

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1406

Page 1, line 3, after the second comma insert "and"

Page 1, line 3, remove ", and motor vehicle excise"

Page 1, line 8, after the second bold underscored comma insert "**and**"

Page 1, line 8, remove "**, or motor vehicle** "

Page 1, line 9, remove "**excise**"

Page 1, line 10, remove ", in consultation with the tax commissioner."

Page 1, line 10, after "agreement" insert "on behalf of the state"

Page 1, line 11, after "Tribe" insert "which complies with the provisions of this chapter"

Page 1, line 12, remove "or motor vehicle excise"

Page 1, line 12, remove ", or all of those"

Page 1, line 13, remove "taxes."

Page 1, line 18, remove "or motor vehicle excise"

Page 1, line 18, remove ", or all of those taxes."

Page 1, line 22, remove "or motor vehicle excise taxes, or all of those"

Page 1, line 22, remove the second underscored comma

Page 2, line 1, after "a" insert "tribal"

Page 2, line 1, after "rate" insert ", except as provided in subdivision b."

Page 2, line 3, after the second underscored comma insert "and"

Page 2, line 3, replace ", and 57-40.3. However." with "but must be applied to only those"

Page 2, line 4, after "activities" insert "that are"

Page 2, line 5, remove "are taxable by the tribe"

Page 2, line 6, after "b." insert "Must also impose a separate and additional tribal sales, use, and gross receipts tax at a rate of one-fourth of one percent which conforms in all respects with regard to the taxable or exempt status of transactions and activities under chapters 57-39.2, 57-39.5, 57-39.6, and 57-40.2. However, taxable transactions and activities exempt from state taxes because they occur within the tribe's jurisdiction must also be subject to the tax under this subdivision by the tribe. The entire tax revenue from the tax imposed under this subdivision must be transferred to the state treasurer and paid to the Standing Rock Sioux Tribe."

c."

Page 2, line 7, replace "one hundred eight" with "ninety"

Page 2, line 9, replace "c." with "d."

Page 2, line 14, remove "agreed"

Page 2, line 14, after "amount" insert "equal to three percent of the total amount collected, from the tribal taxes imposed under subdivisions a and b of subsection 2."

Page 2, line 19, after "state" insert "and subject to taxes imposed by the state or the tax imposed under subdivision a of subsection 2"

Page 2, line 19, replace "between" with "eighty percent to"

Page 2, line 20, after "and" insert "twenty percent to"

Page 2, line 20, remove ", in proportion to the percentage of enrolled"

Page 2, remove lines 21 and 22

Page 2, line 23, remove "decennial census by the United States census bureau"

Page 2, line 23, after the underscored period insert "The tribal share of the tax allocated under this subdivision must be transferred to the state treasurer and paid to the Standing Rock Sioux Tribe. However, the tribal share paid to the Standing Rock Sioux Tribe under the agreement is limited to two million dollars during a state biennium and any amount exceeding that limitation must be deposited by the state treasurer in the state general fund."

Page 2, line 25, replace "additional tribal" with "any other"

Page 2, line 26, remove "or motor vehicle excise tax, or all of those taxes."

Page 2, line 30, after "enforce" insert "within the exterior boundaries of the Standing Rock Reservation"

Renumber accordingly