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H.202

Introduced by Representatives Yantachka of Charlotte, Lenex of Shelburne,
and Webb of Shelburne

Referred to Committee on

Date:

Subject: Taxation; Use Value Program; horse farms

Statement of purpose of bill as introduced: This bill proposes to include horse
farms in the definition of farming for purposes of the Use Value Program.

An act relating to the definition of farming for purposes of the Use Value
Program

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 32 V.S.A. § 3752(7) is amended to read:

(7) "Farmer" means a person:

(A) who earns at least one-half of the farmer's annual gross income
from the business of farming as that term is defined in ~~Regulation 1.175-3~~
~~issued under the Internal Revenue Code of 1986; or~~ 26 C.F.R. § 1.175-3;

(B) who earns at least one-half of the farmer's annual gross income
from the business of raising, feeding, or managing four or more equines owned
or boarded by the farmer, including training, showing, and providing
instruction and lessons in riding, training, and the management of equines; or

1 ~~(B)(C)~~(i) who produces farm crops that are processed in a farm
2 facility situated on land enrolled by the farmer in a ~~use value appraisal program~~
3 Use Value Program or on a housesite adjoining the enrolled land;

4 (ii) whose gross income from the sale of the processed farm
5 products pursuant to subdivision (i) of this subdivision ~~(B)(C)~~, when added to
6 other gross income from the business of farming as used in subdivision (A) or
7 (B) of this subdivision (7), equals at least one-half of the farmer's annual gross
8 income; and

9 (iii) who produces on the farm a minimum of 75 percent of the
10 farm crops processed in the farm facility;

11 ~~(C)~~(iv) The ~~agency of agriculture, food and markets~~ Agency of
12 Agriculture, Food and Markets shall assist the director in making
13 determinations of eligibility pursuant to ~~subdivision (B)~~ of this
14 subdivision ~~(7)~~(C).

15 Sec. 2. EFFECTIVE DATE

16 This act shall take effect on July 1, 2013.