

that may as a practical matter impair or impede such person's interest in custody or control of his or her child.

Passed the House February 2, 1987.

Passed the Senate April 10, 1987.

Approved by the Governor April 26, 1987.

Filed in Office of Secretary of State April 26, 1987.

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**CHAPTER 207**

[House Bill No. 200]

**PUBLIC UTILITY TAX ON SEWERAGE COLLECTION BUSINESSES CLARIFIED**

AN ACT Relating to sewerage collection under the public utility tax; and amending RCW 82.16.050.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 82.16.050, chapter 15, Laws of 1961 as last amended by section 3, chapter 9, Laws of 1982 2nd ex. sess. and RCW 82.16.050 are each amended to read as follows:

In computing tax there may be deducted from the gross income the following items:

(1) Amounts derived by municipally owned or operated public service businesses, directly from taxes levied for the support or maintenance thereof: PROVIDED, That this section shall not be construed to exempt service charges which are spread on the property tax rolls and collected as taxes;

(2) Amounts derived from the sale of commodities to persons in the same public service business as the seller, for resale as such within this state. This deduction is allowed only with respect to water distribution, gas distribution or other public service businesses which furnish water, gas or any other commodity, other than electrical energy, in the performance of public service businesses;

(3) Amounts actually paid by a taxpayer to another person taxable under this chapter as the latter's portion of the consideration due for services furnished jointly by both, if the total amount has been credited to and appears in the gross income reported for tax by the former;

(4) The amount of cash discount actually taken by the purchaser or customer;

(5) The amount of credit losses actually sustained by taxpayers whose regular books of accounts are kept upon an accrual basis;

(6) Amounts derived from business which the state is prohibited from taxing under the Constitution of this state or the Constitution or laws of the United States;

(7) Amounts derived from the distribution of water through an irrigation system, for irrigation purposes;

(8) Amounts derived from the transportation of commodities from points of origin in this state to final destination outside this state, or from points of origin outside this state to final destination in this state, with respect to which the carrier grants to the shipper the privilege of stopping the shipment in transit at some point in this state for the purpose of storing, manufacturing, milling, or other processing, and thereafter forwards the same commodity, or its equivalent, in the same or converted form, under a through freight rate from point of origin to final destination; and amounts derived from the transportation of commodities from points of origin in the state to an export elevator, wharf, dock or ship side on tidewater or navigable tributaries thereto from which such commodities are forwarded, without intervening transportation, by vessel, in their original form, to interstate or foreign destinations: PROVIDED, That no deduction will be allowed when the point of origin and the point of delivery to such an export elevator, wharf, dock, or ship side are located within the corporate limits of the same city or town;

(9) Amounts derived from the distribution of water by a nonprofit water association and used for capital improvements by that nonprofit water association;

(10) Amounts paid by a sewerage collection business taxable under RCW 82.16.020(1)(a) to a person taxable under chapter 82.04 RCW for the treatment or disposal of sewage.

Passed the House March 2, 1987.

Passed the Senate April 13, 1987.

Approved by the Governor April 26, 1987.

Filed in Office of Secretary of State April 26, 1987.

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## CHAPTER 208

[House Bill No. 203]

### TAXES—GENERAL PROVISIONS REGARDING NOTICE AND ORDER TO WITHHOLD AND DELIVER PROPERTY DUE OR OWED REVISED

AN ACT Relating to the notice and order to withhold and deliver property due or owned by a taxpayer; amending RCW 82.32.235; and adding a new section to chapter 82.32 RCW.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 11, chapter 28, Laws of 1963 ex. sess. as last amended by section 85, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.32.235 are each amended to read as follows:

In addition to the remedies provided in this chapter the department is hereby authorized to issue to any person, or to any political subdivision or department of the state, a notice and order to withhold and deliver property of any kind whatsoever when there is reason to believe that there is in the possession of such person, political subdivision or department, property