

State of Arkansas  
89th General Assembly  
Regular Session, 2013

# A Bill

DRAFT JLL/LNS  
HOUSE BILL

By: Representative D. Altes

Filed with: Arkansas Legislative Council  
pursuant to A.C.A. §10-3-217.

## For An Act To Be Entitled

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

## Subtitle

TO EXEMPT FROM SALES AND USE TAX THE  
RETAIL SALE OF RENEWABLE RESOURCE  
EQUIPMENT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 26, Chapter 52, Subchapter 4 is amended  
to add an additional section to read as follows:

26-52-446. Renewable resource equipment.

(a) As used in this section:

(1) "Biomass" means waste plant and animal matter but does not  
include a fossil fuel;

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

(3) "Renewable resource equipment" means a system, component of  
a system, mechanism or series of mechanisms, support service, or a  
combination of these items that uses a renewable resource as a source of  
energy or that offsets or replaces the consumption of a traditional energy  
source, including without limitation electricity or natural gas.

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

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

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9        SECTION 2. EFFECTIVE DATE. Section 1 of this act is effective on the  
10 first day of the calendar quarter following the effective date of this act.

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35 Referral requested by: Representative Denny Altes  
36 Prepared by: JLL/LNS