

LEGISLATURE OF NEBRASKA
ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 672

Introduced by Murman, 38; Briese, 41; Dorn, 30; Erdman, 47; Friesen, 34;
Halloran, 33.

Read first time January 20, 2021

Committee: Revenue

- 1 A BILL FOR AN ACT relating to revenue and taxation; to amend section
- 2 77-2704.36, Reissue Revised Statutes of Nebraska; to change a sales
- 3 tax exemption relating to agricultural machinery and equipment; to
- 4 provide an operative date; and to repeal the original section.
- 5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 77-2704.36, Reissue Revised Statutes of Nebraska,
2 is amended to read:

3 77-2704.36 (1) Sales and use tax shall not be imposed on the gross
4 receipts from the sale, lease, or rental of depreciable agricultural
5 machinery and equipment purchased, leased, or rented on or after January
6 1, 1993, for use in commercial agriculture.

7 (2) For purposes of this section: 7

8 (a) Agricultural machinery and equipment means tangible personal
9 property that is used directly in (i) cultivating or harvesting a crop,
10 (ii) raising or caring for animal life, (iii) protecting the health and
11 welfare of animal life, including fans, curtains, and climate control
12 equipment within livestock buildings, or (iv) collecting or processing an
13 agricultural product on a farm or ranch, regardless of the degree of
14 attachment to any real property; and

15 (b) Agricultural ~~agricultural~~ machinery and equipment includes, but
16 is not limited to, header trailers, head haulers, header transports, and
17 seed tender trailers and excludes any current tractor model as defined in
18 section 2-2701.01 not permitted for sale in Nebraska pursuant to sections
19 2-2701 to 2-2711.

20 Sec. 2. This act becomes operative on October 1, 2021.

21 Sec. 3. Original section 77-2704.36, Reissue Revised Statutes of
22 Nebraska, is repealed.