

SENATE FILE NO. SF0025

Energy production inventory exemption.

Sponsored by: Joint Corporations, Elections & Political  
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to ad valorem taxation; providing an exemption  
2 for the storage of energy production equipment prior to  
3 installation in this state as specified; requiring  
4 rulemaking; requiring a report; and providing for an  
5 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 (xlii) is amended to read:

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12 **39-11-105. Exemptions.**

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14 (a) The following property is exempt from property  
15 taxation:

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(xlii) For tax years commencing January 1, 2021 and ending December 31, 2025, property that is temporarily stored in this state prior to the first installation of the property as energy production equipment in this state, if Wyoming sales or use tax is paid on the property at the rate imposed in the county where the property is stored. The county assessor or department may require any documentation necessary to verify that property is eligible for the exemption under this paragraph. The amount of any exemption granted under this paragraph shall be reported by the department and county assessor on the abstract submitted to the state board of equalization as prescribed by W.S. 39-11-102.1(c)(ii). As used in this paragraph, "energy production equipment" means any specialized equipment designed specifically for use in the production of energy from natural gas, coal, oil, wind, solar, hydro or nuclear sources but shall not include any equipment used to store or transport energy products, mobile energy product equipment, standard building materials, construction equipment or other equipment or materials that will not be directly used in the production of energy. The department shall promulgate rules

1 to implement and administer this paragraph. The rules shall  
2 at a minimum provide:

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4 (A) Definitions of terms as necessary;

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6 (B) An application and verification process  
7 for the exemption.

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9 **Section 2.** The department of revenue shall promulgate  
10 rules pursuant to W.S. 39-11-105(a)(xlii), as created by this  
11 act, to be effective by January 1, 2021.

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13 **Section 3.** The department of revenue shall report to  
14 the legislature by December 31, 2021 on the amount of any  
15 exemptions granted and the sales and use taxes paid pursuant  
16 to W.S. 39-11-105(a)(xlii), as created by this act.

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

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(END)