

2024 South Dakota Legislature House Bill 1139

Introduced by: Representative Mulally

1 2	An Act to revise the malt beverage license to also allow the sale of spirits produced by an artisan distiller.		
3	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:		
4	Section 1. That § 35-4-2 be AMENDED:		
5		35-4-2. The classes of licenses, with the fee of each class, are as follows:	
6	(1)	Repealed by SL 2018, ch 223, § 13;	
7	(2)	Wholesalers of alcoholic beveragesfive thousand dollars;	
8	(3)	Off-salenot less than three hundred dollars. The renewal fee for the license may	
9		not exceed five hundred dollars;	
10	(4)	On-salenot less than one dollar for each person residing within the municipality	
11		as measured by the last preceding federal census. The renewal fee for the license	
12		may not exceed fifteen hundred dollars;	
13	(5)	Off-sale licenses issued to municipalities under local optionnot less than two	
14		hundred fifty dollars;	
15	(6)	On-sale licenses issued outside municipalitiesnot less than the amount the	
16		nearest municipality to the applicant is charging for a like license. The renewal fee	
17		shall be the same as is charged for a like license in the nearest municipality. If the	
18		municipality to which the applicant is nearest holds an on-sale license, pursuant to	
19		§ 35-3-13 and does not charge a specified fee, then the fee shall be the minimum	
20		amount that could be charged as if the municipality had not been authorized to	
21		obtain on-sale licenses pursuant to § 35-3-13. The renewal fee shall be the same	
22		as could be charged for a like license in the nearest municipality;	
23	(7)	Repealed by SL 2018, ch 213, § 46;	
24	(8)	Transportation companiestwenty-five dollars;	
25	(9)	Carrierone hundred dollars. The fee licenses all conveyances the licensee	
26		operates in this state;	

1	(10)	Repealed by SL 2018, ch 213, § 46;
2	(11)	On-sale dealers at publicly operated airportstwo hundred fifty dollars;
3	(12)	Wine and cider retailers, being both package dealers and on-sale dealersfive
4		hundred dollars;
5	(13)	Convention facility on-salenot less than one dollar for each person residing within
6		the municipality as measured by the last preceding federal census. The renewal
7		fee for the license may not exceed fifteen hundred dollars;
8	(14)	Repealed by SL 2018, ch 224, § 11;
9	(15)	Wholesalers of malt beveragesfour hundred dollars;
10	(16)	Malt beverage and wine produced by a farm winery licensee, being both package
11		dealers and on-sale dealers, and spirits produced for off-sale by an artisan distiller
12		licenseethree hundred dollars;
13	(17)	Repealed by SL 2018, ch 213, § 46;
14	(17A)	Repealed by SL 2018, ch 213, § 46;
15	(18)	Repealed by SL 2018, ch 213, § 46;
16	(19)	Repealed by SL 2018, ch 213, § 46 and ch 222, § 11;
17	(20)	Repealed by SL 2018, ch 213, § 46;
18	(21)	Retail on premises manufacturertwo hundred fifty dollars;
19	(22)	Repealed by SL 2018, ch 223, § 13; and
20	(23)	Off-sale deliveryone hundred fifty dollars.