
SENATE BILL 5768

State of Washington 60th Legislature 2007 Regular Session

By Senators Kilmer, Zarelli, Prentice, Murray, Hewitt, Franklin and Regala

Read first time 01/31/2007. Referred to Committee on Ways & Means.

1 AN ACT Relating to excise taxation of electronically delivered
2 financial information; amending RCW 82.04.120; adding a new section to
3 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 sales of
9 electronically delivered standard financial information.

10 (2) "Standard financial information" means any collection of
11 financial data or facts, not generated or compiled for a specific
12 customer including, but not limited to, financial market data, bond
13 ratings, credit ratings, and deposit, loan, or mortgage reports. It
14 does not include reports furnished as part of a service described in
15 RCW 82.04.050(3).

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

1 The provisions of this chapter shall not apply with respect to the
2 use of electronically delivered standard financial information as
3 defined in section 1 of this act.

4 **Sec. 3.** RCW 82.04.120 and 2003 c 168 s 604 are each amended to
5 read as follows:

6 (1) "To manufacture" embraces all activities of a commercial or
7 industrial nature wherein labor or skill is applied, by hand or
8 machinery, to materials so that as a result thereof a new, different or
9 useful substance or article of tangible personal property is produced
10 for sale or commercial or industrial use, and shall include: ~~((+1))~~

11 (a) The production or fabrication of special made or custom made
12 articles; ~~((+2))~~ (b) the production or fabrication of dental
13 appliances, devices, restorations, substitutes, or other dental
14 laboratory products by a dental laboratory or dental technician;
15 ~~((+3))~~ (c) cutting, delimiting, and measuring of felled, cut, or taken
16 trees; and ~~((+4))~~ (d) crushing and/or blending of rock, sand, stone,
17 gravel, or ore.

18 (2) "To manufacture" shall not include: Conditioning of seed for
19 use in planting; cubing hay or alfalfa; activities which consist of
20 cutting, grading, or ice glazing seafood which has been cooked, frozen,
21 or canned outside this state; the growing, harvesting, or producing of
22 agricultural products; packing of agricultural products, including
23 sorting, washing, rinsing, grading, waxing, treating with fungicide,
24 packaging, chilling, or placing in controlled atmospheric storage; or
25 the production of any item, including computer software, if the
26 ~~((computer software))~~ item is delivered from the seller to the
27 purchaser by means other than tangible storage media, including the
28 delivery by use of a tangible storage media where the tangible storage
29 media is not physically transferred to the purchaser.

30 NEW SECTION. **Sec. 4.** This act takes effect August 1, 2007.

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