
SENATE BILL 5335

State of Washington

56th Legislature

1999 Regular Session

By Senators Goings, West, Loveland, Honeyford, Rossi, Rasmussen, Hochstatter, McDonald and Winsley

Read first time 01/20/1999. Referred to Committee on Energy, Technology & Telecommunications.

1 AN ACT Relating to the taxation of natural gas and electricity
2 futures contracts trading by persons other than light and power
3 businesses and gas distribution businesses; amending RCW 82.04.080; and
4 adding a new section to chapter 82.04 RCW.

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

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

8 Every person engaging in this state in the business of trading
9 natural gas and electricity futures contracts, other than light and
10 power businesses and gas distribution businesses that are taxable under
11 chapter 82.16 RCW, is taxable as a service under RCW 82.04.290(2) upon
12 the gross income of the business.

13 **Sec. 2.** RCW 82.04.080 and 1961 c 15 s 82.04.080 are each amended
14 to read as follows:

15 "Gross income of the business" means the value proceeding or
16 accruing by reason of the transaction of the business engaged in and
17 includes gross proceeds of sales, compensation for the rendition of
18 services, gains realized from trading in stocks, bonds, or other

1 evidences of indebtedness, gains received from trading in natural gas
2 and electricity futures contracts, interest, discount, rents,
3 royalties, fees, commissions, dividends, and other emoluments however
4 designated, all without any deduction on account of the cost of
5 tangible property sold, the cost of materials used, labor costs,
6 interest, discount, delivery costs, taxes, or any other expense
7 whatsoever paid or accrued and without any deduction on account of
8 losses.

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