

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE SENATE BILL 5071

58th Legislature
2003 1st Special Session

Passed by the Senate June 10, 2003
YEAS 34 NAYS 10

President of the Senate

Passed by the House June 10, 2003
YEAS 89 NAYS 3

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Milton H. Doumit, Jr.,
Secretary of the Senate of the
State of Washington, do hereby
certify that the attached is
**ENGROSSED SUBSTITUTE SENATE BILL
5071** as passed by the Senate and
the House of Representatives on
the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE SENATE BILL 5071

Passed Legislature - 2003 1st Special Session

State of Washington 58th Legislature 2003 Regular Session

By Senate Committee on Ways & Means (originally sponsored by
Senators Reardon, Schmidt, Shin, Stevens and Rasmussen)

READ FIRST TIME 04/07/03.

1 AN ACT Relating to a business and occupation tax rate on certain
2 FAR part 145 certificated repair stations; reenacting and amending RCW
3 82.04.250; adding a new section to chapter 82.32 RCW; providing an
4 effective date; and providing an expiration date.

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

6 **Sec. 1.** RCW 82.04.250 and 1998 c 343 s 5 and 1998 c 312 s 4 are
7 each reenacted and amended to read as follows:

8 (1) Upon every person except persons taxable under RCW
9 82.04.260(5), 82.04.272, or subsection (2) or (3) of this section
10 engaging within this state in the business of making sales at retail,
11 as to such persons, the amount of tax with respect to such business
12 shall be equal to the gross proceeds of sales of the business,
13 multiplied by the rate of 0.471 percent.

14 (2) Upon every person engaging within this state in the business of
15 making sales at retail that are exempt from the tax imposed under
16 chapter 82.08 RCW by reason of RCW 82.08.0261, 82.08.0262, or
17 82.08.0263 except as provided in subsection (3) of this section, as to
18 such persons, the amount of tax with respect to such business shall be

1 equal to the gross proceeds of sales of the business, multiplied by the
2 rate of 0.484 percent.

3 (3) Upon every person engaging within this state in the business
4 of making sales at retail that are exempt from the tax imposed under
5 chapter 82.08 RCW by reason of RCW 82.08.0261, 82.08.0262, or
6 82.08.0263, that is classified by the federal aviation administration
7 as a FAR part 145 certificated repair station with airframe and
8 instrument ratings and limited ratings for nondestructive testing,
9 radio, Class 3 Accessory, and specialized services, as to such persons,
10 the amount of tax with respect to such business shall be equal to the
11 gross proceeds of sales of the business, multiplied by the rate of .275
12 percent.

13 NEW SECTION. Sec. 2. A new section is added to chapter 82.32 RCW
14 to read as follows:

15 (1) A person reporting tax under RCW 82.04.250(3) shall file a
16 report to the department of revenue in the month following each
17 calendar quarter containing the following information:

18 (a) Number of production workers;

19 (b) Average wage of production workers;

20 (c) Total wages for production workers;

21 (d) Total sales as measured by taxable receipts for activities
22 reported under RCW 82.04.250(3); and

23 (e) Total wages for production workers as a percent of total sales
24 reported under RCW 82.04.250(3).

25 (2) A recipient who fails to submit a complete report under this
26 section is ineligible on a prospective basis for the rate provided in
27 RCW 82.04.250(3). The department of revenue shall notify the recipient
28 in writing by mail that he or she is no longer eligible for the rate.
29 The recipient is ineligible on the effective date of the postmark of
30 the notice letter from the department of revenue. If the recipient
31 satisfactorily completes the report, the department of revenue shall
32 send a letter to the recipient indicating that the basis for the
33 ineligibility has been corrected. The letter from the department of
34 revenue is proof that eligibility has been restored, and eligibility is
35 effective prospectively beginning on the date the letter is postmarked.

1 NEW SECTION. **Sec. 3.** This act expires July 1, 2006.

2 NEW SECTION. **Sec. 4.** This act takes effect August 1, 2003.

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