

ON-FARM FACILITIES
CERTIFICATE OF EXEMPTION
FOR
MATERIALS, MACHINERY AND EQUIPMENT

IMPORTANT
See Reverse Side for
Additional Information



This certificate may be executed only for those purchases of tangible personal property (materials, machinery and equipment) which will be incorporated into the construction, repair or renovation of on-farm facilities exempt under the provisions of KRS 139.480. This certificate may be executed (1) by the farmer who purchases the items directly from the retailer or (2) jointly by the farmer and a contractor who is under contract with the farmer and purchases the property to fulfill the terms of the construction contract.

THE UNDERSIGNED HEREBY CERTIFIES THAT THE PROPERTY TO BE PURCHASED FROM:

_____ Name of Vendor and Address

will be incorporated into an: **(farmer must check the appropriate line)**

- _____ On-farm grain/soybean facility _____ On-farm ratite raising facility _____ On-site cervid facility
- _____ On-farm livestock or poultry raising facility _____ On-farm aquaculture facility
- _____ On-farm buffalo raising facility _____ On-farm llama or alpaca raising facility

Project Category: New Construction Repair Renovation

Project Period (For Contractor's Use Only): Start Date _____ End Date _____

Description of Property to be Purchased _____

A jointly executed On-farm Facilities Certificate of Exemption for Materials, Machinery, and Equipment, Form 51A159, with a contractor shall be acceptable only for purchases made for periods within the effective dates indicated on the certificate at the time of purchase. A contractor shall jointly execute a new certificate with a farmer for additional purchases of materials, machinery, and equipment required for the same project after the initial expiration date or for additional projects.

I, the purchaser, understand that if the property described above is used in a nonexempt manner, I am liable for the payment of sales tax as provided in KRS 139.270, as if I were the retailer making a retail sale of the property at the time of such use and the cost to me shall be deemed the gross receipts from such retail sale. I will immediately remit to the Department of Revenue, Frankfort, Kentucky 40620, the required tax measured by the purchase price of the property. I also understand that the department shall hold the purchaser liable for the remittance of the tax and may apply any penalties as provided in KRS 139.990.

Under penalties of perjury, I swear or affirm that the information on this certificate is true and correct as to every material matter.

Farmer's Name (Print)

Contractor's Name (Print)

Signature

Sales/Use Tax Permit Number (if applicable)

Driver's License Number State

By _____
Signature Title

Location of the Farm

Date _____

Date _____

Address _____

Mailing Address _____

Contractor's Note: The exclusive use of this certificate by the farmer purchaser constitutes the issuance of a blanket certificate and will remain valid for the project category designated until the purchaser notifies the seller in writing that it is no longer valid. The use of this certificate by the designated contractor is valid only for purchases made for periods within the effective dates indicated on the certificate at the time of purchase.

Caution: Sellers failing to obtain a completed certificate will be held liable for the sales and use tax pursuant to the good faith provisions of KRS 139.270. A seller of tangible personal property shall be relieved from the sales and use tax only if he maintains a file of these certificates for a period of not less than four years as provided by KRS 139.720.

This certificate may only be used for the purchase of materials, machinery and equipment incorporated into the construction, repair or renovation of the following on-farm facilities. Revenue Form 51A158, Farm Exemption Certificate, must be used for the purchase of feed/feed additives, farm machinery, farm work stock, water, gasoline, special fuels, liquefied petroleum gas, farm chemicals, etc., for each of these facilities.

On-Farm Grain or Soybean Facilities—This certificate applies to the equipment, machinery, attachments, and any materials incorporated into the construction, repair or renovation of on-farm facilities used exclusively for grain or soybean storing, drying, processing, or handling. KRS 139.480(14)

On-Farm Facilities Used Exclusively for Raising Poultry or Livestock—This certificate shall apply to the equipment, machinery, attachments and any materials incorporated into the construction, repair or renovation of on-farm facilities used exclusively for raising chickens or livestock. The exemption shall apply, but not be limited to, vent board equipment, waterer and feeding systems, brooding systems, ventilation systems, alarm systems, and curtain systems. KRS 139.480(15)

On-Farm Ratite Production Facilities—This certificate shall apply to equipment, machinery, attachments, and any materials incorporated into the construction, repair or renovation of on-farm facilities used in the breeding and producing of ratite birds, feathers, hides, breeding stock, eggs, meat, and ratite by-products. The exemption shall apply to incubation systems, egg processing equipment, waterer and feeding systems, brooding systems, ventilation systems, alarm systems, and curtain systems. KRS 139.480(24)

On-Farm Llama and Alpaca Production Facilities—This certificate shall apply to equipment, machinery, attachments, and any materials incorporated into the construction, repair or renovation of on-farm facilities used for the production of hides, breeding stock, fiber and wool products, meat, and llama and alpaca by-products. The exemption shall apply to waterer and feeding systems, ventilation systems, and alarm systems. KRS 130.480(26)

On-Farm Buffalo Production Facilities—This certificate shall apply to equipment, machinery, attachments, and any materials incorporated into the construction, repair or renovation of on-farm facilities used for the production of hides, breeding stock, meat and buffalo by-products. The exemption shall apply to waterer and feeding systems, ventilation systems, and alarm systems. KRS 139.480(29)

On-Farm Aquaculture Facilities—This certificate shall apply to equipment, machinery, attachments, and any materials incorporated into the construction, repair or renovation of on-farm facilities used in producing products of aquaculture. The exemption shall apply, but not be limited to: waterer and feeding systems; ventilation, aeration, and heating systems; processing and storage systems; production systems such as ponds, tanks, and raceways; harvest and transport equipment and systems; and alarm systems. KRS 139.480(30)

“Aquaculture” means the science, art, and business of producing and raising aquatic organisms under controlled or semi-controlled conditions. KRS 260.960

On-Site Cervid Facilities—This certificate shall apply to equipment, machinery, attachments, and any materials incorporated into the construction, repair or renovation of on-site facilities used for the production of hides, breeding stock, meat and cervid by-products. KRS 139.480(31)

Questions concerning the use of this certificate should be directed to the Division of Sales and Use Tax, (502) 564-5170.