

2007 DRAFTING REQUEST

Assembly Amendment (AA-AB171)

Received: 04/26/2007

Received By: jkreye

Wanted: Today

Identical to LRB:

For: Jeffrey Mursau (608) 266-3780

By/Representing: casey

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters:

Subject: Tax, Individual - income credit

Extra Copies:

Submit via email: YES

Requester's email: Rep.Mursau@legis.wisconsin.gov

Carbon copy (CC:) to: joseph.kreye@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Biomass used as fuel tax credit

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	jkreye 04/26/2007	kfollett 04/26/2007	nmatzke 04/26/2007	_____	sbasford 04/26/2007	sbasford 04/26/2007	

FE Sent For:

<END>

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/1	jkreye	1/1/07 4/26	nmm 4/26	nmm 4/26			

FE Sent For:

<END>

4-26-07

Carey — Rep. Murrain AB171 — consumed fuel

6-3780 need an amendment

expand to all "business" rather

than just com

- see Georgia Bill via email

Kreye, Joseph

From: Langan, Casey
Sent: Thursday, April 26, 2007 10:55 AM
To: Kreye, Joseph
Subject: Georgia's biomass language.

http://www.legis.state.ga.us/legis/2005_06/sum/hb1018.htm

Per my phone message, this is the language that the State of Georgia used to pass a bill dealing with a sales tax exemption on all biomass used for home heating purposes.

Thanks,

Casey Langan

Office of State Rep. Jeff Mursau
18 North, State Capitol
(608) 266-3780

House Bill 1018 (AS PASSED HOUSE AND SENATE)

By: Representatives Lewis of the 15th, O'Neal of the 146th, Greene of the 149th, Royal of the 171st, Hanner of the 148th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to
2 exemptions from sales and use tax, so as to provide for an exemption regarding the sale or
3 use of biomass material utilized in the production of electrical power or the coproduction or
4 cogeneration of electrical and steam power which is subsequently sold; to provide an
5 effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

8 Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from
9 sales and use tax, is amended by striking "or" at the end of paragraph (81); by striking the
10 period at the end of paragraph (82) and inserting in its place "; or"; and by adding a new
11 paragraph immediately following paragraph (82), to be designated paragraph (83), to read
12 as follows:

13 "(83)(A) The sale or use of biomass material, including pellets or other fuels derived
14 from compressed, chipped, or shredded biomass material, utilized in the production of
15 energy, including without limitation the production of electricity, steam, or the
16 production of electricity and steam, which is subsequently sold.

17 (B) As used in this paragraph, the term 'biomass material' means organic matter,
18 excluding fossil fuels, including agricultural crops, plants, trees, wood, wood wastes
19 and residues, sawmill waste, sawdust, wood chips, bark chips, and forest thinning,
20 harvesting, or clearing residues; wood waste from pallets or other wood demolition
21 debris; peanut shells; pecan shells; cotton plants; corn stalks; and plant matter,
22 including aquatic plants, grasses, stalks, vegetation, and residues, including hulls,
23 shells, or cellulose containing fibers."

1 **SECTION 2.**

2 This Act shall become effective on July 1, 2006.

3 **SECTION 3.**

4 All laws and parts of laws in conflict with this Act are repealed.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBa0441/1

JK: [signature]

ASSEMBLY AMENDMENT,
TO 2007 ASSEMBLY BILL 171

*in 4-26-07
today, please*

D-N

- 1 At the locations indicated, amend the bill as follows: ✓
- 2 1. Page 1, line 2: delete "corn" and substitute "biomass". ✓
- 3 2. Page 1, line 5: delete "CORN" and substitute "BIOMASS". ✓
- 4 3. Page 2, line 5: delete "corn" and substitute "biomass, as defined in s. 196.378 ✓
- 5 (1) (ar),".
- 6 4. Page 2, line 19: delete "corn" and substitute "biomass". ✓

7 (END)

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0441/1dn

JK...*JK*

Date

Representative Mursau:

Please review this draft carefully to ensure that it is consistent with your intent. The following is the definition for "biomass" found in s. 196.378 (1) (ar) and used in the bill: *fix*

X "Biomass" means a resource that derives energy from wood or plant material or residue, biological waste, crops grown for use as a resource, or landfill gases. "Biomass" does not include garbage, as defined in s. 289.01 (9), or nonvegetation-based industrial, commercial, or household waste, except that "biomass" includes refuse-derived fuel used for a renewable facility that was in service before January 1, 1998. *X*

Joseph T. Kreye
Legislative Attorney
Phone: (608) 266-2263
E-mail: joseph.kreye@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0441/1dn
JK:kjf:nwn

April 26, 2007

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