

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1630

By: Representative Dawson

For An Act To Be Entitled

"AN ACT TO LEVY A ONE PERCENT (1%) EXCISE TAX UPON THE GROSS PROCEEDS OR GROSS RECEIPTS DERIVED FROM CERTAIN SALES; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. (a) There is levied an excise tax of one percent (1%) upon the gross proceeds or gross receipts derived from all sales provided to any person of the following:

(1) Sales of bagging, packaging, twine and other tie materials sold or used in production of agricultural products;

(2) That portion of the gross receipts or gross proceeds derived from the sale of automobile parts which constitute core charges which are received for the purpose of securing a trade-in for the article purchased;

(3) Sales of any cotton or seed cotton or lint cotton or baled cotton, whether compressed or not, or cotton seed in its original condition;

(4) Sales of all feedstuffs, as defined in §26-52-404(b), used in the commercial production of livestock or poultry in this state;

(5) Sales of new and used farm equipment and machinery used for the agricultural production of food or fiber as a business;

(6) Sales of seed for use in the commercial production of an agricultural product or for seed;

(7) Sales of agricultural fertilizer, agricultural limestone, and agricultural chemicals including, but not limited to, agricultural pesticides and herbicides used in commercial production of agricultural products;

(8) Sales of carbonaceous materials used in the electrolytic reduction process;

(9) Sales of aircraft held in stock for resale that are used for

rental or charter services;

(10) Sales of vessels, barges, and towboats and parts and labor used in the repair and construction of vessels, barges, and towboats;

(11) Sales of new aircraft manufactured or substantially completed within this state and sold by the manufacturer or substantial completer to a purchaser for use outside this state;

(12) Services performed on watches and clocks which are received by mail or common carrier from outside this state and which, after the service is performed, are returned by mail or common carrier or in the repairman's own conveyance to points outside this state;

(13) Services performed for maintenance or to repair railroad parts, railroad cars, and equipment brought into this state for the purpose of being repaired, refurbished, modified, or converted within this state;

(14) Sales of special fuel or petroleum products sold for consumption by vessels, barges, and other commercial watercraft and railroads;

(15) Sales of electricity used in the manufacture of aluminum metal by the electrolytic reduction process;

(16) Sales of natural gas and electricity to steel mills;

(17) Rental or lease of specialized motion picture filming equipment;

(18) Sales of new custom manufactured homes;

(19) Sales publications printed and published within this state and sold through regular subscriptions;

(20) Sales of advertising space in newspapers and publications, billboard advertising services, and television and radio advertising time;

(21) Gate admission fees at state, district, county, or township fairs;

(22) Sales of rebuilt or remanufactured automobile parts and retreaded tires;

(23) Sales of tickets by municipalities to places of amusement or to athletic, entertainment or recreational events;

(24) Sales of tickets for admission to athletic events and interscholastic activities at public and private elementary and secondary schools in this state;

(25) Sales of tickets for admission to athletic events at institutions of higher education in this state;

(b) The tax levied pursuant to this section shall be collected and remitted in the same manner as the tax levied by the Arkansas Gross Receipts Act, §26-52-101 et seq.

SECTION 2. There is levied an excise tax of one percent (1%) of the sales price of the property for the privilege of storing, using, or consuming within this state any article of tangible personal property listed in Section 1 of this act purchased for storage, use, or consumption in this state. This tax shall be collected and remitted in the same manner as the tax levied by the Arkansas Compensating Tax Act, §26-53-101 et seq.

SECTION 3. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

