

CERTIFICATION OF ENROLLMENT

SUBSTITUTE HOUSE BILL 2671

Chapter 2, Laws of 1994

53rd Legislature
1994 1st Special Session

TAX RELIEF FOR SMALL BUSINESSES

EFFECTIVE DATE: 7/1/94

Passed by the House March 14, 1994
Yeas 91 Nays 2

BRIAN EBERSOLE

**Speaker of the
House of Representatives**

Passed by the Senate March 14, 1994
Yeas 41 Nays 4

JOEL PRITCHARD

President of the Senate

Approved March 31, 1994

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Marilyn Showalter, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 2671** as passed by the House of Representatives and the Senate on the dates hereon set forth.

MARILYN SHOWALTER

Chief Clerk

FILED

March 31, 1994 - 11:46 a.m.

**Secretary of State
State of Washington**

SUBSTITUTE HOUSE BILL 2671

AS RECOMMENDED BY THE CONFERENCE COMMITTEE

Passed Legislature - 1994 1st Special Session

State of Washington 53rd Legislature 1994 1st Special Session

By House Committee on Revenue (originally sponsored by Representatives G. Fisher, Foreman, Holm, Mastin, Kremen, Roland, Kessler, Dellwo, Karahalios, Chappell, Conway, R. Johnson, J. Kohl, Patterson, Finkbeiner, Springer, Brown, Dunshee, Shin, Campbell, Dorn, Lemmon, Bray, R. Meyers, Basich, Johanson, Pruitt, Ogden, Wolfe, Sheldon, Caver, Quall, Jacobsen, Jones, Romero, Moak, Valle, H. Myers, King, Cothorn, Morris, Backlund, Van Luven, Rayburn, Long, L. Johnson and Anderson)

Read first time 02/04/94.

1 AN ACT Relating to gross receipts tax relief for small businesses;
2 amending RCW 82.32.030 and 70.95E.020; adding a new section to chapter
3 82.04 RCW; creating a new section; repealing RCW 82.04.300; 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 82.04 RCW
7 to read as follows:

8 (1) In computing the tax imposed under this chapter, a credit is
9 allowed against the amount of tax otherwise due under this chapter, as
10 provided in this section. The maximum credit for a taxpayer for a
11 reporting period is thirty-five dollars multiplied by the number of
12 months in the reporting period, as determined under RCW 82.32.045.

13 (2) When the amount of tax otherwise due under this chapter is
14 equal to or less than the maximum credit, a credit is allowed equal to
15 the amount of tax otherwise due under this chapter.

16 (3) When the amount of tax otherwise due under this chapter exceeds
17 the maximum credit, a reduced credit is allowed equal to twice the
18 maximum credit, minus the tax otherwise due under this chapter, but not
19 less than zero.

1 **Sec. 2.** RCW 82.32.030 and 1992 c 206 s 8 are each amended to read
2 as follows:

3 (1) Except as provided in subsection (2) of this section, if any
4 person engages in any business or performs any act upon which a tax is
5 imposed by the preceding chapters, he or she shall, under such rules as
6 the department of revenue shall prescribe, apply for and obtain from
7 the department a registration certificate (~~upon payment of fifteen~~
8 ~~dollars~~). Such registration certificate shall be personal and
9 nontransferable and shall be valid as long as the taxpayer continues in
10 business and pays the tax accrued to the state. In case business is
11 transacted at two or more separate places by one taxpayer, a separate
12 registration certificate for each place at which business is transacted
13 with the public shall be required(~~(, but, for such additional~~
14 ~~certificates no additional payment shall be required)~~). Each
15 certificate shall be numbered and shall show the name, residence, and
16 place and character of business of the taxpayer and such other
17 information as the department of revenue deems necessary and shall be
18 posted in a conspicuous place at the place of business for which it is
19 issued. Where a place of business of the taxpayer is changed, the
20 taxpayer must return to the department the existing certificate, and a
21 new certificate will be issued for the new place of business (~~free of~~
22 ~~charge~~). No person required to be registered under this section shall
23 engage in any business taxable hereunder without first being so
24 registered. The department, by rule, may provide for the issuance of
25 certificates of registration(~~(, without requiring payment,)~~) to
26 temporary places of business (~~or to persons who are exempt from tax~~
27 ~~under RCW 82.04.300~~).

28 (2) Registration under this section is not required if the
29 following conditions are met:

30 (a) A person's value of products, gross proceeds of sales, or gross
31 income of the business (~~is below the tax reporting threshold provided~~
32 ~~in RCW 82.04.300~~), from all business activities, is less than twelve
33 thousand dollars per year;

34 (b) The person is not required to collect or pay to the department
35 of revenue any other tax which the department is authorized to collect;
36 and

37 (c) The person is not otherwise required to obtain a license
38 subject to the master application procedure provided in chapter 19.02
39 RCW.

1 **Sec. 3.** RCW 70.95E.020 and 1990 c 114 s 12 are each amended to
2 read as follows:

3 A fee is imposed for the privilege of generating or potentially
4 generating hazardous waste in the state. The annual amount of the fee
5 shall be thirty-five dollars upon every known generator or potential
6 generator doing business in Washington in the current calendar year or
7 any part thereof. This fee shall be collected by the department of
8 revenue. A potential generator shall be exempt from the fee imposed
9 under this section if the (~~potential generator is entitled to the~~
10 ~~exemption in RCW 82.04.300~~) value of products, gross proceeds of
11 sales, or gross income of the business, from all business activities of
12 the potential generator, is less than twelve thousand dollars in the
13 current calendar year. The department shall, subject to appropriation,
14 use the funds collected from the fees assessed in this subsection to
15 support the activities of the office of waste reduction as specified in
16 RCW 70.95C.030. The fee imposed pursuant to this section shall be
17 first due on July 31, 1990, for any generator or potential generator
18 operating in Washington from March 21, 1990, to December 31, 1990, or
19 any part thereof.

20 NEW SECTION. **Sec. 4.** RCW 82.04.300 and 1992 c 206 s 7, 1983 c 3
21 s 213, 1979 ex.s. c 196 s 4, 1975 1st ex.s. c 278 s 41, 1961 c 293 s 3,
22 & 1961 c 15 s 82.04.300 are each repealed.

23 NEW SECTION. **Sec. 5.** This act shall take effect on July 1, 1994.

24 NEW SECTION. **Sec. 6.** Section 1 of this act applies to the entire
25 period of reporting periods ending after the effective date of this
26 act.

Passed the House March 14, 1994.

Passed the Senate March 14, 1994.

Approved by the Governor March 31, 1994.

Filed in Office of Secretary of State March 31, 1994.