
HOUSE BILL 2671

State of Washington

53rd Legislature

1994 Regular Session

By Representatives G. Fisher, Foreman, Holm, Mastin, Kremen, Roland, Kessler, Dellwo, Karahalios, Chappell, Conway, R. Johnson, J. Kohl, Patterson, Finkbeiner, Springer, Brown, Dunshee, Shin, Campbell, Dorn, Lemmon, Bray, R. Meyers, Basich, Johanson, Pruitt, Ogden, Wolfe, Sheldon, Caver, Quall, Jacobsen, Jones, Romero, Moak, Valle, H. Myers, King, Cothorn, Morris, Backlund, Van Luven, Rayburn, Long, L. Johnson and Anderson

Read first time 01/19/94. Referred to Committee on Revenue.

1 AN ACT Relating to gross receipts tax relief for small businesses;
2 amending RCW 82.32.030 and 70.95E.020; adding a new section to chapter
3 82.04 RCW; repealing RCW 82.04.300; and providing an effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 82.04 RCW
6 to read as follows:

7 In computing the tax imposed under this chapter, a credit shall be
8 allowed of an amount equal to the lessor of:

9 (1) The amount of tax otherwise due under this chapter; or

10 (2) Fifty-eight dollars multiplied by the number of months in the
11 reporting period, as determined under RCW 82.32.045, minus the tax
12 otherwise due under this chapter, but not less than zero.

13 **Sec. 2.** RCW 82.32.030 and 1992 c 206 s 8 are each amended to read
14 as follows:

15 (1) Except as provided in subsection (2) of this section, if any
16 person engages in any business or performs any act upon which a tax is
17 imposed by the preceding chapters, he or she shall, under such rules as
18 the department of revenue shall prescribe, apply for and obtain from

1 the department a registration certificate (~~upon payment of fifteen~~
2 ~~dollars~~). Such registration certificate shall be personal and
3 nontransferable and shall be valid as long as the taxpayer continues in
4 business and pays the tax accrued to the state. In case business is
5 transacted at two or more separate places by one taxpayer, a separate
6 registration certificate for each place at which business is transacted
7 with the public shall be required(~~, but, for such additional~~
8 ~~certificates no additional payment shall be required~~). Each
9 certificate shall be numbered and shall show the name, residence, and
10 place and character of business of the taxpayer and such other
11 information as the department of revenue deems necessary and shall be
12 posted in a conspicuous place at the place of business for which it is
13 issued. Where a place of business of the taxpayer is changed, the
14 taxpayer must return to the department the existing certificate, and a
15 new certificate will be issued for the new place of business (~~free of~~
16 ~~charge~~). No person required to be registered under this section shall
17 engage in any business taxable hereunder without first being so
18 registered. The department, by rule, may provide for the issuance of
19 certificates of registration(~~, without requiring payment,~~) to
20 temporary places of business (~~or to persons who are exempt from tax~~
21 ~~under RCW 82.04.300~~).

22 (2) Registration under this section is not required if the
23 following conditions are met:

24 (a) A person's value of products, gross proceeds of sales, or gross
25 income of the business (~~is below the tax reporting threshold provided~~
26 ~~in RCW 82.04.300~~), from all business activities, is less than twelve
27 thousand dollars per year;

28 (b) The person is not required to collect or pay to the department
29 of revenue any other tax which the department is authorized to collect;
30 and

31 (c) The person is not otherwise required to obtain a license
32 subject to the master application procedure provided in chapter 19.02
33 RCW.

34 **Sec. 3.** RCW 70.95E.020 and 1990 c 114 s 12 are each amended to
35 read as follows:

36 A fee is imposed for the privilege of generating or potentially
37 generating hazardous waste in the state. The annual amount of the fee
38 shall be thirty-five dollars upon every known generator or potential

1 generator doing business in Washington in the current calendar year or
2 any part thereof. This fee shall be collected by the department of
3 revenue. A potential generator shall be exempt from the fee imposed
4 under this section if the ~~((potential generator is entitled to the~~
5 ~~exemption in RCW 82.04.300))~~ value of products, gross proceeds of
6 sales, or gross income of the business, from all business activities of
7 the potential generator, is less than twelve thousand dollars in the
8 current calendar year. The department shall, subject to appropriation,
9 use the funds collected from the fees assessed in this subsection to
10 support the activities of the office of waste reduction as specified in
11 RCW 70.95C.030. The fee imposed pursuant to this section shall be
12 first due on July 31, 1990, for any generator or potential generator
13 operating in Washington from March 21, 1990, to December 31, 1990, or
14 any part thereof.

15 NEW SECTION. **Sec. 4.** RCW 82.04.300 and 1992 c 206 s 7, 1983 c 3
16 s 213, 1979 ex.s. c 196 s 4, 1975 1st ex.s. c 278 s 41, 1961 c 293 s 3,
17 & 1961 c 15 s 82.04.300 are each repealed.

18 NEW SECTION. **Sec. 5.** This act shall take effect on July 1, 1994.

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