

**SENATE FILE** 0157

**Title:**

**SF0157**

AN ACT to amend W.S. 39-6-302(a) and (e) and 39-6-305(j) and (k)(iv) relating to severance taxes; continuing the diversion of all severance tax proceeds in excess of the amount required to be deposited in the permanent mineral trust fund by the Wyoming constitution; diverting it to the school foundation account; and providing for an effective date.

**SENATE FILE 0157.**

**introduced by:**

DATE	ACTION	DATE	ACTION
JAN 16 1989	INTRODUCED		
	READ FIRST TIME		
	REFERRED TO COM. NO. <u>9</u>		
	DELIVERED TO COM. NO. <u>9</u>		
FEB 13 1989	STANDARD COM. REPORT		
	WITHOUT RECOMMENDATION		
3-1-89	Filed on Annual File		

**CONTINUED ON BACK**

## THE LEGISLATURE OF THE STATE OF WYOMING

Senate

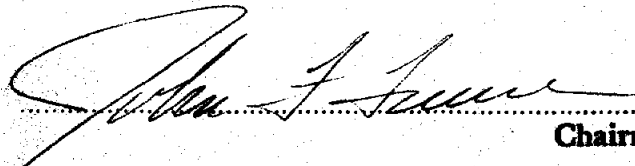
Cheyenne, February 13, 1989

Mr. President:

Your Committee No. 9 on MINERALS, BUSINESS & ECONOMIC DEVELOPMENT  
to whom was referred SF No. 157

respectfully reports same back to the Senate with the recommendation that

WITHOUT RECOMMENDATION

  
Chairman

House of Intro  
 To Com. No. \_\_\_\_\_  
 Stand Report Do \_\_\_ Amd \_\_\_ Not \_\_\_  
 Com Whole Do \_\_\_ Amd \_\_\_ Not \_\_\_  
 2nd Reading Amd \_\_\_  
 3rd Reading Amd \_\_\_ Pass \_\_\_ Fail \_\_\_

Second House  
 To Com No. \_\_\_\_\_  
 Stand Report Do \_\_\_ Amd \_\_\_ Not \_\_\_  
 Com Whole Do \_\_\_ Amd \_\_\_ Not \_\_\_  
 2nd Reading Amd \_\_\_  
 3rd Reading Amd \_\_\_ Pass \_\_\_ Fail \_\_\_

1989

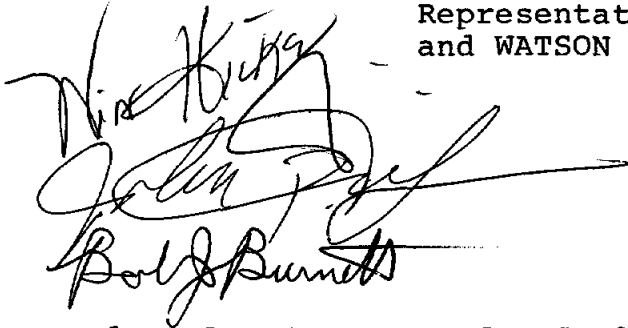
STATE OF WYOMING

**INTRODUCED**  
 89LSO-0266.01

SENATE FILE NO. 0157

Severance tax diversion.

Sponsored by: Senator(s) HICKEY, BURNETT and VINICH and  
 Representative(s) DICKEY, FREUDENTHAL, PLANT  
 and WATSON



A BILL

for

1 AN ACT to amend W.S. 39-6-302(a) and (e) and 39-6-305(j)  
 2 and (k)(iv) relating to severance taxes; continuing the  
 3 diversion of all severance tax proceeds in excess of the  
 4 amount required to be deposited in the permanent mineral  
 5 trust fund by the Wyoming constitution; diverting it to  
 6 the school foundation account; and providing for an effec-  
 7 tive date.

8 Be It Enacted by the Legislature of the State of Wyoming:

9 Section 1. W.S. 39-6-302(a) and (e) and 39-6-305(j)

1 and (k) (iv) are amended to read:

2 39-6-302. Excise taxes on extraction of minerals.

3 (a) Except as otherwise provided in subsection (h)  
4 of this section, there is levied an excise tax of two per-  
5 cent (2%) of the value of the gross product extracted upon  
6 the privilege of severing or extracting uranium, trona,  
7 coal except underground coal, petroleum, natural gas, oil  
8 shale or any other fossil fuel in the state. An excise tax  
9 of one and one-half percent (1 1/2%) shall be levied on  
10 underground coal. The proceeds from this tax shall be  
11 deposited into the permanent Wyoming mineral trust fund  
12 except as otherwise provided by W.S. 39-6-305(b) and  
13 except for the period beginning on the effective date of  
14 this act and ending June 30, ~~1989~~ 1992 during which the  
15 proceeds shall be deposited as follows:

16 (i) One-fourth (1/4) of the proceeds from coal  
17 (except underground coal), petroleum, natural gas, oil  
18 shale or any other fossil fuel into the ~~budget-reserve~~  
19 SCHOOL FOUNDATION account;

20 (ii) All of the proceeds from uranium and  
21 trona into the ~~budget-reserve~~ SCHOOL FOUNDATION account.

22 (e) In addition to the other excise taxes provided

1 by this section, there is levied an excise tax on the  
2 privilege of extracting coal except underground coal of  
3 one-half of one percent (1/2%) of the value of the gross  
4 product extracted. The proceeds from the tax shall be  
5 deposited into the permanent Wyoming mineral trust fund,  
6 except for the period beginning on the effective date of  
7 this act and ending June 30, ~~1989~~ 1992 the proceeds shall  
8 be deposited in the ~~budget--reserve~~ SCHOOL FOUNDATION  
9 account.

10 39-6-305. General disposition of revenue collected.

11 (j) The state treasurer shall transfer revenue col-  
12 lected under W.S. 39-6-302(e) to the permanent Wyoming  
13 mineral trust fund, except for the period beginning on the  
14 effective date of this act and ending June 30, ~~1989~~ 1992  
15 the revenue shall be transferred to the ~~budget--reserve~~  
16 SCHOOL FOUNDATION account.

17 (k) The state treasurer shall transfer revenue col-  
18 lected under W.S. 39-6-302(g) to the trust and agency fund  
19 to be distributed as follows:

20 (iv) One-twelfth (1/12) to the permanent min-  
21 eral trust fund, except for the period beginning on the  
22 effective date of this act and ending June 30, ~~1989~~ 1992

1     to the ~~budget-reserve~~ SCHOOL FOUNDATION account; and

2             Section 2. This act is effective June 8, 1989.

3                             (END)

FISCAL NOTE

<u>Anticipated REVENUE to:</u>	<u>FY 1990</u>	<u>FY 1991</u>	<u>FY 1992</u>
School Foundation Program	\$28,141,902.00	\$29,986,404.00	\$30,068,096.00
TOTAL ESTIMATED REVENUE	\$28,141,902.00	\$29,986,404.00	\$30,068,096.00

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<u>Anticipated COST to:</u>	<u>FY 1990</u>	<u>FY 1991</u>	<u>FY 1992</u>
Permanent Wyo. Mineral Trust Fund	\$28,141,902.00	\$29,986,404.00	\$30,068,096.00
TOTAL ESTIMATED COST	\$28,141,902.00	\$29,986,404.00	\$30,068,096.00

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1. The above figures are based on the Legislative Service Office publication "Taxes on Wyoming's Minerals: History & Projections."
2. No apparent personnel impact.