

SENATE FILE NO. SF0150

For-profit trade schools-property tax exemption.

Sponsored by: Senator(s) McKeown, French, Hicks, Hutchings,
Ide, Laursen, D, Pearson, Salazar, Schuler
and Smith, D and Representative(s) Allemand
and Brown, G

A BILL

for

1 AN ACT relating to taxation and revenue; providing a
2 property tax exemption for the real and tangible personal
3 property of for-profit trade schools; specifying
4 eligibility and requirements for the exemption; making
5 conforming amendments; specifying legislative purposes; and
6 providing for effective dates.

7

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

9

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

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14 **39-11-105. Exemptions.**

1

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

4

5 (xxv) Property used for schools, museums, orphan
6 asylums or hospitals to the extent they are not used for
7 private profit, except as provided in paragraph (xlvi) of
8 this subsection. As used in this paragraph, "museum" means
9 as defined in W.S. 34-23-101(a)(iv);

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11 (xlvi) Tangible personal property and real
12 property of for-profit trade schools, in accordance with
13 subsection (c) of this section.

14

15 (c) Real property and tangible personal property
16 owned by a for-profit trade school is exempt from taxation
17 under paragraph (a)(xlvi) of this section, in accordance
18 with all of the following:

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20 (i) As used in this subsection, "for-profit
21 trade school" means a vocational, technical or trade school
22 located in Wyoming that is operated for profit;

23

1 (ii) To qualify for the exemption under this
2 subsection, the for-profit trade school shall:

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4 (A) Be a registered business entity in
5 Wyoming and in good standing with the secretary of state;

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7 (B) Be physically located in Wyoming;

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9 (C) Be operated for the primary purpose of
10 providing postsecondary technical, vocational or
11 career-technical education;

12
13 (D) Offer programs or certifications
14 aligned with workforce development needs, as determined by
15 the department of workforce services;

16
17 (E) Maintain accreditation by a nationally
18 or regionally recognized accrediting body or meet
19 equivalent standards established by the Wyoming department
20 of education.

21
22 (iii) The exemption shall apply only to all
23 tangible personal property and real property of the

1 for-profit trade school physically located in Wyoming and
2 that is used exclusively for educational purposes by the
3 for-profit trade school;

4
5 (iv) Tangible personal property and real
6 property used by the for-profit trade school for commercial
7 purposes unrelated to education and instruction shall not
8 qualify for the exemption;

9
10 (v) To qualify for the exemption under this
11 subsection, a for-profit trade school shall apply for the
12 exemption on a form and in a manner determined by the
13 department. The application shall include, at a minimum,
14 accreditation documentation, a description of the property
15 for which the exemption is sought and its primary use and
16 proof of qualification under paragraph (ii) of this
17 subsection;

18
19 (vi) If the department concludes that the
20 for-profit trade school is eligible for the exemption under
21 this subsection, the exemption shall apply for five (5) tax
22 years, subject to paragraph (viii) of this subsection. Each
23 for-profit trade school shall provide annual updates to the

1 department and the applicable county assessor on the
2 property that qualifies for the exemption;

3
4 (vii) To continue or renew an exemption under
5 this subsection, a for-profit trade school granted an
6 exemption under this subsection shall apply to renew the
7 exemption not less than six (6) months before the exemption
8 expires;

9
10 (viii) The appropriate county assessor or the
11 department may audit for-profit trade schools qualifying
12 for the exemption under this subsection. Any for-profit
13 trade school that has received the exemption in violation
14 of this subsection shall be subject to enforcement
15 available under this act.

16
17 **Section 2.** The legislature finds that for-profit
18 trade schools play a vital role in preparing Wyoming
19 residents for careers in high-demand industries, supporting
20 workforce development and contributing to the state's
21 economic growth. The purpose of this act is to encourage
22 the operation and expansion of for-profit trade schools in
23 Wyoming for purposes of economic development, which

