
HOUSE BILL 1705

State of Washington

63rd Legislature

2013 Regular Session

By Representatives Haler, Pollet, Ryu, Roberts, Tharinger, Fey, and Moscoso

Read first time 02/06/13. Referred to Committee on Finance.

1 AN ACT Relating to providing incentives for solar energy; amending
2 RCW 82.08.963 and 82.12.963; providing expiration dates; and declaring
3 an emergency.

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

5 **Sec. 1.** RCW 82.08.963 and 2009 c 469 s 103 are each amended to
6 read as follows:

7 (1) The tax levied by RCW 82.08.020 does not apply to sales of
8 machinery and equipment used directly in generating electricity or
9 producing thermal heat using solar energy, or to sales of or charges
10 made for labor and services rendered in respect to installing such
11 machinery and equipment, but only if the purchaser develops with such
12 machinery, equipment, and labor a facility capable of generating not
13 more than ten kilowatts of electricity or producing not more than three
14 million British thermal units per day and provides the seller with an
15 exemption certificate in a form and manner prescribed by the
16 department. The seller must retain a copy of the certificate for the
17 seller's files.

18 (2) For purposes of this section and RCW 82.12.963:

1 (a) "Machinery and equipment" means industrial fixtures, devices,
2 and support facilities that are integral and necessary to the
3 generation of electricity or production and use of thermal heat using
4 solar energy;

5 (b) "Machinery and equipment" does not include: (i) Hand-powered
6 tools; (ii) property with a useful life of less than one year; (iii)
7 repair parts required to restore machinery and equipment to normal
8 working order; (iv) replacement parts that do not increase
9 productivity, improve efficiency, or extend the useful life of
10 machinery and equipment; (v) buildings; or (vi) building fixtures that
11 are not integral and necessary to the generation of electricity that
12 are permanently affixed to and become a physical part of a building;
13 ((and))

14 (c) Machinery and equipment is "used directly" in generating
15 electricity with solar energy if it provides any part of the process
16 that captures the energy of the sun, converts that energy to
17 electricity, and stores, transforms, or transmits that electricity for
18 entry into or operation in parallel with electric transmission and
19 distribution systems; and

20 (d) Machinery and equipment is "used directly" in producing thermal
21 heat with solar energy if it uses a solar collector or a solar hot
22 water system that (i) meets the certification standards for solar
23 collectors and solar hot water systems developed by the solar rating
24 and certification corporation; or (ii) is determined by the department
25 to be an equivalent collector or system. The department may consult
26 with Washington State University extension energy in determining
27 whether a solar collector or solar hot water system is an equivalent
28 collector or system.

29 (3) This section expires June 30, ((2013)) 2018.

30 **Sec. 2.** RCW 82.12.963 and 2009 c 469 s 104 are each amended to
31 read as follows:

32 (1) The provisions of this chapter do not apply with respect to
33 machinery and equipment used directly in generating not more than ten
34 kilowatts of electricity or producing not more than three million
35 British thermal units per day using solar energy, or to the use of
36 labor and services rendered in respect to installing such machinery and
37 equipment.

1 (2) The definitions in RCW 82.08.963 apply to this section.

2 (3) This section expires June 30, (~~2013~~) 2018.

3 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
4 preservation of the public peace, health, or safety, or support of the
5 state government and its existing public institutions, and takes effect
6 immediately.

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