

**HOUSE BILL NO. 1487**

Introduced by

Representatives Belter, Brandenburg

1 A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North  
2 Dakota Century Code, relating to a tax exemption for farm machinery parts; to amend and  
3 reenact subsection 2 of section 57-39.2-02.1 and subsection 2 of section 57-40.2-02.1 of the  
4 North Dakota Century Code, relating to a tax exemption for farm machinery parts; and to  
5 provide an expiration date.

6 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

7 **SECTION 1. AMENDMENT.** Subsection 2 of section 57-39.2-02.1 of the 1997  
8 Supplement to the North Dakota Century Code is amended and reenacted as follows:

9 2. There is imposed a tax of three percent upon the gross receipts of retailers from all  
10 sales at retail of mobile homes used for residential or business purposes, except  
11 as provided in subsection 35 of section 57-39.2-04, and of farm machinery, ~~farm~~  
12 ~~machinery repair parts~~, and irrigation equipment used exclusively for agricultural  
13 purposes, including the leasing or renting of farm machinery and irrigation  
14 equipment used exclusively for agricultural purposes within this state to consumers  
15 or users.

16 **SECTION 2.** A new subsection to section 57-39.2-04 of the North Dakota Century Code  
17 is created and enacted as follows:

18 Gross receipts from sales of farm machinery repair parts.

19 **SECTION 3. AMENDMENT.** Subsection 2 of section 57-40.2-02.1 of the 1997  
20 Supplement to the North Dakota Century Code is amended and reenacted as follows:

21 2. An excise tax is imposed on the storage, use, or consumption in this state of  
22 mobile homes used for residential or business purposes, except as provided in  
23 subsection 19 of section 57-40.2-04, and of farm machinery, ~~farm machinery repair~~  
24 ~~parts~~, and irrigation equipment used exclusively for agricultural purposes

1 purchased at retail for storage, use, or consumption in this state at the rate of three  
2 percent of the purchase price thereof. Except as limited by section 57-40.2-11,  
3 and except as provided in subsection 35 of section 57-39.2-04, an excise tax is  
4 imposed on the storage, use, or consumption in this state of mobile homes used  
5 for residential or business purposes and of farm machinery, farm machinery repair  
6 parts, and irrigation equipment used exclusively for agricultural purposes not  
7 originally purchased for storage, use, or consumption in this state at the rate of  
8 three percent of the fair market value of mobile homes used for residential or  
9 business purposes and of farm machinery, farm machinery repair parts, and  
10 irrigation equipment used exclusively for agricultural purposes at the time it was  
11 brought into this state.

12 **SECTION 4. EXPIRATION DATE.** This Act is effective through December 31, 2000,  
13 and after that date is ineffective.