

SENATE FILE NO. SF0060

Monthly ad valorem tax revisions-2.

Sponsored by: Joint Revenue Interim Committee

A BILL

for

1 AN ACT relating to ad valorem taxation of mineral
2 production; specifying that the monthly payment of ad
3 valorem taxation begins January 1, 2022; providing for the
4 payment of ad valorem taxes from calendar years 2020 and
5 2021; repealing an existing ad valorem tax payment
6 transition period; providing for loans to counties;
7 providing an appropriation; and providing for an effective
8 date.

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

11

12 **Section 1.** W.S. 39-13-113 by creating a new
13 subsection (g) is amended to read:

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15 **39-13-113. Monthly payment of ad valorem tax on gross**
16 **product of mineral production.**

1

2 (g) Notwithstanding subsections (a) and (b) of this
3 section and except as otherwise provided in subsections (d)
4 and (f) of this section, monthly ad valorem tax payments
5 shall first be due under this section beginning with
6 production on January 1, 2022. The ad valorem tax on
7 mineral production from calendar years 2020 and 2021 shall
8 be paid as provided in this subsection. The total amount of
9 tax due under this subsection shall be calculated by the
10 department and the applicable counties. The taxpayer shall
11 make an additional payment on December 1 of each year
12 beginning in 2023 equal to eight percent (8%) of the total
13 amount calculated under this subsection until the total
14 amount has been paid. Timely payments made in accordance
15 with this subsection shall not be subject to penalties or
16 interest. If a taxpayer fails to make timely payments under
17 this subsection, all applicable penalties and interest
18 shall be calculated from the date the tax would have been
19 paid if monthly payments began January 1, 2020.

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21 **Section 2.** 2020 Wyoming Session Laws, Chapter 142,
22 Section 3 is repealed.

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1 **Section 3.** There is appropriated ten million dollars
2 (\$10,000,000.00) from the legislative stabilization reserve
3 account to the state treasurer. This amount shall only be
4 used to make loans to counties to cover funding shortfalls
5 caused by the delay in payment of ad valorem taxes under
6 W.S. 39-13-113(g) upon application to the state treasurer
7 and on a first come first served basis. Loans shall be
8 repaid by the county on a schedule determined by the state
9 treasurer at an interest rate of zero percent (0%) per
10 annum. Repayments of loans made under this section shall be
11 deposited in the legislative stabilization reserve account.
12 This appropriation shall be for the period beginning with
13 the effective date of this act and ending June 30, 2022.
14 This appropriation shall not be transferred or expended for
15 any other purpose and any unexpended, unobligated funds
16 remaining from this appropriation shall revert as provided
17 by law on June 30, 2022.

18

1 **Section 4.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law
3 as provided by Article 4, Section 8 of the Wyoming
4 Constitution.

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6

(END)