

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: H3/23/11

A Bill

HOUSE BILL 2069

5 By: Representative L. Cowling
6

For An Act To Be Entitled

8 AN ACT CONCERNING SALES AND USE TAX EXEMPTIONS FOR
9 AGRICULTURAL EQUIPMENT, MACHINERY, AND SUPPLIES; AND
10 FOR OTHER PURPOSES.
11

Subtitle

14 AN ACT CONCERNING SALES AND USE TAX
15 EXEMPTIONS FOR AGRICULTURAL EQUIPMENT,
16 MACHINERY, AND SUPPLIES.
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18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 *SECTION 1. Arkansas Code § 26-52-403(a)(1)(C), concerning the*
22 *definition of "farm equipment and machinery" for sales and use tax exemption*
23 *purposes, is amended to read as follows:*

24 *(C) However, "farm equipment and machinery" ~~shall~~ does not*
25 *include implements used in the production and severance of timber, motor*
26 *vehicles of a type subject to registration, airplanes, ~~or~~ hand tools, three-*
27 *wheeled all-terrain vehicles, four-wheeled all-terrain vehicles, or six-*
28 *wheeled all-terrain vehicles; and*
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30 *SECTION 2. Arkansas Code § 26-52-408, concerning the sales tax*
31 *exemption for certain bagging, packaging, and tying materials, is amended to*
32 *add an additional subsection to read as follows:*

33 *(c)(1) The gross receipts or gross proceeds derived from the sale of*
34 *the following materials used for baling, packaging, tying, wrapping, storing,*
35 *transporting, or sealing cotton or animal feed products are exempt from the*
36 *gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, § 26-*



1 52-101 et seq., and the compensating use tax levied by the Arkansas
2 Compensating Tax Act of 1949, § 26-53-101 et seq.:

3 (A) Baling twine or wire;

4 (B) Bale wrap;

5 (C) Net wrap;

6 (D) Plastic silage wrap; and

7 (E) Module covers.

8 (2) As used in this subsection, "animal feed products" means
9 hay, straw, grass, fodder, silage, and similar products used for feeding
10 animals.

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12 SECTION 3. Arkansas Code Title 26, Chapter 52, Subchapter 4 is amended
13 to add an additional section to read as follows:

14 26-52-444. Fencing materials for livestock.

15 The gross receipts or gross proceeds derived from the sale of fencing
16 materials, including without limitation posts, wire, and chargers, used for
17 containing livestock are exempt from the gross receipts tax levied by the
18 Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the
19 compensating use tax levied by the Arkansas Compensating Tax Act of 1949, §
20 26-53-101 et seq.

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22 SECTION 4. EFFECTIVE DATE. Sections 1 through 3 of this act are
23 effective on and after July 1, 2013.

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25 /s/L. Cowling
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