

SSB 6806 - H AMD 1565

By Representative Orcutt

WITHDRAWN 3/12/2008

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 82.04
4 RCW to read as follows:

5 (1) In computing the tax imposed under this chapter, a credit
6 is allowed for all property taxes and leasehold excise taxes paid
7 during the calendar year on: (a) buildings, machinery, equipment,
8 and other personal property that are used primarily for the
9 operation of an anaerobic digester; (b) the land upon which the
10 property described in (a) of this subsection is located; and (c)
11 land that is reasonably necessary in the operation of an anaerobic
12 digester.

13 (2) Subject to subsection (4) of this section, a person may
14 take the credit under this section for property taxes and leasehold
15 excise taxes imposed for the six calendar years beginning with the
16 calendar year following the year in which the facility or the
17 addition to the existing facility becomes operational. The taxes
18 must be paid before credit is taken under this section.

19 (3) A person taking the credit under this section is subject
20 to all the requirements of chapter 82.32 RCW. A credit earned
21 during one calendar year may be carried over to be credited against
22 taxes incurred in subsequent calendar years. Credits carried over
23 must be applied to tax liability before new credits. No refunds
24 may be granted for credits under this section.

25 (4) Credits may not be claimed under this section for property
26 taxes and leasehold excise taxes collected in 2019 and thereafter.

27 (5) For the purposes of this section, "anaerobic digester" has
28 the same meaning as provided in RCW 82.08.900.

29 NEW SECTION. **Sec. 2.** This act takes effect July 1, 2008."

1 Correct the title

EFFECT: Converts the property tax exemption and leasehold excise tax exemption for anaerobic digesters into an equivalent business and occupation tax credit.