

1 **2SHB 1328 - H AMD 1025 WITHDRAWN 2-27-98**

2 By Representative Schoesler

3 Strike everything after the enacting clause and insert:

4 "Sec. 1. RCW 82.04.260 and 1996 c 148 s 2 and 1996 c 115 s 1 are
5 each reenacted and amended to read as follows:

6 (1) Upon every person engaging within this state in the business
7 of buying wheat, oats, dry peas, dry beans, lentils, triticale, canola,
8 corn, rye and barley, but not including any manufactured ((~~or~~
9 ~~processed~~)) products thereof, and selling the same at wholesale; the
10 tax imposed shall be equal to the gross proceeds derived from such
11 sales multiplied by the rate of 0.011 percent.

12 (2) Upon every person engaging within this state in the business
13 of manufacturing wheat into flour, barley into pearl barley, soybeans
14 into soybean oil, canola into canola oil, canola meal, or canola
15 byproducts, or sunflower seeds into sunflower oil; as to such persons
16 the amount of tax with respect to such business shall be equal to the
17 value of the flour, pearl barley, oil, canola meal, or canola byproduct
18 manufactured, multiplied by the rate of 0.138 percent.

19 (3) Upon every person engaging within this state in the business
20 of splitting or processing dried peas; as to such persons the amount of
21 tax with respect to such business shall be equal to the value of the
22 peas split or processed, multiplied by the rate of 0.275 percent.

23 (4) Upon every person engaging within this state in the business
24 of manufacturing seafood products which remain in a raw, raw frozen, or
25 raw salted state at the completion of the manufacturing by that person;
26 as to such persons the amount of tax with respect to such business
27 shall be equal to the value of the products manufactured, multiplied by
28 the rate of 0.138 percent.

29 (5) Upon every person engaging within this state in the business
30 of manufacturing by canning, preserving, freezing, processing, or
31 dehydrating fresh fruits and vegetables, or selling at wholesale fresh
32 fruits and vegetables canned, preserved, frozen, processed, or
33 dehydrated by the seller and sold to purchasers who transport in the
34 ordinary course of business the goods out of this state; as to such
35 persons the amount of tax with respect to such business shall be equal
36 to the value of the products canned, preserved, frozen, processed, or

1 dehydrated multiplied by the rate of 0.33 percent. As proof of sale to
2 a person who transports in the ordinary course of business goods out of
3 this state, the seller shall annually provide a statement in a form
4 prescribed by the department and retain the statement as a business
5 record.

6 (6) Upon every nonprofit corporation and nonprofit association
7 engaging within this state in research and development, as to such
8 corporations and associations, the amount of tax with respect to such
9 activities shall be equal to the gross income derived from such
10 activities multiplied by the rate of 0.484 percent.

11 (7) Upon every person engaging within this state in the business
12 of slaughtering, breaking and/or processing perishable meat products
13 and/or selling the same at wholesale only and not at retail; as to such
14 persons the tax imposed shall be equal to the gross proceeds derived
15 from such sales multiplied by the rate of 0.138 percent.

16 (8) Upon every person engaging within this state in the business
17 of making sales, at retail or wholesale, of nuclear fuel assemblies
18 manufactured by that person, as to such persons the amount of tax with
19 respect to such business shall be equal to the gross proceeds of sales
20 of the assemblies multiplied by the rate of 0.275 percent.

21 (9) Upon every person engaging within this state in the business
22 of manufacturing nuclear fuel assemblies, as to such persons the amount
23 of tax with respect to such business shall be equal to the value of the
24 products manufactured multiplied by the rate of 0.275 percent.

25 (10) Upon every person engaging within this state in the business
26 of acting as a travel agent or tour operator; as to such persons the
27 amount of the tax with respect to such activities shall be equal to the
28 gross income derived from such activities multiplied by the rate of
29 0.275 percent.

30 (11) Upon every person engaging within this state in business as
31 an international steamship agent, international customs house broker,
32 international freight forwarder, vessel and/or cargo charter broker in
33 foreign commerce, and/or international air cargo agent; as to such
34 persons the amount of the tax with respect to only international
35 activities shall be equal to the gross income derived from such
36 activities multiplied by the rate of 0.363 percent.

37 (12) Upon every person engaging within this state in the business
38 of stevedoring and associated activities pertinent to the movement of

1 goods and commodities in waterborne interstate or foreign commerce; as
2 to such persons the amount of tax with respect to such business shall
3 be equal to the gross proceeds derived from such activities multiplied
4 by the rate of 0.363 percent. Persons subject to taxation under this
5 subsection shall be exempt from payment of taxes imposed by chapter
6 82.16 RCW for that portion of their business subject to taxation under
7 this subsection. Stevedoring and associated activities pertinent to
8 the conduct of goods and commodities in waterborne interstate or
9 foreign commerce are defined as all activities of a labor, service or
10 transportation nature whereby cargo may be loaded or unloaded to or
11 from vessels or barges, passing over, onto or under a wharf, pier, or
12 similar structure; cargo may be moved to a warehouse or similar holding
13 or storage yard or area to await further movement in import or export
14 or may move to a consolidation freight station and be stuffed,
15 unstuffed, containerized, separated or otherwise segregated or
16 aggregated for delivery or loaded on any mode of transportation for
17 delivery to its consignee. Specific activities included in this
18 definition are: Wharfage, handling, loading, unloading, moving of
19 cargo to a convenient place of delivery to the consignee or a
20 convenient place for further movement to export mode; documentation
21 services in connection with the receipt, delivery, checking, care,
22 custody and control of cargo required in the transfer of cargo;
23 imported automobile handling prior to delivery to consignee; terminal
24 stevedoring and incidental vessel services, including but not limited
25 to plugging and unplugging refrigerator service to containers,
26 trailers, and other refrigerated cargo receptacles, and securing ship
27 hatch covers.

28 (13) Upon every person engaging within this state in the business
29 of disposing of low-level waste, as defined in RCW 43.145.010; as to
30 such persons the amount of the tax with respect to such business shall
31 be equal to the gross income of the business, excluding any fees
32 imposed under chapter 43.200 RCW, multiplied by the rate of 3.3
33 percent.

34 If the gross income of the taxpayer is attributable to activities
35 both within and without this state, the gross income attributable to
36 this state shall be determined in accordance with the methods of
37 apportionment required under RCW 82.04.460.

1 (14) Upon every person engaging within this state as an insurance
2 agent, insurance broker, or insurance solicitor licensed under chapter
3 48.17 RCW; as to such persons, the amount of the tax with respect to
4 such licensed activities shall be equal to the gross income of such
5 business multiplied by the rate of 0.55 percent.

6 (15) Upon every person engaging within this state in business as
7 a hospital, as defined in chapter 70.41 RCW, that is operated as a
8 nonprofit corporation or by the state or any of its political
9 subdivisions, as to such persons, the amount of tax with respect to
10 such activities shall be equal to the gross income of the business
11 multiplied by the rate of 0.75 percent through June 30, 1995, and 1.5
12 percent thereafter. The moneys collected under this subsection shall
13 be deposited in the health services account created under RCW
14 43.72.900.

15 (16) Upon every person engaging within this state in the business
16 of making sales at wholesale of cubed hay or alfalfa; the tax imposed
17 shall be equal to the gross proceeds derived from such sales multiplied
18 by the rate of 0.011 percent.

19 NEW SECTION. Sec. 2. This act takes effect July 1, 1998."

20 Correct the title accordingly.

EFFECT: Updates bill to reflect legislation enacted in 1997, and
changes effective date to July 1, 1998.