

SPEAKER BAACK: Senator Warner, would you respond please?

SENATOR HALL: Jerry, I think I found...is it page 200 of AM5267, Section 179 of the E & R draft that deals with that sales tax exemption?

SENATOR WARNER: I am not putting my hands on the right amendment, I don't think, Senator, oh, yeah, here I am.

SENATOR HALL: I am using AM5267 which (interruption)...

SENATOR WARNER: Yeah, no, I had the wrong one in my hand. Yes.

SENATOR HALL: Is that the section we are dealing with when I am asking about the sales tax?

SENATOR WARNER: Right.

SENATOR HALL: Is that...here is my concern. My concern is is that somebody is going to read that first line where it says any purchaser of depreciable agricultural machinery and equipment purchased as being depreciable ag machinery, but equipment doesn't have to be depreciable equipment. In other words...or is that the intent? My point is that...

SENATOR WARNER: Well, the...excuse me.

SENATOR HALL: No, my point is this, does the equipment have to be depreciated in order to receive the sales...

SENATOR WARNER: To get the refund?

SENATOR HALL: ....in order to receive the sales tax exemption?

SENATOR WARNER: Yes. It is intended, and as I understand the words, you are not...and I intentionally wanted it that way that if you expense the piece of equipment, that in those circumstances you paid the sales tax. You are only entitled to the refund if it was depreciated and filed with the county as depreciable equipment.

SENATOR HALL: But do you think under the reading, and couldn't you have done that by adding depreciated equipment in front of the...depreciated in front of the term equipment. Is it a fair interpretation that one could look at that sentence and say that