

**Hall of the House of Representatives**  
88th General Assembly - Regular Session, 2011  
**Amendment Form**

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**Subtitle of House Bill No. 2069**

AN ACT CONCERNING SALES AND USE TAX EXEMPTIONS FOR AGRICULTURAL  
EQUIPMENT, MACHINERY, AND SUPPLIES.

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**Amendment No. 1 to House Bill No. 2069**

Amend House Bill No. 2069 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 26-52-403(a)(1)(C), concerning the definition of "farm equipment and machinery" for sales and use tax exemption purposes, is amended to read as follows:

(C) However, "farm equipment and machinery" ~~shall~~ does not include implements used in the production and severance of timber, motor vehicles of a type subject to registration, airplanes, ~~or~~ hand tools, three-wheeled all-terrain vehicles, four-wheeled all-terrain vehicles, or six-wheeled all-terrain vehicles; and

SECTION 2. Arkansas Code § 26-52-408, concerning the sales tax exemption for certain bagging, packaging, and tying materials, is amended to add an additional subsection to read as follows:

(c)(1) The gross receipts or gross proceeds derived from the sale of the following materials used for baling, packaging, tying, wrapping, storing, transporting, or sealing cotton or animal feed products are exempt from the gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the compensating use tax levied by the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq.:

- (A) Baling twine or wire;
- (B) Bale wrap;
- (B) Net wrap;
- (C) Plastic silage wrap; and
- (D) Module covers.

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

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

26-52-444. Fencing materials for livestock.



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

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

The Amendment was read \_\_\_\_\_  
By: Representative L. Cowling  
JLL/JLL - 03/22/11 08:59  
JLL203 \_\_\_\_\_ Chief Clerk