

2 **HB 3068** - H COMM AMD **688 ADOPTED 3-9-00**
3 By Committee on Finance

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5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** A new section is added to chapter 84.36 RCW
8 to read as follows:

9 (1)(a) Beginning with taxes levied for collection in calendar year
10 2006, all personal property located on land owned by the United States,
11 or an instrumentality of the United States, at the Hanford reservation
12 that is used exclusively in the performance of a privatization contract
13 to pretreat, treat, vitrify, and immobilize tank waste under subsection
14 (2) of this section is exempt from taxation.

15 (b) Beginning with taxes levied for collection in calendar year
16 2002, and until the application of (a) of this subsection, all personal
17 property located on land owned by the United States, or an
18 instrumentality of the United States, at the Hanford reservation that
19 is used exclusively in the performance of a privatization contract to
20 pretreat, treat, vitrify, and immobilize tank waste under subsection
21 (3) of this section is exempt from taxes levied by the state.

22 (2) To qualify for the exemption provided in subsection (1)(a) of
23 this section, the personal property must be owned by a person that has
24 a privatization contract to pretreat, treat, vitrify, and immobilize
25 tank waste located at the Hanford reservation. For the purposes of
26 this section, a privatization contract means a contract in which the
27 United States, or an instrumentality of the United States, has
28 designated the other contracting party as a party responsible for
29 carrying out tank waste clean-up operations at the Hanford reservation.

30 (3) To qualify for the exemption provided in subsection (1)(b) of
31 this section, the personal property must be owned by a person that has,
32 and complies with, a privatization contract to pretreat, treat,
33 vitrify, and immobilize tank waste located at the Hanford reservation.
34 The personal property must be acquired or constructed, and operated, in
35 compliance with the tank waste treatment complex requirements of the
36 Hanford federal facility agreement and consent order, including

1 schedules for tank waste treatment complex start of construction,
2 initiation of hot commissioning, and schedules for tank waste
3 pretreatment processing and vitrification. The privatization
4 contractor shall submit annually, on or before August 1st, a progress
5 report to the Washington state department of ecology documenting
6 compliance with the requirements of the agreement and consent order and
7 the terms of the privatization contract. The department of ecology
8 shall annually issue, on or before October 1st, a determination to the
9 department of revenue indicating whether the privatization contractor
10 is in compliance with the requirements of the agreement and consent
11 order.

12 (4) An inadvertent use of property, which otherwise qualifies for
13 an exemption under this section, in a manner inconsistent with the
14 purpose for which the exemption is granted, does not nullify the
15 exemption if the inadvertent use is not part of a pattern of use. A
16 pattern of use is presumed when an inadvertent use is repeated in the
17 same assessment year or in two or more successive assessment years.

18 NEW SECTION. **Sec. 2.** This act takes effect January 1, 2001."

19 Correct the title.

EFFECT: Adds an exemption for state property tax starting in 2002,
conditioned on compliance with the Hanford federal facility agreement
and consent order and the terms of the privatization contract.

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