# 2007 DRAFTING REQUEST

<b>Assembly</b>	Amendment	(AA-AB171)
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FE Sent For:

Received By: jkreye  Identical to LRB:  By/Representing: casey							
				Drafter: jkreye			
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## 2007 DRAFTING REQUEST

## **Assembly Amendment (AA-AB171)**

Received: 04/26/2007			Received By: jkreye					
Wanted: Today			Identical to LRB:					
For: <b>Jeff</b>	rey Mursau	(608) 266-3780			By/Representing: casey  Drafter: jkreye			
This file	may be show	n to any legislato	or: NO					
May Cor	ntact:				Addl. Drafters:			
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Requeste	er's email:	Rep.Mursa	u@legis.w	visconsin.gov				
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Instruct	ions:							
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/1	jkreye	///cjf 4/26	nwn 4/26	A. 1/26				

FE Sent For:

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## STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341) Library (608-266-7040)

Legal (608-266-3561)

LRB

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### 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 06 LC 18 5380S/AP

House Bill 1018 (AS PASSED HOUSE AND SENATE)

By: Representatives Lewis of the 15<sup>th</sup>, O'Neal of the 146<sup>th</sup>, Greene of the 149<sup>th</sup>, Royal of the 171<sup>st</sup>, Hanner of the 148<sup>th</sup>, 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.

#### 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 it place "; or"; and by adding a new
- paragraph immediately following paragraph (82), to be designated paragraph (83), to read
- 12 as follows:

6

- 13 "(83)(A) The sale or use of biomass material, including pellets or other fuels derived
- from compressed, chipped, or shredded biomass material, utilized in the production of
- 15 energy, including without limitation the production of electricity, steam, or the
- production of electricity and steam, which is subsequently sold.
- 17 (B) As used in this paragraph, the term 'biomass material' means organic matter,
- excluding fossil fuels, including agricultural crops, plants, trees, wood, wood wastes
- and residues, sawmill waste, sawdust, wood chips, bark chips, and forest thinning,
- harvesting, or clearing residues; wood waste from pallets or other wood demolition
- debris; peanut shells; pecan shells; cotton plants; corn stalks; and plant matter,
- 22 including aquatic plants, grasses, stalks, vegetation, and residues, including hulls,
- shells, or cellulose containing fibers."

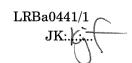
06 LC 18 5380S/AP

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 Misconsin 2007 - 2008 LEGISLATURE



# 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".
  - 2. Page 1, line 5; delete "CORN" and substitute "BIOMASS".
- **3.** Page 2, line 5: delete "corn" and substitute "biomass, as defined in s. 196.378
- 5 (1) (ar),".

3

7

6 **4.** Page 2, line 19: delete "corn" and substitute "biomass".

(END)

# DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRBa0441/1dn JK:...



### 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

"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.

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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