

TAXATION

CHAPTER 888

HOUSE BILL NO. 1615
(Legislative Council)
(Interim Finance and Taxation Committee)

FARM STRUCTURE EXEMPTION

AN ACT to amend and reenact subdivision a of subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to exemption of farm structures from ad valorem taxation; and to provide an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subdivision a of subsection 15 of section 57-02-08 of the 1991 Supplement to the North Dakota Century Code is amended and reenacted as follows:

- a. All farm structures, and improvements located on agricultural lands. This subsection shall be construed to exempt farm buildings and improvements only, and shall not be construed to exempt from taxation industrial plants, or structures of any kind not used or intended for use as a part of a farm plant, or as a farm residence. Any structure or ~~structures~~ improvement used in connection with a retail or wholesale business other than farming, ~~even though situated on agricultural land, shall any structure or improvement located on platted land within the corporate limits of a city, or any structure or improvement located on railroad operating property subject to assessment under chapter 57-05 is not be~~ exempt under this subsection.

SECTION 2. EFFECTIVE DATE. This Act becomes effective on the date it is filed with the secretary of state and is retroactive to apply to all taxable years beginning after December 31, 1988. Any property taxes for taxable years 1989 or 1990 which are imposed because of enactment of this Act are subject to the provisions of law, including provisions governing discounts and penalties, as though the taxes imposed were part of the taxes payable for the 1991 taxable year.

Approved November 14, 1991
Filed November 14, 1991