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HOUSE BILL 3114

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State of Washington                      59th Legislature                      2006 Regular Session

By Representatives Murray and Dunn

Read first time 01/20/2006. Referred to Committee on Finance.

1            AN ACT Relating to a sales and use tax exemption for recovered wood  
2 waste boiler equipment used in steam production; adding a new section  
3 to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; and  
4 providing an effective date.

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

6            NEW SECTION.    **Sec. 1.** A new section is added to chapter 82.08 RCW  
7 to read as follows:

8            (1) The tax levied by RCW 82.08.020 shall not apply to:

9            (a) Sales of recovered wood waste boiler equipment used primarily  
10 in the production or generation of steam for sale to be used in its  
11 original state primarily for:    (i) Sterilizing tangible personal  
12 property; (ii) heating water or other tangible personal property; and  
13 (iii) heating structures;

14            (b) Sales of repair parts and replacement parts for recovered wood  
15 waste boiler equipment described in (a) of this subsection; or

16            (c) Sales of or charges made for labor and services rendered in  
17 respect to installing, repairing, cleaning, altering, or improving  
18 recovered wood waste boiler equipment described in (a) of this  
19 subsection.

1 (2) A person taking the exemption under this section must keep  
2 records necessary for the department to verify eligibility under this  
3 section. This exemption is available only when the buyer provides the  
4 seller with an exemption certificate in a form and manner prescribed by  
5 the department. The seller shall retain a copy of the certificate for  
6 the seller's files.

7 (3) The definitions in this subsection (3) apply throughout this  
8 section, unless the context clearly requires otherwise.

9 (a) "Recovered wood waste" means discarded wood, such as wood from  
10 pallets and crate materials, shredded wood waste from land clearing,  
11 saw dust and wood trimmings from cabinet shops, and wood waste from saw  
12 mills.

13 (b) "Recovered wood waste boiler equipment" means recovered wood  
14 waste-fired boilers; recovered wood waste storage silos located on the  
15 site of a recovered wood waste-fired boiler plant; indoor covered  
16 conveyers to transport recovered wood waste to a recovered wood waste-  
17 fired boiler; and recovered wood waste-fired boiler plant emissions  
18 control equipment, including multicyclone dust collectors and  
19 electrostatic precipitators.

20 NEW SECTION. **Sec. 2.** A new section is added to chapter 82.12 RCW  
21 to read as follows:

22 (1) The provisions of this chapter do not apply in respect to the  
23 use of:

24 (a) Recovered wood waste boiler equipment used primarily in the  
25 production or generation of steam for sale to be used in its original  
26 state primarily for: (i) Sterilizing tangible personal property; (ii)  
27 heating water or other tangible personal property; and (iii) heating  
28 structures;

29 (b) Repair parts and replacement parts for recovered wood waste  
30 boiler equipment described in (a) of this subsection; or

31 (c) Labor and services rendered in respect to installing,  
32 repairing, cleaning, altering, or improving recovered wood waste boiler  
33 equipment described in (a) of this subsection.

34 (2) For the purposes of this section, the definitions in section 1  
35 of this act apply.

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

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