

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: S1/29/09

A Bill

SENATE BILL 7

5 By: Senator Altes
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For An Act To Be Entitled

9 AN ACT TO EXEMPT FROM SALES AND USE TAX THE
10 RETAIL SALE OF RENEWABLE RESOURCE EQUIPMENT; AND
11 FOR OTHER PURPOSES.
12

Subtitle

14 TO EXEMPT FROM SALES AND USE TAX THE
15 RETAIL SALE OF RENEWABLE RESOURCE
16 EQUIPMENT.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 26, Chapter 52, Subchapter 4 is amended
22 to add an additional section to read as follows:

23 26-52-442. Renewable resource equipment.

24 (a) As used in this section:

25 (1) "Biomass" means any organic product or byproduct derived
26 from trees, plants, or other biological matter, including limbs, bark, and
27 other cellulosic material, byproducts from wood pulping, and other
28 biologically-derived materials, including organic fibers and wastewater
29 treatment solids.

30 (2) "Renewable resource" means a solar resource, a wind
31 resource, a geothermal resource, a biomass resource, a waste heat recovery
32 resource, a water resource, or a waste water resource; and

33 (3) "Renewable resource equipment" means a system, component of
34 a system, mechanism or series of mechanisms, support service, or a
35 combination of these items that use a renewable resource as a source of
36 energy or that offset or replace the consumption of a traditional energy



1 source, including without limitation, electricity or natural gas.

2 (b) The gross receipts or gross proceeds derived from the retail sale
3 of renewable resource equipment are exempt from the gross receipts tax levied
4 by the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the
5 compensating use tax levied by the Arkansas Compensating Tax Act of 1949, §
6 26-53-101 et seq.

7 (c) The Department of Finance and Administration shall promulgate
8 rules to implement this section.

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10 SECTION 2. Effective date. Section 1 of this act is effective on the
11 first day of the calendar quarter following the effective date of this act.

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13 */s/ Altes*
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