

HOUSE BILL NO. HB0104

Severance tax on coal.

Sponsored by: Representative(s) Hallinan, Biteman, Clem,
Edwards and Halverson

A BILL

for

1 AN ACT relating to coal taxation; reducing the severance
2 tax rate for coal as specified; conforming related tax
3 distribution provisions; and providing applicability;
4 providing for an effective date.

5

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

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8 **Section 1.** W.S. 39-14-104(a) (intro) and 39-14-111(a)
9 are amended to read:

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11 **39-14-104. Tax rate.**

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13 (a) The total severance tax rate for surface coal
14 shall be ~~seven percent (7%)~~ six percent (6%). This rate
15 comprises one and one-half percent (1.5%) imposed by

1 Wyoming constitution article 15, section 19, and ~~five and~~
2 ~~one-half percent (5.5%)~~ four and one-half percent (4.5%)
3 imposed statutorily. The tax shall be distributed as
4 provided in W.S. 39-14-111 and is imposed as follows:

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6 **39-14-111. Distribution.**

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8 (a) As provided by W.S. 39-14-104(a), the total
9 severance tax rate for surface coal shall be ~~seven percent~~
10 ~~(7%)~~ six percent (6%). As provided by W.S. 39-14-104(b),
11 the total severance tax rate for underground coal shall be
12 three and three-quarters percent (3.75%). A one and
13 one-half percent (1.5%) tax imposed by W.S. 39-14-104(a)(i)
14 and a one and one-half percent (1.5%) tax imposed by W.S.
15 39-14-104(b)(i) shall be deposited into the permanent
16 Wyoming mineral trust fund. All other taxes imposed by W.S.
17 39-14-104(a) and (b) shall be deposited into the severance
18 tax distribution account.

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20 **Section 2.** W.S. 39-14-104(a)(v) is repealed.

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22 **Section 3.** This act shall apply to coal produced on
23 or after July 1, 2017.

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Section 4. This act is effective July 1, 2017.

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4

(END)