State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

509U0570

SENATE BILL NO. 112

Introduced by: Senators Tidemann and Peters and Representative Carson

1   FOR AN ACT ENTITLED, An Act to repeal the lower rate of tax imposed on income over four

2   hundred million dollars for the bank franchise tax.

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

4   Section 1. That § 10-43-4 be amended to read as follows:

5   10-43-4. The liability for the tax imposed by §§ 10-43-2 and 10-43-2.1 shall arise upon the

6   first day of each tax year and shall be based upon the net income assignable to this state at the

7   rate of six percent on net income ~~of four hundred million dollars or less; at the rate of five~~

8   ~~percent on net income exceeding four hundred million dollars but equal to or less than four~~

9   ~~hundred twenty-five million dollars; at the rate of four percent on the net income exceeding four~~

10   ~~hundred twenty-five million dollars but equal to or less than four hundred fifty million dollars;~~

11   ~~at the rate of three percent on the net income exceeding four hundred fifty million dollars but~~

12   ~~equal to or less than four hundred seventy-five million dollars; at the rate of two percent on the~~

13   ~~net income exceeding four hundred seventy-five million dollars but equal to or less than five~~

14   ~~hundred million dollars; at the rate of one percent on the net income exceeding five hundred~~

15   ~~million dollars but equal to or less than six hundred million dollars; at the rate of one-half of one~~

1   ~~percent on the net income exceeding six hundred million dollars but equal to or less than one~~

2   ~~billion two hundred million dollars; and at the rate of one-quarter of one percent on the net~~

3   ~~income exceeding one billion two hundred million dollars~~. The tax payable under this section

4   may be no less than two hundred dollars for each authorized location at which the financial

5   institution subject to taxation under § 10-43-2 regularly conducts business.