

HOUSE BILL NO. HB0261

Ethanol credit-recoupment.

Sponsored by: Representative(s) Madden, Blikre, Campbell,
Goggles, McOmie, Miller, Petersen and
Zwonitzer, Dv.

A BILL

for

1 AN ACT relating to department of transportation; creating
2 an ethanol tax credit recoupment program; providing for
3 recoupment of fuel taxes lost due to statutorily designated
4 ethanol tax credits; providing an appropriation; providing
5 for reports; 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. 24-2-116 is created to read:

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11 **24-2-116. Ethanol tax credit recoupment program.**

12

13 (a) Not later than July 31, 2011, and not later than
14 July 31 of each subsequent year thereafter, the department
15 shall prepare and certify a report of tax credits granted
16 under W.S. 39-17-109(d)(i).

1

2 (b) The department shall submit to the state auditor
3 the report created under subsection (a) of this section
4 with a payment request for the dollar amount of tax credits
5 granted under W.S. 39-17-109(d)(i) which otherwise would
6 have been collected for the previous year.

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8 (c) Upon receipt of the report and payment request,
9 the state auditor shall transfer to the state treasurer the
10 amount claimed on the payment request from funds
11 appropriated for this program to the extent available to be
12 distributed by the treasurer in the manner provided in W.S.
13 39-17-111(d).

14

15 (d) The department shall prepare a biennial budget
16 request prior to each budget session of the legislature for
17 the purpose of funding the ethanol tax credit recoupment
18 program and shall submit the request to the governor
19 pursuant to W.S. 9-2-1010 through 9-2-1013.

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21 **Section 2.** There is appropriated to the state auditor
22 two million two hundred fifty thousand dollars
23 (\$2,250,000.00) from the general fund for the period
24 beginning July 1, 2011 and ending June 30, 2012. Funds

1 appropriated under this section shall only be expended for
2 the purpose of funding the ethanol tax credit recoupment
3 program and shall not be expended for any other purpose.

4

5 **Section 3.** This act is effective July 1, 2011.

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(END)