

SB73 ENGROSSED



1 SB73

2 A4XHQS7-2

3 By Senators Williams, Sessions, Melson, Barfoot, Jones,
4 Carnley, Givhan, Kelley, Allen, Stutts, Weaver, Kitchens,
5 Chesteen, Price, Gudger, Roberts, Livingston, Bell,
6 Smitherman, Beasley, Stewart, Singleton, Elliott

7 RFD: Finance and Taxation Education

8 First Read: 07-Feb-24



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A BILL
TO BE ENTITLED
AN ACT

Relating to taxation; to provide an exemption from the for up to twenty-five thousand dollars (\$25,000) of agricultural fencing materials from sales and use tax; and to provide a sunset date.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. For a period commencing October 1, 2024, and ending September 30, 2029, up to twenty-five thousand dollars (\$25,000) of the gross proceeds from the sale of fencing materials such as t-posts, wood posts, barbed wire, net wire, smooth wire, standard metal gates, and other like materials used for the purpose of fencing in agriculture livestock applications are exempt from the sales and use tax as provided for in Section 40-23-2 and 40-23-61, Code of Alabama 1975. The exemption provided in this subdivision shall not apply to county or municipal sales and use taxes unless approved by resolution or ordinance adopted by the local governing body.

(b) To qualify for the exemption, a retail purchaser shall provide to a seller an affidavit confirming the purchased material is strictly for an agriculture livestock application. The affidavit shall relieve the seller of the



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29 obligation to collect the tax under Chapter 23 of Title 40,
30 Code of Alabama 1975, with respect to the sale of such
31 materials. The Department of Revenue shall make the affidavit
32 available to sellers.

33 Section 2. This act shall become effective on October
34 1, 2024.



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37 Senate

38 Read for the first time and referred07-Feb-24
39 to the Senate committee on Finance
40 and Taxation Education
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42 Read for the second time and placed28-Feb-24
43 on the calendar:
44 1 amendment
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46 Read for the third time and passed19-Mar-24
47 as amended
48 Yeas 27
49 Nays 3
50 Abstains 0

51
52
53 Patrick Harris,
54 Secretary.
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