

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1858

Chapter 343, Laws of 2003

58th Legislature
2003 Regular Session

TAXATION--CHEMICAL DEPENDENCY SERVICES

EFFECTIVE DATE: 7/27/03

Passed by the House April 24, 2003
Yeas 91 Nays 0

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 14, 2003
Yeas 46 Nays 2

BRAD OWEN

President of the Senate

Approved May 16, 2003.

GARY LOCKE

Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1858** as passed by the House of Representatives and the Senate on the dates hereon set forth.

CYNTHIA ZEHNDER

Chief Clerk

FILED

May 16, 2003 - 4:31 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 1858

AS AMENDED BY THE SENATE

Passed Legislature - 2003 Regular Session

State of Washington 58th Legislature 2003 Regular Session

By Representatives Morris, McIntire, Gombosky, Cairnes, Roach and Shabro

Read first time 02/12/2003. Referred to Committee on Finance.

1 AN ACT Relating to the taxation of persons providing chemical
2 dependency services certified by the department of social and health
3 services; amending RCW 82.04.290; and adding a new section to chapter
4 82.04 RCW.

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) Upon every person engaging within this state in the business of
9 providing intensive inpatient or recovery house residential treatment
10 services for chemical dependency, certified by the department of social
11 and health services, for which payment from the United States or any
12 instrumentality thereof or from the state of Washington or any
13 municipal corporation or political subdivision thereof is received as
14 compensation for or to support those services; as to such persons the
15 amount of tax with respect to such business shall be equal to the gross
16 income from such services multiplied by the rate of 0.484 percent.

17 (2) If the persons described in subsection (1) of this section
18 receive income from sources other than those described in subsection

1 (1) of this section or provide services other than those named in
2 subsection (1) of this section, that income and those services are
3 subject to tax as otherwise provided in this chapter.

4 **Sec. 2.** RCW 82.04.290 and 2001 1st sp.s. c 9 s 6 are each amended
5 to read as follows:

6 (1) Upon every person engaging within this state in the business of
7 providing international investment management services, as to such
8 persons, the amount of tax with respect to such business shall be equal
9 to the gross income or gross proceeds of sales of the business
10 multiplied by a rate of 0.275 percent.

11 (2) Upon every person engaging within this state in any business
12 activity other than or in addition to those enumerated in RCW
13 82.04.230, 82.04.240, 82.04.250, 82.04.255, 82.04.260, 82.04.270,
14 82.04.298, 82.04.2905, 82.04.280, 82.04.2907, (~~and~~) 82.04.272, and
15 section 1 of this act, and subsection (1) of this section; as to such
16 persons the amount of tax on account of such activities shall be equal
17 to the gross income of the business multiplied by the rate of 1.5
18 percent.

19 This section includes, among others, and without limiting the scope
20 hereof (whether or not title to materials used in the performance of
21 such business passes to another by accession, confusion or other than
22 by outright sale), persons engaged in the business of rendering any
23 type of service which does not constitute a "sale at retail" or a "sale
24 at wholesale." The value of advertising, demonstration, and
25 promotional supplies and materials furnished to an agent by his
26 principal or supplier to be used for informational, educational and
27 promotional purposes shall not be considered a part of the agent's
28 remuneration or commission and shall not be subject to taxation under
29 this section.

Passed by the House April 24, 2003.

Passed by the Senate April 14, 2003.

Approved by the Governor May 16, 2003.

Filed in Office of Secretary of State May 16, 2003.