

AGRICULTURAL EXCLUSIONS AND EXEMPTIONS

From 2015-2016 Tax Exemption Budget

*Handwritten item number will coincide with item number designation on
Agricultural Exemptions Spreadsheet*

Sales Tax

{ Exemptions }

#92

90. Sales of Farm Products Directly from the Farm

This exemption allows the tax-free sale of livestock, poultry, and other farm products if sold directly by the producer. This exemption includes sales by farmers, livestock producers, nurserymen, and other producers of farm products. Most sales by qualified producers are to wholesalers, but some producers sell their products directly to the consumer. The purpose of this exemption is to relieve the producer of the burden for charging and remitting sales tax.

Legal Citation

R.S. 47:305(A)(1)

Origin

Acts 1948, No. 9

Effective Date

June 7, 1948

Beneficiaries

Producers of farm products

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

91. Racehorses Claimed at Races in Louisiana

This exemption allows the tax-free sale of racehorses entered in races and claimed (sold) at any meet in Louisiana, or sold through any public sale sponsored by any breeders, registry association, or livestock auction market. The purpose of this exemption is to provide financial assistance to the breeders association, registry associations, racetracks, and public sales of racehorses.

Legal Citation

R.S. 47:305(A)(2)

Origin

Acts 1979, No. 796

Effective Date

September 7, 1979

Beneficiaries

Racetracks and breeding and registry associations

Administration

Acts 2007, No. 424 amended R.S. 47:302(R) and 321(H) and enacted R.S. 47:331(P)(3) to reinstate this exemption that had previously been suspended, effective July 1, 2007.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

93

{ Exemptions }

92. Feed and Feed Additives for Animals Held for Business Purposes

This exemption allows tax-free sales of feed and feed additives for the purpose of sustaining animals primarily for commercial, business, or agricultural use. The exemption does not apply to food for pets or hunting dogs. The purpose of this exemption is to provide financial relief from the use tax imposed on feed for animals held for business purposes.

Legal Citation

R.S. 47:305(A)(4)

Origin

Acts 1986, No. 677

Effective Date

August 30, 1986

Beneficiaries

Persons or companies that feed animals for commercial, business, or agricultural use

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

93. Materials Used in the Production or Harvesting of Crawfish

This exemption allows tax-free sales of bait and feed when used in the production or harvesting of crawfish. The sales of materials, supplies, equipment, fuel, and related items, other than vessels, when used in the production or harvesting of crawfish are subject to one percent tax. This exemption is not limited to commercial farmers. The exemption includes a good faith clause that requires the vendor to use due care when accepting this exemption certificate. The purpose of this exemption is to provide financial assistance to crawfish farmers.

Legal Citation

R.S. 47:305(A)(5)

Origin

Acts 1987, No. 364; Acts 2009, No. 455

Effective Date

September 1, 1987

Beneficiaries

Producers and harvesters of crawfish

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely. However, crawfish feed and bait is totally exempt.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

Sales Tax

{ Exemptions }

110

108. Sales of 50-ton Vessels and New Component Parts and Sales of Certain Materials and Services to Vessels Operating in Interstate Commerce

This exemption allows the purchase of materials, equipment, and machinery that become component parts of ships, vessels, and barges with a 50-ton and over load displacement and the sale of qualifying ships, vessels, and barges to be exempt from sales tax. Drilling ships and barges are also exempt. This exemption also allows ships or vessels operating exclusively in foreign or interstate coastwise commerce to purchase materials and supplies, repair services, and laundry services tax free. The purpose of this exemption is to make Louisiana boat builders and boat-service businesses competitive with similar companies in other states.

Legal Citation

R.S. 47:305.1

Origin

Acts 1959, No. 51; amended by Acts 2002, No. 40 and 41; Acts 2006 1st ext. sess., No. 34

Effective Date

June 29, 1959

Beneficiaries

The beneficiaries of this exemption are builders of 50-ton and over ships, vessels, and barges and the owners of ships, vessels, and barges that operate in foreign or interstate commerce. Since the courts have declared that tax laws cannot discriminate against interstate commerce, the Department has been unable to enforce the restrictive built in Louisiana language contained in the statute. Consequently, out-of-state builders have also benefited from this exemption.

Administration

Acts 2002, No. 40 and 41 have provided a specific definition of "foreign or interstate coastwise commerce." Acts 2006 1st Extraordinary Session No. 34 clarifies that the exemption is applicable to barges and drilling ships.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

109. Sales of Seeds for Planting Crops

This exemption allows the tax-free sales of seeds to commercial farmers. Commercial farmers include those who grow crops for sale, as well as those who grow crops for live-stock, poultry, fish, and dairy animals. Seeds purchased by commercial farmers were already exempt as a raw material under R.S. 47:301(10)(a). The purpose of this exemption is to clarify that seeds are not taxable.

Legal Citation

R.S. 47:305.3

Origin

Acts 1960, No. 427

Effective Date

July 27, 1960

Duplicate Provision

R.S. 47:301(10)(e)

Beneficiaries

Commercial farmers

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

113

{ Exemptions }

112. Sales of Pesticides for Agricultural Purposes

This exemption allows the tax-free sale of pesticides for agricultural purposes. This exemption covers any preparation used in the control of insects, plant life, fungus, or any pest detrimental to agricultural crops, including the control of animal pests or diseases. The purpose of this exemption is to provide financial assistance to producers of agricultural products.

Legal Citation

R.S. 47:305.8

Origin

Acts 1964, No. 79

Effective Date

July 29, 1964

Beneficiaries

Producers of agricultural products

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

113. Rentals of Motion-picture Film to Commercial Theaters

This exemption allows commercial theaters to rent motion-picture films exempt from sales tax. Most commercial theaters have changed their operations by obtaining films through joint ventures, which would not qualify for this exemption. The purpose of this exemption is to provide financial assistance to commercial theaters.

Legal Citation

R.S. 47:305.9

Origin

Acts 1964, No. 27

Effective Date

July 29, 1964

Beneficiaries

Commercial theaters

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

Sales Tax

#70

{ Exclusions }

70. Pharmaceuticals Administered to Livestock for Agricultural Purposes

This exclusion allows pharmaceuticals to be sold or purchased free from sales tax when administered to livestock that are used for agricultural purposes. Pharmaceuticals must be registered with the Louisiana Department of Agriculture and Forestry to qualify. This exclusion duplicates provisions of other exclusions and exemptions.

Legal Citation

R.S. 47:301(16)(f)

Origin

Acts 2000, No. 33; Amended by Acts 2006, No. 41

Effective Date

July 1, 2000

Beneficiaries

Livestock farmers

Administration

The purpose of this exclusion is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exclusion is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

71. Used Manufactured Homes and 54 Percent of Cost of New Manufactured Homes

This exclusion provides that used manufactured homes and 54 percent of the cost of new factory built homes can be purchased free from sales tax. A factory built home includes a manufactured home, modular home, mobile home, or residential mobile home with or without a permanent foundation, which includes plumbing, heating, and electrical systems.

Legal Citation

R.S. 47:301(16)(g)

Origin

Acts 2000, No. 30; amended by Acts 2001, No. 1212; Acts 2009, No. 500

Effective Date

July 1, 2001

Beneficiaries

Individuals that purchase new and used manufactured homes

Administration

The purpose of this exclusion is achieved in a fiscally effective manner.

Estimated Fiscal Effect	
FYE 6-16	FYE 6-17
\$7,696,000	\$7,849,000

Sales Tax

#101

{ Exemptions }

100. Sales of Fertilizers and Containers to Farmers

This exemption allows tax-free sales of fertilizers and containers for farm products if sold directly to the commercial farmer. Fertilizers and containers are exempt as a resale item under R.S. 47:301(10)(a). The purpose of this exemption is to clarify that fertilizers and containers are not taxable as a raw material.

Legal Citation

R.S. 47:305(D)(1)(f)

Origin

Acts 1948, No. 9

Effective Date

June 7, 1948

Beneficiaries

Commercial farmers

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

101. Sales of Natural Gas - Non-residential

This exemption allows tax-free sales of natural gas. The purpose of this exemption is to provide financial assistance to nonresidential consumers of natural gas.

Legal Citation

R.S. 47:305(D)(1)(g)

Origin

Acts 1948, No. 9; amended by Acts 1985, No. 258; Acts 1990, Act 476

Effective Date

June 7, 1948

Beneficiaries

Nonresidential consumers of natural gas

Administration

This exemption has been suspended at the rate of 3.3 percent for the period 1/1/06-6/30/08 and at the rate of 2.3 percent for the period 7/1/08-6/30/09. This exemption is subject to zero percent tax effective 7/1/2009.

Estimated Fiscal Effect

See number 99, Sales Tax Section.

Sales Tax

#135

{ Exemptions }

134. Sales of Certain Fuels Used for Farm Purposes

This exemption allows the tax-free purchase of diesel fuel, butane, propane, and other liquefied petroleum gases for farm use. The purpose of this exemption is to provide financial assistance to commercial farmers.

Legal Citation

R.S. 47:305.37

Origin

Acts 1982, No. 820; amended by Acts 1985, No. 511 and No. 621

Effective Date

January 1, 1983

Beneficiaries

Commercial farmers

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

135. Sales or Purchases by Certain Sheltered Workshops

This exemption allows certain sheltered workshops for the mentally incapacitated to sell and purchase tax free. The workshop must be used as a day developmental training center and licensed by the Department of Children and Family Services. The purpose of this exemption is to provide financial assistance to sheltered workshops.

Legal Citation

R.S. 47:305.38

Origin

Acts 1982, No. 242

Effective Date

September 10, 1982

Beneficiaries

Qualifying sheltered workshops

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

{ Exemptions }

#158

156. Second Amendment Sales Tax Holiday

This provision creates a three day sales tax holiday on consumer purchases of firearms, ammunition and hunting supplies for the first consecutive Friday through Sunday of September. The sales tax holiday is applicable to both state and local sales tax.

Legal Citation

R.S. 47:305.62

Origin

Acts 2009, No. 453

Effective Date

July 9, 2009

Beneficiaries

Individuals purchasing firearms, ammunition and hunting supplies.

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

157. Sales of Polyroll Tubing

This provision creates a state sales tax exemption for polyroll tubing used for commercial farm irrigation.

Legal Citation

R.S. 47:305.63

Origin

Acts 2009, No. 450

Effective Date

July 8, 2009

Beneficiaries

Commercial farmers

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Estimated Fiscal Effect	
FYE 6-16	FYE 6-17
\$809,000	\$826,000

Sales Tax

{ Exclusions }

#57

56. Articles Traded in on Tangible Personal Property

This exclusion allows credits for trade-ins of like property to be free of general sales tax. The trade-in credits are excluded from the definition of sales price. The purpose of this exclusion is to effect a reduction in the taxable sales price for consumers.

Legal Citation

R.S. 47:301(13)(a)

Origin

Acts 1989, 2nd Ex. Sess., No. 14

Effective Date

August 1, 1989

Beneficiaries

Any persons or businesses that purchase tangible personal property utilizing trade-ins.

Administration

The purpose of this exclusion is achieved in a fiscally effective manner.

Estimated Fiscal Effective

The estimated fiscal effect of this exclusion is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

57. First \$50,000 of New Farm Equipment Used in Poultry Production

This exclusion allows farmers engaged in poultry production relief from the general sales tax on the first \$50,000 of equipment purchased for use in poultry production. The purpose of this exclusion is to extend to poultry farmers similar tax relief extended to other farmers under R.S. 47:305.25 [See number 11, Sales Tax Section].

Legal Citation

R.S. 47:301(13)(c)

Origin

Acts 1991, No. 388

Effective Date

July 8, 1991

Beneficiaries

Poultry farmers.

Administration

The purpose of this exclusion is achieved in a fiscally effective manner.

Estimated Fiscal Effect

See number 11, Sales Tax Section.

Sales Tax

{ Exemptions }

130

128. Certain Seafood-processing Facilities

This exemption allows qualifying processors to purchase materials, supplies, and repair services exempt from the general sales tax. This exemption applies only to processing facilities that process seafood from vessels owned, leased, or contracted exclusively to the facility. The purpose of this exemption is to provide financial assistance to qualifying facilities.

Legal Citation

R.S. 47:305.20(C)

Origin

Acts 1991, No. 896

Effective Date

September 6, 1991

Beneficiaries

Qualifying seafood processing facilities

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

129. First \$50,000 of the Sales Price of Certain Farm Equipment and Attachments

This provision exempts the first \$50,000 of the sales price on qualifying farm equipment. Those items included under the original act have been protected from the suspension of exemptions. Such items include: rubber-tired farm tractors, cane harvesters, combines and cane loaders. Items later added to the exemption through amendments are subject to one percent tax. The purpose of this exemption is to provide financial assistance to agricultural producers.

Legal Citation

R.S. 47:305.25

Origin

Acts 1978, No. 638; amended by Acts 1979, No. 787; Acts 1982, No. 167; Acts 1985, No. 836

Effective Date

September 8, 1978

Beneficiaries

Producers of agricultural products

Administration

Acts 2007, No. 424 amended R.S. 47:302(R) and R.S. 47:321(H) and enacted R.S. 47:331(P)(3) to reinstate the previously suspended exemption for farm irrigation equipment under R.S. 47:305.25(A)(3). R.S. 47:305.25(A)(4) and (5) are subject to one percent tax effective 7/1/2009.

Estimated Fiscal Effect

See number 11, Sales Tax Section.

Sales Tax

#128

{ Exemptions }

126. Lease or Rental of Certain Vessels in Mineral Production

This exemption allows the vessels leased or rented for use offshore beyond the territorial limits of Louisiana for the production of oil, gas, sulphur, and other minerals to be exempt from sales tax. This exemption applies to production companies and their service companies. The purpose of this exemption is to provide financial assistance to the mineral-production industry.

Legal Citation

R.S. 47:305.19

Origin

Acts 1975, No. 818

Effective Date

September 12, 1975

Beneficiaries

Production companies and the company providing services to them

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

127. Purchases of Supplies, Fuels, and Repair Services for Boats Used by Commercial Fishermen

This exemption allows commercial fishermen to purchase tax-free materials, supplies, repair services, and fuel for the maintenance or operation of boats. Fishermen must apply for a license with the Department of Revenue. The purpose of this exemption is to provide financial assistance to commercial fishermen.

Legal Citation

R.S. 47:305.20(A)

Origin

Acts 1975, No. 811; Acts 2009, No. 446

Effective Date

September 12, 1975

Beneficiaries

Licensed commercial fishermen

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

#129

{ Exemptions }

128. Certain Seafood-processing Facilities

This exemption allows qualifying processors to purchase materials, supplies, and repair services exempt from the general sales tax. This exemption applies only to processing facilities that process seafood from vessels owned, leased, or contracted exclusively to the facility. The purpose of this exemption is to provide financial assistance to qualifying facilities.

Legal Citation

R.S. 47:305.20(C)

Origin

Acts 1991, No. 896

Effective Date

September 6, 1991

Beneficiaries

Qualifying seafood processing facilities

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

129. First \$50,000 of the Sales Price of Certain Farm Equipment and Attachments

This provision exempts the first \$50,000 of the sales price on qualifying farm equipment. Those items included under the original act have been protected from the suspension of exemptions. Such items include: rubber-tired farm tractors, cane harvesters, combines and cane loaders. Items later added to the exemption through amendments are subject to one percent tax. The purpose of this exemption is to provide financial assistance to agricultural producers.

Legal Citation

R.S. 47:305.25

Origin

Acts 1978, No. 638; amended by Acts 1979, No. 787; Acts 1982, No. 167; Acts 1985, No. 836

Effective Date

September 8, 1978

Beneficiaries

Producers of agricultural products

Administration

Acts 2007, No. 424 amended R.S. 47:302(R) and R.S. 47:321(H) and enacted R.S. 47:331(P)(3) to reinstate the previously suspended exemption for farm irrigation equipment under R.S. 47:305.25(A)(3). R.S. 47:305.25(A)(4) and (5) are subject to one percent tax effective 7/1/2009.

Estimated Fiscal Effect

See number 11, Sales Tax Section.

Sales Tax

95

{ Exemptions }

94. Materials Used in the Production or Harvesting of Catfish

This exemption allows tax-free sales of materials, supplies, equipment, fuel, bait, and related items, other than vessels, when used in the production or harvesting of catfish. This exemption is not limited to commercial farmers. The exemption includes a good faith clause that requires the vendor to use due care when accepting this exemption certificate. The purpose of this exemption is to provide financial assistance to catfish farmers.

Legal Citation

R.S. 47:305(A)(6)

Origin

Acts 1988, No. 948

Effective Date

September 1, 1988

Beneficiaries

Producers and harvesters of catfish

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

95. Farm Products Produced and Used by Farmers

This exemption allows farmers and their families to consume the products, grown primarily to be sold, without paying a use tax. The exemption applies to livestock, poultry, and agricultural products. The purpose of this exemption is to provide financial assistance to farmers.

Legal Citation

R.S. 47:305(B)

Origin

Acts 1948, No. 9

Effective Date

June 7, 1948

Beneficiaries

Farmers and their families

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

{ Exemptions }

#94

92. Feed and Feed Additives for Animals Held for Business Purposes

This exemption allows tax-free sales of feed and feed additives for the purpose of sustaining animals primarily for commercial, business, or agricultural use. The exemption does not apply to food for pets or hunting dogs. The purpose of this exemption is to provide financial relief from the use tax imposed on feed for animals held for business purposes.

Legal Citation

R.S. 47:305(A)(4)

Origin

Acts 1986, No. 677

Effective Date

August 30, 1986

Beneficiaries

Persons or companies that feed animals for commercial, business, or agricultural use

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

93. Materials Used in the Production or Harvesting of Crawfish

This exemption allows tax-free sales of bait and feed when used in the production or harvesting of crawfish. The sales of materials, supplies, equipment, fuel, and related items, other than vessels, when used in the production or harvesting of crawfish are subject to one percent tax. This exemption is not limited to commercial farmers. The exemption includes a good faith clause that requires the vendor to use due care when accepting this exemption certificate. The purpose of this exemption is to provide financial assistance to crawfish farmers.

Legal Citation

R.S. 47:305(A)(5)

Origin

Acts 1987, No. 364; Acts 2009, No. 455

Effective Date

September 1, 1987

Beneficiaries

Producers and harvesters of crawfish

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely. However, crawfish feed and bait is totally exempt.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

Sales Tax

96

{ Exemptions }

94. Materials Used in the Production or Harvesting of Catfish

This exemption allows tax-free sales of materials, supplies, equipment, fuel, bait, and related items, other than vessels, when used in the production or harvesting of catfish. This exemption is not limited to commercial farmers. The exemption includes a good faith clause that requires the vendor to use due care when accepting this exemption certificate. The purpose of this exemption is to provide financial assistance to catfish farmers.

Legal Citation

R.S. 47:305(A)(6)

Origin

Acts 1988, No. 948

Effective Date

September 1, 1988

Beneficiaries

Producers and harvesters of catfish

Administration

This exemption was fully suspended through 6/30/09 and the one percent suspension will continue indefinitely.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled Exemptions subject to 1% suspended rate.

95. Farm Products Produced and Used by Farmers

This exemption allows farmers and their families to consume the products, grown primarily to be sold, without paying a use tax. The exemption applies to livestock, poultry, and agricultural products. The purpose of this exemption is to provide financial assistance to farmers.

Legal Citation

R.S. 47:305(B)

Origin

Acts 1948, No. 9

Effective Date

June 7, 1948

Beneficiaries

Farmers and their families

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

35

{ Exclusions }

34. Sales of Human-tissue Transplants

This exclusion allows the tax-free sale of human tissue that is to be transplanted from one individual into another recipient individual. Human-tissue transplants are defined to include all human organs, bones, skin, cornea, blood, or blood products. The purpose of this exclusion is to allow human tissue used in transplants to be excluded from sales tax.

Legal Citation

R.S. 47:301(10)(d)

Origin

Acts 1987, No. 435

Effective Date

July 9, 1987

Beneficiaries

Transplant recipients

Administration

The purpose of this exclusion is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exclusion is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

35. Sales of Raw Agricultural Commodities

This exclusion allows the sale of raw agricultural products sold for further production of crops or animals for market to be free of general sales tax. This exclusion includes feed, seed, and fertilizer. Raw agricultural products are exempt as a resale item under R.S. 47:301(10)(e). The sales tax is collected on the sale of the finished product. The purpose of this exclusion is to clarify that raw agricultural commodities are not subject to sales tax.

Legal Citation

R.S. 47:301(10)(e)

Origin

Acts 1988, No. 307

Effective Date

July 7, 1988

Duplicate Provision

R.S. 47:305(A)(3)

Beneficiaries

Producers of crops and livestock

Administration

The purpose of this exclusion is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exclusion is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

Sales Tax

#91

{ Exemptions }

90. Sales of Farm Products Directly from the Farm

This exemption allows the tax-free sale of livestock, poultry, and other farm products if sold directly by the producer. This exemption includes sales by farmers, livestock producers, nurserymen, and other producers of farm products. Most sales by qualified producers are to wholesalers, but some producers sell their products directly to the consumer. The purpose of this exemption is to relieve the producer of the burden for charging and remitting sales tax.

Legal Citation

R.S. 47:305(A)(1)

Origin

Acts 1948, No. 9

Effective Date

June 7, 1948

Beneficiaries

Producers of farm products

Administration

The purpose of this exemption is achieved in a fiscally effective manner.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.

91. Racehorses Claimed at Races in Louisiana

This exemption allows the tax-free sale of racehorses entered in races and claimed (sold) at any meet in Louisiana, or sold through any public sale sponsored by any breeders, registry association, or livestock auction market. The purpose of this exemption is to provide financial assistance to the breeders association, registry associations, racetracks, and public sales of racehorses.

Legal Citation

R.S. 47:305(A)(2)

Origin

Acts 1979, No. 796

Effective Date

September 7, 1979

Beneficiaries

Racetracks and breeding and registry associations

Administration

Acts 2007, No. 424 amended R.S. 47:302(R) and 321(H) and enacted R.S. 47:331(P)(3) to reinstate this exemption that had previously been suspended, effective July 1, 2007.

Estimated Fiscal Effect

The estimated fiscal effect of this exemption is included in the Five-Year Revenue Loss chart in the row labeled other exemptions.