

## **S.F. No. 2124 – Sales tax exemption for food service establishment equipment (as proposed to be amended by the A-2 amendment)**

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This bill establishes an upfront sales tax exemption for food service equipment purchased or leased by a food service establishment in the production of prepared food or furnishing of beverages up to the point the prepared food or beverage is ready for service or delivery to a customer.

Defines the following terms:

- “Food service equipment” means machinery, equipment, fixtures, and supplies used by a food service establishment that is integral to the production of prepared food or furnishing of beverages that meets the Food Code under Minnesota Rules. “Food service equipment” excludes vehicles or any motor vehicles purchased by a food service establishment and items used by customers, such as napkins, drinkware, utensils, tables, and chairs.
- “Catering service” means a business that prepares food and beverages for service in connection with an event with a predetermined guest list.
- “Food service establishment” means a restaurant or mobile food unit as defined under current law, or a catering service as defined in the bill.
- “Furnishing of beverages” means the production of beverages, including alcoholic beverages, by a person employed by a food service establishment.
- “Prepared food” has the meaning given under current law.
- “Production” means an operation or series of operations where ingredients are changed in form, composition, or condition that results in the creation of prepared food or a beverage.

Effective for sales and purchases made after June 30, 2023.