

No. 1983-4

AN ACT

SB 380

Amending the act of December 19, 1974 (P.L.973, No.319), entitled "An act prescribing the procedure under which an owner may have land devoted to agricultural use, agricultural reserve use, or forest reserve use, valued for tax purposes at the value it has for such uses, and providing for reassessment and certain interest payments when such land is applied to other uses and making editorial changes," regulating roll-back taxes on agriculturally related commercial activity.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 8 of the act of December 19, 1974 (P.L.973, No.319), known as the Pennsylvania Farmland and Forest Land Assessment Act of 1974, is amended by adding a subsection to read:

Section 8. Determination of Amounts of Taxes When Use Abandoned.—* * *

(d) A landowner may apply a maximum of up to two acres of a tract of land subject to a preferential use assessment toward direct commercial sales of agriculturally related products and activities without subjecting the entire tract to roll-back taxes, provided that:

(1) The commercial activity is owned and operated by the landowner or his beneficiaries who are designated as class A for inheritance tax purposes.

(2) An assessment of the inventory of the goods involved verifies that it is owned by the landowner or his beneficiaries.

Roll-back taxes shall be imposed upon that portion of the tract where the commercial activity takes place and the fair market value of that tract shall be adjusted accordingly.

Section 2. This act shall take effect in 60 days.

APPROVED—The 13th day of May, A. D. 1983.

DICK THORNBURGH