



State of Washington
Department of Revenue

Excise Tax Advisory

Excise Tax Advisories (ETA) are interpretive statements issued by the Department of Revenue under authority of RCW 34.05.230. ETAs explain the Department's policy regarding how tax law applies to a specific issue or specific set of facts. They are advisory for taxpayers; however, the Department is bound by these advisories until superseded by Court action, Legislative action, rule adoption, or an amendment to or cancellation of the ETA.

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REPEALED 9/14/2001

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CARTAGE, STORAGE AND HANDLING OF GOODS MOVING IN INTERSTATE COMMERCE

Issued August 19, 1966

REPEALED 9/14/2001

Does the taxation of the cartage, storage, and handling of liquor under bond constitute an unconstitutional burden on interstate commerce because the goods are moving in Interstate commerce?

Taxpayer received income from the cartage, storage and handling of liquor shipments originating outside the state and destined for Alaska. State law required the liquor to be held in a bonded warehouse, effectively preventing Alaska shippers from performing these services, Taxpayer objected to imposition of the Public Utility Tax and Business Tax as the goods were at all times committed to interstate commerce.

Rule 193 states the general proposition that "the mere ownership or operation of facilities used by others in Interstate or foreign commerce is incidental to that commerce and income received therefrom is taxable."

The Commission held that even though the goods were moving in interstate commerce at the time the local services were performed, the cartage, storage, and handling operations were purely local and taxable activities. See Convoy Co. v. Taylor, 53 Wn.2d 439 (1959). (Order.)

ETBS have been made Excise Tax Advisories, and have retained their old number. Advisories with a 2 (plus three digits) are new advisories, ETBs that have been revised and readopted after review under the Department's regulatory improvement program, or advisories that have been revised and/or readopted.

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