

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

SENATE BILL 7

By: Senator Altes

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:

26-52-442. 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, a wind
resource, a geothermal resource, a biomass resource, a waste heat recovery
resource, a water resource, or a 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 use a renewable resource as a source of
energy or that offset or replace the consumption of a traditional energy
source, including without limitation, electricity or natural gas.

(b) The gross receipts or gross proceeds derived from the retail sale
of renewable resource equipment are exempt from the gross receipts tax levied



1 by the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the
2 compensating use tax levied by the Arkansas Compensating Tax Act of 1949, §
3 26-53-101 et seq.

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

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