

SENATE BILL NO. 178

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A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING HEMP PROCESSING EQUIPMENT FROM  
PROPERTY TAXATION; AMENDING SECTION 15-6-220, MCA; AND PROVIDING AN APPLICABILITY DATE  
AND A TERMINATION DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 15-6-220, MCA, is amended to read:

**"15-6-220. Agricultural processing facilities exemption --canola-- malting barley-- industrial  
dairy-- ethanol.** (1) The following property is exempt from property taxation:

- (a) machinery and equipment used in a canola seed oil processing facility;
- (b) machinery and equipment used in a malting barley facility;
- (c) personal property used by an industrial dairy or an industrial milk processor and dairy livestock used  
by an industrial dairy;
- (d) all manufacturing machinery, fixtures, equipment, and tools used for the production of ethanol from  
grain during the course of the construction of an ethanol manufacturing facility and for 10 years after completion  
of construction of the manufacturing facility; ~~and~~
- (e) machinery and equipment used in a pulse processing facility; and
- (f) machinery and equipment used in a hemp processing facility.

(2) "Canola seed oil processing facility" means a facility that:

- (a) extracts oil from canola seeds, refines the crude oil to produce edible oil, formulates and packages  
the edible oil into food products, or engages in any one or more of those processes; and
- (b) employs at least 15 employees in a full-time capacity.

(3) "Hemp processing facility" means a facility and THAT:

(A) HAS integral machinery and equipment placed into production after December 31, 2019, used  
principally to process hemp in accordance with a license issued by the department of agriculture under Title 80,

1 chapter 18; AND

2 (B) EMPLOYS AT LEAST 15 EMPLOYEES IN A FULL-TIME CAPACITY.

3 ~~(3)~~(4) "Industrial dairy" means a large-scale dairy operation with 1,000 or more milking cows and  
4 includes the dairy livestock and integral machinery and equipment that the dairy uses to produce milk and milk  
5 products solely for export from the state, either directly by the dairy or after the milk or milk product has been  
6 further processed by an industrial milk processor. After export, any unprocessed milk must be further processed  
7 into other dairy products.

8 ~~(4)~~(5) "Industrial milk processor" means a facility and integral machinery used solely to process milk into  
9 milk products for export from the state.

10 ~~(5)~~(6) "Malting barley facility" means a facility and integral machinery and equipment used principally to  
11 malt malting barley and includes machinery and equipment to mix, blend, transport, transfer, or process the barley  
12 and malt at the facility.

13 ~~(6)~~(7) "Pulse crops" means dry peas, lentils, chickpeas, and fava beans.

14 ~~(7)~~(8) "Pulse processing facility" means a facility and integral machinery and equipment placed into  
15 service after December 31, 2017, and used principally to process pulse crops. The term includes machinery and  
16 equipment used to mix, split, transport within the facility, transfer, extract protein from, dry, or handle any pulse  
17 crop. (Subsections (1)(e), ~~(6)~~, and ~~(7)~~, and ~~(8)~~ terminate December 31, 2027--sec. 3, Ch. 383, L. 2017.)"

18  
19 NEW SECTION. Section 2. Applicability. [This act] applies to machinery and equipment placed into  
20 service after December 31, 2019.

21  
22 NEW SECTION. Section 3. Termination. [This act] terminates December 31, 2029.

23 - END -