

HOUSE BILL NO. HB0012

Industrial production equipment-deferral.

Sponsored by: Joint Minerals, Business & Economic
Development Interim Committee

A BILL

for

1 AN ACT relating to taxation and revenue; providing an ad
2 valorem tax deferral for the storage of industrial
3 production equipment in the state; specifying conditions
4 and requirements for the deferral; providing definitions;
5 and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 39-11-105(a) by creating a new
10 paragraph (xlvi) and by creating a new subsection (c) is
11 amended to read:

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13 **39-11-105. Exemptions.**

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1 (a) The following property is exempt from property
2 taxation:

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4 (xlvi) Property that is stored by the purchaser
5 in this state before the first installation of the property
6 as industrial production equipment in this state, in
7 accordance with the conditions and requirements of
8 subsection (c) of this section.

9
10 (c) Industrial production equipment that is stored in
11 this state before the first installation of the property in
12 this state shall be exempt from property taxation during
13 the storage or inventory period for a period not to exceed
14 two (2) reporting periods, in accordance with the
15 following:

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17 (i) As used in this subsection:

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19 (A) "Commercial storage facility" means a
20 facility operated by a person who is not the taxpayer where
21 industrial production equipment is temporarily stored
22 before installation and that has been approved by the
23 department;

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(B) "Industrial production" means any of the following:

(I) Manufacturing, milling, converting, producing, processing or fabricating materials;

(II) The extraction or processing of minerals;

(III) The mechanical, chemical or electronic transformation of property into energy or new products.

(C) "Industrial production equipment" means any equipment designed specifically for use in industrial production or energy production, including pipes necessary for pipelines used for the transportation of minerals and excluding mobile machinery;

(D) "Mobile machinery" means any equipment, machinery or vehicle that can move from place to place under its own power or that can be moved, transported or

1 towed from place to place, including equipment, machinery
2 or vehicles that are used to transport industrial
3 production equipment.

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5 (ii) To qualify for the exemption under this
6 subsection, Wyoming sales or use tax shall be paid on the
7 property upon removal of the property from the commercial
8 storage facility;

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10 (iii) The county assessor or the department may
11 require any documentation necessary to verify that the
12 industrial production equipment is eligible for the
13 exemption under this subsection;

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15 (iv) To qualify for the exemption, the
16 industrial production equipment shall be temporarily stored
17 or placed in inventory at a commercial storage facility
18 that has been approved by the department;

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20 (v) Industrial production equipment that
21 qualifies for the exemption under this section may remain
22 eligible for the exemption under this subsection if the
23 equipment remains in temporary storage or inventory at a

1 commercial storage facility, provided that the purchaser
 2 does not install or fix the equipment for use in industrial
 3 production;

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5 (vi) The exemption under this subsection shall
 6 not apply to:

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8 (A) Industrial production equipment with a
 9 sales price of less than fifty thousand dollars
 10 (\$50,000.00);

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12 (B) Mobile machinery;

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14 (C) Raw materials used in industrial
 15 production.

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17 (vii) The department shall promulgate rules for
 18 the application of the exemption under this subsection,
 19 including rules to:

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21 (A) Require taxpayers to notify the
 22 department and the county assessor, as applicable, of the

1 purchase, storage and installation of qualifying industrial
2 production equipment;

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4 (B) Specify the requirements and
5 qualifications for a facility or location to qualify as a
6 commercial storage facility.

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8 **Section 2.** This act is effective July 1, 2025.

9

10 (END)