

LEGISLATURE OF NEBRASKA

NINETY-NINTH LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 1139

Introduced by Stuthman, 22

Read first time January 17, 2006

Committee: Revenue

A BILL

1 FOR AN ACT relating to revenue and taxation; to amend section
2 77-2704.13, Reissue Revised Statutes of Nebraska; to
3 exempt fuel purchases by commercial launderers from sales
4 tax; to provide an operative date; and to repeal the
5 original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 77-2704.13, Reissue Revised Statutes
2 of Nebraska, is amended to read:

3 77-2704.13 Sales and use taxes shall not be imposed on
4 the gross receipts from the sale, lease, or rental of and the
5 storage, use, or other consumption in this state of:

6 (1) Sales and purchases of electricity, coal, gas, fuel
7 oil, diesel fuel, tractor fuel, propane, gasoline, coke, nuclear
8 fuel, and butane when more than fifty percent of the amount
9 purchased is for use directly in irrigation or farming;

10 (2) Sales and purchases of such energy sources or fuels
11 made before April 1, 1993, or after March 31, 1994, when more
12 than fifty percent of the amount purchased is for use directly
13 in processing, manufacturing, or refining, in the generation of
14 electricity, ~~or by any hospital,~~ or by any commercial textile
15 rental launderer. The state tax paid on purchases of such energy
16 sources or fuels during the period beginning April 1, 1993, and
17 ending March 31, 1994, shall not exceed one hundred thousand
18 dollars for any one location when more than fifty percent of the
19 amount purchased is for use directly in processing, manufacturing,
20 or refining or by any hospital. All purchases of such energy
21 sources or fuels for use in the generation of electricity during
22 the period beginning April 1, 1993, and ending March 31, 1994,
23 shall be taxable. Any taxpayer who has paid the limit of state tax
24 on such energy sources or fuels at one location shall be exempt
25 on all other qualifying purchases at such location. Such taxpayer

1 shall be entitled to a refund of any amount of state or local
2 option tax paid on an energy source or fuel exempt under this
3 subdivision. A refund shall be made pursuant to section 77-2708;
4 and

5 (3) Sales and purchases of water used for irrigation of
6 agricultural lands and manufacturing purposes.

7 Sec. 2. This act becomes operative on October 1, 2006.

8 Sec. 3. Original section 77-2704.13, Reissue Revised
9 Statutes of Nebraska, is repealed.