

any purchaser of depreciable ag machinery and equipment, that they could separate those two out and argue that equipment is tax exempt for purposes of sales tax?

SENATOR WARNER: Well, as you read this, I believe in the next section, at least in this amendment, in this amendment here, you do not get the refund unless, in fact, it is also filed with the county as depreciable, as equipment that you are depreciating on the schedule.

SENATOR HALL: It just says you have to file it. Does it say that you have to depreciate it or file a copy of the schedule?

SENATOR WARNER: Well, you have to file with your, with the county...

SENATOR HALL: Unless...

SENATOR WARNER: ...you have this dollar amount of depreciable, your cost less the depreciation, that would be permitted.

SENATOR HALL: Well, then you go down to subsection (3), and it says if the purchaser fails to list with the depreciable ag machinery or equipment, and we switch from "and" to "or".

SENATOR WARNER: That is or...it is machinery or equipment, yes.

SENATOR HALL: Well, up at the top, it says and equipment. Why is there...

SENATOR WARNER: I'm not sure...

SENATOR HALL: I could argue, I think...

SENATOR WARNER: I would like to go and look at the E & R amendments, Senator. There may be...there is no rationale for that on the face of it, but maybe there is some other reason.

SENATOR HALL: Okay, well, then my problem there is, and I appreciate that, because my problem there is that I think there could be a...

PRESIDENT MOUL PRESIDING

PRESIDENT MOUL: One minute..