means or does not timely remit the surcharge due by electronic means.

