

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 594, As Amended in the Senate

BY REVENUE AND TAXATION COMMITTEE

AN ACT

1 RELATING TO PROPERTY EXEMPT FROM TAXATION; AMENDING SECTION 63-602EE, IDAHO
2 CODE, TO REVISE THE DEFINITION OF "AGRICULTURAL MACHINERY AND EQUIP-
3 MENT"; REPEALING SECTION 63-602EE, IDAHO CODE, RELATING TO CERTAIN
4 TANGIBLE PERSONAL PROPERTY EXEMPT FROM TAXATION; AMENDING CHAPTER 6,
5 TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-602EE, IDAHO
6 CODE, TO PROVIDE THAT CERTAIN TANGIBLE PERSONAL PROPERTY IS EXEMPT FROM
7 TAXATION; AND DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICA-
8 TION AND PROVIDING EFFECTIVE DATES.
9

10 Be It Enacted by the Legislature of the State of Idaho:

11 SECTION 1. That Section 63-602EE, Idaho Code, be, and the same is hereby
12 amended to read as follows:

13 63-602EE. PROPERTY EXEMPT FROM TAXATION -- CERTAIN TANGIBLE PERSONAL
14 PROPERTY. The following property is exempt from taxation: class 2 property
15 that is agricultural machinery and equipment and exclusively used in agri-
16 culture during the immediately preceding tax year. For purposes of this sec-
17 tion:

18 (1) "Agricultural machinery and equipment" shall mean any machinery
19 and equipment that is used in:

20 (a) Production of field crops including, but not limited to, grains,
21 feed crops, fruits and vegetables or the production of or caring for
22 nursery stock as defined in section 22-2302, Idaho Code; ~~or~~

23 (b) Production of hop crops including, but not limited to, stationary
24 picking machines, drying kilns, fans and burners, conveyors and other
25 equipment to move hop crops and baling equipment; hop crops including,
26 but not limited to, rhizomes, bines, leaves, stems and cones; or

27 (c) The grazing, feeding or raising of livestock, fur-bearing animals,
28 fish, fowl and bees to be sold or used as part of a net profit-making
29 agricultural enterprise or dairy.

30 (2) Buildings shall not be considered to be agricultural machinery and
31 equipment.

32 SECTION 2. That Section 63-602EE, Idaho Code, be, and the same is hereby
33 repealed.

34 SECTION 3. That Chapter 6, Title 63, Idaho Code, be, and the same is
35 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
36 ignated as Section 63-602EE, Idaho Code, and to read as follows:

37 63-602EE. PROPERTY EXEMPT FROM TAXATION -- CERTAIN TANGIBLE PERSONAL
38 PROPERTY. The following property is exempt from taxation: class 2 property
39 that is agricultural machinery and equipment and exclusively used in agri-

1 culture during the immediately preceding tax year. For purposes of this sec-
2 tion:

3 (1) "Agricultural machinery and equipment" shall mean any machinery
4 and equipment that is used in:

5 (a) Production of field crops including, but not limited to, grains,
6 feed crops, fruits and vegetables or the production of or caring for
7 nursery stock as defined in section 22-2302, Idaho Code; or

8 (b) The grazing, feeding or raising of livestock, fur-bearing animals,
9 fish, fowl and bees to be sold or used as part of a net profit-making
10 agricultural enterprise or dairy.

11 (2) Buildings shall not be considered to be agricultural machinery and
12 equipment.

13 SECTION 4. An emergency existing therefor, which emergency is hereby
14 declared to exist, Section 1 of this act shall be in full force and effect on
15 and after passage and approval, and retroactively to January 1, 2018. Sec-
16 tions 2 and 3 of this act shall be in full force and effect on and after Jan-
17 uary 1, 2020.