

Regular Session, 2014

HOUSE BILL NO. 1050

BY REPRESENTATIVE CHANEY

TAX/AD VALOREM-EXEMPTION: Provides relative to the ad valorem tax exemption for certain agricultural machinery and other implements

1 AN ACT

2 To amend and reenact R.S. 47:1707, relative to ad valorem property tax exemptions; to
3 provide relative to the ad valorem property tax exemption for certain agricultural
4 machinery and other implements used exclusively for agricultural purposes; to
5 remove certain restrictions; to provide for an effective date; and to provide for
6 related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 47:1707 is hereby amended and reenacted to read as follows:

9 §1707. Exemptions, agricultural machinery and implements, farm structures, and
10 timber logging equipment; definition

11 For the purpose of applying the exemption from ad valorem taxation
12 provided in Section 21 of Article VII of the Constitution of Louisiana, the ~~terms~~ term
13 "agricultural machinery and other implements used exclusively for agricultural
14 purposes" shall mean agricultural and horticultural implements immediately and
15 directly employed in cultivation, production, and harvest of crops or in the raising
16 and management of livestock in use upon agricultural lands ~~owned or leased by the~~
17 ~~person claiming the exemption~~. The term also shall include machinery for soil
18 preparation and cultivation, agricultural drills and planters, fertilizer spreaders,
19 crop-dusting airplanes, harvesting and threshing machinery, hay or grass mowers
20 except lawn mowers, farm wagons and carts, milking machines, farm structures,

1 except a building used for a principal residence, on-farm equipment for the handling
 2 or drying of agricultural or horticultural products, and parts of any of the foregoing,
 3 all equipment utilized in the logging of timber whether used by the owner or lessor
 4 of the agricultural land or on a contractual service basis by someone other than the
 5 owner or lessor but shall exclude, except as otherwise provided herein, bulldozers,
 6 earth moving, and land clearing equipment utilized in such agricultural activities on
 7 a contractual service basis by someone other than the owner or lessor of the
 8 agricultural lands involved.

9 Section 2. This Act shall become effective on July 1, 2014; if vetoed by the governor
 10 and subsequently approved by the legislature, this Act shall become effective on July 1,
 11 2014, or on the day following such approval by the legislature, whichever is later.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Chaney

HB No. 1050

Abstract: Deletes the restriction that the ad valorem property tax exemption for agricultural machinery and other implements used exclusively for agricultural purposes shall only apply to such machinery and implements used on agricultural lands owned or leased by the person claiming the exemption.

Present constitution provides for an ad valorem property tax exemption for agricultural machinery and other implements used exclusively for agricultural purposes.

Present law provides that for purposes of the ad valorem property tax exemption in present constitution, the term "agricultural machinery and other implements used exclusively for agricultural purposes" shall mean agricultural and horticultural implements immediately and directly employed in cultivation, production, and harvest of crops or in the raising and management of livestock in use upon agricultural lands owned or leased by the person claiming the exemption.

Proposed law deletes the requirement that the ad valorem property tax exemption in present law for "agricultural machinery and other implements used exclusively for agricultural purposes" applies only to such machinery and implements used on agricultural lands owned or leased by the person claiming the exemption.

Effective July 1, 2014.

(Amends R.S. 47:1707)