
SENATE BILL 5026

State of Washington 60th Legislature 2007 Regular Session

By Senators Murray and Sheldon

Read first time 01/08/2007. Referred to Committee on Ways & Means.

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;
4 providing an effective date; and declaring an emergency.

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 is necessary for the immediate
2 preservation of the public peace, health, or safety, or support of the
3 state government and its existing public institutions, and takes effect
4 July 1, 2007.

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