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SENATE BILL 5121

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State of Washington

55th Legislature

1997 Regular Session

By Senators Johnson, Newhouse and Winsley

Read first time 01/15/97. Referred to Committee on Ways & Means.

1 AN ACT Relating to the waiver or cancellation of interest or  
2 penalties for certain estate tax returns; and amending RCW 83.100.070.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 83.100.070 and 1996 c 149 s 13 are each amended to  
5 read as follows:

6 (1) Any tax due under this chapter which is not paid by the due  
7 date under RCW 83.100.060(1) shall bear interest at the rate of twelve  
8 percent per annum from the date the tax is due until the date of  
9 payment.

10 (2) Interest imposed under this section for periods after January  
11 1, 1997, shall be computed at the rate as computed under RCW  
12 82.32.050(2). The rate so computed shall be adjusted on the first day  
13 of January of each year.

14 (3) If the Washington return is not filed when due under RCW  
15 83.100.050, then the person required to file the federal return shall  
16 pay, in addition to interest, a penalty equal to five percent of the  
17 tax due for each month after the date the return is due until filed.  
18 No penalty may exceed twenty-five percent of the tax due or ten  
19 thousand dollars, whichever amount is lower. If the department finds

1 that a return due under this chapter has not been filed by the due  
2 date, and the delinquency was the result of circumstances beyond the  
3 control of the responsible person, the department shall waive or cancel  
4 any penalties imposed under this chapter with respect to the filing of  
5 such a tax return. The department shall adopt rules for the waiver or  
6 cancellation of the penalties imposed by this section.

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