<u>SB 5843</u> - S AMD **154**
      By Senators Tom, Billig

                                          ADOPTED 03/07/2013

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

3   "<u>NEW SECTION.</u> **Sec. 1.** The legislature finds that the tax code of
4 Washington state includes tax preferences enacted to achieve a variety
5 of policy goals for the public interest. To measure the effectiveness
6 of a specific tax preference in meeting these goals, the legislature
7 has adopted processes and accountability measures, including such
8 requirements as a tax exemption study in RCW 43.06.400, review by the
9 citizen commission for performance measurement of tax preferences in
10 chapter 43.136 RCW, and taxpayer reporting in chapter 82.32 RCW. In
11 order to make policy choices going forward regarding the best use of
12 limited state resources, the legislature concludes that it is necessary
13 to articulate the legislative intent for each tax preference and enact
14 an expiration date where applicable.

15   <u>NEW SECTION.</u> **Sec. 2.** A new section is added to chapter 43.135 RCW
16 to read as follows:
17   (1) For any bill introduced in either the house of representatives
18 or the senate that adopts a new tax preference or expands or extends an
19 existing tax preference, the bill must include legislative intent
20 provisions, establishing the policy goals and any related metrics that
21 might provide context and/or data for purposes of reviewing the
22 preference under chapter 43.136 RCW.
23   (2) For purposes of this section, "tax preference" has the same
24 meaning as in RCW 43.136.021.

25   <u>NEW SECTION.</u> **Sec. 3.** A new section is added to chapter 82.02 RCW
26 to read as follows:
27   (1) The legislature must include an expiration date on any
28 applicable tax preference taking effect on or after July 1, 2013.

1   (2) "Applicable tax preference," for purposes of this section,
2 means any tax preference except for those that clarify an ambiguity or
3 correct a technical inconsistency."

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4   On page 1, beginning on line 3 of the title, after "provide" strike
5 the remainder of the title and insert "a statement of legislative
6 intent and include an expiration date where applicable; adding a new
7 section to chapter 43.135 RCW; adding a new section to chapter 82.02
8 RCW; and creating a new section."

      <u>EFFECT:</u>   Retains requirements for a statement of legislative
intent and expiration date for applicable tax preferences, so that the
tax preference's effectiveness can be measured.
      "Applicable tax preference" is defined as any preference that does
not clarify an ambiguity or correct a technical inconsistency.
      Strikes provisions in underlying bill that attempted to render
future tax preferences null and void if they failed to comply with the
requirements of this act.

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