

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

861X0053

SENATE BILL NO. 2

Introduced by: Senators Ewing, Haggar (Jenna), Peterson (Jim), and Vehle and Representatives Heinemann (Leslie), Conzet, Duvall, Feickert, Klumb, May, and Schaefer at the request of the Interim Committee on County Government

1 FOR AN ACT ENTITLED, An Act to revise the distribution of the revenue from the alcoholic
2 beverage fund.

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

4 Section 1. That § 35-5-22 be amended to read:

5 35-5-22. ~~Twenty-five percent~~ One-third of all of the revenues deposited in the alcoholic
6 beverage fund shall revert to the municipalities. ~~The~~ Each municipality's share of ~~each~~
7 ~~municipality of such~~ the fund shall be determined by the ratio of the population of ~~such~~ each
8 municipality ~~has~~ to the total population of all the municipalities sharing in the receipts ~~from~~
9 ~~such~~ tax. The Department of Revenue shall make ~~such~~ the reversion by remitting not later than
10 November first, February first, May first, and August first, of each year to the finance officer
11 of each ~~such~~ municipality its share of ~~such~~ fund, ~~and the~~ fund. ~~The~~ amount so received by ~~such~~
12 each municipality shall be deposited in ~~its~~ the municipality's general fund.

13 Section 2. That chapter 35-5 be amended by adding a NEW SECTION to read:

14 One-third of all of the revenues deposited in the alcoholic beverage fund shall revert to the



1 counties. Each county's share of the fund shall be determined by the ratio of the population of
2 each county to the total population of all the counties sharing in the receipts. The Department
3 of Revenue shall make the reversion by remitting not later than November first, February first,
4 May first, and August first, of each year to the county auditor of each county its share of the
5 fund. The amount received by each county shall be deposited in the county's general fund.