

SB 5572 - H COMM AMD
By Committee on Finance

ADOPTED 04/03/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 82.04 RCW
4 to read as follows:

5 This chapter does not apply to public corporations, commissions, or
6 authorities created under RCW 35.21.660 or 35.21.730 for amounts
7 derived from sales of tangible personal property and services to:

8 (1) A limited liability company in which the corporation,
9 commission, or authority is the managing member;

10 (2) A limited partnership in which the corporation, commission, or
11 authority is the general partner; or

12 (3) A single asset entity required under any federal, state, or
13 local governmental housing assistance program, which is controlled
14 directly or indirectly by the corporation, commission, or authority.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 82.08 RCW
16 to read as follows:

17 (1) The tax imposed by RCW 82.08.020 does not apply to sales of
18 tangible personal property and services provided by a public
19 corporation, commission, or authority created under RCW 35.21.660 or
20 35.21.730 to an eligible entity.

21 (2) For purposes of this section, "eligible entity" means a limited
22 liability company, a limited partnership, or a single asset entity,
23 described in section 1 of this act.

24 NEW SECTION. **Sec. 3.** A new section is added to chapter 82.12 RCW
25 to read as follows:

26 (1) The provisions of this chapter do not apply with respect to the
27 use of tangible personal property and services provided by a public

1 corporation, commission, or authority created under RCW 35.21.660 or
2 35.21.730 to an eligible entity.

3 (2) For purposes of this section, "eligible entity" means a limited
4 liability company, a limited partnership, or a single asset entity,
5 described in section 1 of this act."

EFFECT: Clarifies that tangible personal property is exempt from
B&O and retail sales and use tax. Makes the language in the sales and
use tax exemptions more uniform with the B&O exemption.

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