

Hall of the House of Representatives

95th General Assembly - Regular Session, 2025

Amendment Form

Subtitle of House Bill 1594

TO CREATE A FARMER SALES TAX IDENTIFICATION CARD; AND TO RELIEVE A
SELLER OF SALES TAX REMITTANCE LIABILITY UPON GOOD FAITH ACCEPTANCE
OF A FARMER SALES TAX IDENTIFICATION CARD.

Amendment No. 1 to House Bill 1594

Amend House Bill 1594 as originally introduced:

Page 3, line 16, delete "(h)" and substitute "(h)(1)"

AND

Page 3, line 17, delete "(1)" and substitute "(A)"

AND

Page 3, line 21, delete "(2)" and substitute "(B)"

AND

Page 3, delete 24, and substitute the following:

"(2)(A) If a purchaser uses a farmer sales tax identification card issued under this subsection to claim an exemption from sales or use tax, the department may request that the purchaser provide documentation supporting entitlement to the claimed exemption.

(B) If the department determines an item purchased exempt from sales and use tax using a farmer sales tax identification card was not entitled to the exemption provided under this section, the department may assess the sales or use tax, interest, and a penalty against the purchaser who claimed the exemption.

(i) As used in this section:

(1) "Eligible farmer" means a person or entity that:

(A) Is engaged in farming;

(B) Has demonstrated to the secretary that the person or entity has the resources and capacity to produce food, fiber, grass sod, or nursery products in commercially marketable quantities; and

(C) Except as provided in subdivision (j)(2) of this



section, either:

(i) Provides a copy of a schedule 1040F, 1065, or other equivalent tax form filed with the person's or entity's income tax return for the most recent three-year period to report gain or loss from farming activities; or

(ii) If the person or entity has been farming for fewer than three (3) years, files a three-year business plan, on a form provided by the secretary, demonstrating that the applicant has acquired land, loans, financing, and other resources necessary to establish and operate a farm capable of producing commercially marketable quantities of food, fiber, grass sod, or nursery products;"

AND

Page 3, line 25, delete "(1)" and substitute "(2)"

AND

Page 3, line 28, delete "(2)" and substitute "(3)"

AND

Page 3, delete line 36, and substitute the following:
"business.

(j)(1) A farmer sales tax identification card issued under subsection (h) of this section:

(A) Shall expire eight (8) years from the date of issuance; and

(B) Is subject to renewal by the secretary upon application by the eligible farmer.

(2) An eligible farmer applying to renew an existing farmer sales tax identification card under this subsection is not required to provide the documents required under subdivision (i)(1)(C) of this section if the eligible farmer certifies that neither the eligible farmer's farm nor other application information has changed since the expiring farmer sales tax identification card was issued.

(k)(1) An applicant for a farmer sales tax identification card shall pay an application fee of:

(A) Twenty dollars (\$20.00) for a new farmer sales tax identification card; and

(B) Ten dollars (\$10.00) for the renewal of a farmer sales tax identification card.

(2) The fees collected under this section shall be deposited into the State Treasury to the credit of the State Central Services Fund as direct revenue to be used by the Revenue Division of the Department of Finance and Administration to defray the cost of administering the farmer sales tax identification card and for other related purposes as required by the secretary in carrying out the functions, powers, and duties of the division.

SECTION 2. This act is effective on and after January 1, 2026."

The Amendment was read _____
By: Representative Vaught
JLL/JLL - 03-19-2025 09:24:42
JLL336 _____ Chief Clerk