

TITLE 8 – MUNICIPAL TAX CODE
Chapter 8.01 – Municipal Sales and Service Tax and Use Tax

CHAPTER 8.01 – MUNICIPAL SALES AND SERVICE TAX AND USE TAX

- 8.0101 Purpose. The purpose of this title is to provide additional needed revenue for the Municipality of Timber Lake by imposing a Municipal Retail Sales and Use Tax pursuant to the powers granted to municipality by the State of South Dakota, B SDCL 10-52 entitled Uniform Municipal Non-Ad Valorem Tax Law, and acts amendatory thereto.
- 8.0102 Effective Date & Enactment of Tax. From and after the first day of January, 2006, there is hereby imposed as municipal retail occupational sales and service tax upon the privilege of engaging in business a tax measured by two point zero percent (2.0%) on the gross receipts of all persons engaged in business within the jurisdiction of the Municipality of Timber Lake, excepting to enrolled members of the Cheyenne River Sioux Tribe, who are subject to the South Dakota Retail Occupational Sales and Service Tax, SDCL 10-45 and acts amendatory thereto.
- 8.0103 Use Tax. In addition, there is hereby imposed an excise tax on the privilege of use, storage and consumption within the jurisdiction of the municipality of tangible personal property or services purchased from and after the first of January, 2004, at the same rate as the municipal sales and service tax upon all transactions or use, storage and consumption which are subject to the South Dakota Use Tax Act SDCL 10-46, and acts amendatory thereto.
- 8.0104 Collection. Such tax is levied pursuant to authorization granted by SDCL 10-52 and acts amendatory thereto, and shall be collected by the South Dakota Department of Revenue and Regulation in accordance with the same rules and regulations applicable to the State Sales Tax and under such additional rule and regulations as Secretary of Revenue and Regulation of the State of South Dakota shall lawfully prescribe.
- 8.0105 Interpretation. It is declared to be the intention of this Title and the taxes levied hereunder that the same shall be interpreted and construed in the same manner as all sections of the South Dakota Retail Occupational Sales and Service Act, SDCL 1-45 and acts amendatory thereto and the South Dakota Use Tax, SDCL 10-36 and acts amendatory hereto, and that this shall be considered a similar tax except for the rate thereof to that tax.