

## HOUSE BILL NO. HB0036

Severance tax distribution revision.

Sponsored by: Joint Revenue Interim Committee

A BILL

for

1 AN ACT relating to severance tax distributions; increasing  
 2 the cap on specified severance tax distributions; providing  
 3 for distribution of the increased amount; revising existing  
 4 distributions to maintain the same dollar amount of  
 5 distributions; providing applicability; and providing for  
 6 an effective date.

7

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

9

10 **Section 1.** W.S. 39-14-801(d)(intro), (e)(i) through  
 11 (iv), (v)(intro), (vi), (vii)(intro), (viii) through (x)  
 12 and by adding a new paragraph (xi) is amended to read:

13

14 **39-14-801. Severance tax distributions; distribution**  
 15 **account created; formula.**

16

1 (d) After making distributions pursuant to  
2 subsections (b), (c) and (f) of this section, distributions  
3 under subsection (e) of this section shall be made from the  
4 severance tax distribution account. The amount of  
5 distributions under subsection (e) of this section shall  
6 not exceed ~~one hundred fifty five million dollars~~  
7 ~~(\$155,000,000.00)~~ two hundred million dollars  
8 (\$200,000,000.00) in any fiscal year. To the extent that  
9 distributions under subsection (e) of this section would  
10 exceed that amount in any fiscal year, except as provided  
11 in subsections (g) and (h) of this section, the excess  
12 shall be credited:

13

14 (e) Deposits into the account created by subsection  
15 (a) of this section shall be distributed as follows,  
16 subject to subsections (b) through (d) and (f) of this  
17 section:

18

19 (i) To the general fund, ~~sixty two and~~  
20 ~~twenty six hundredths percent (62.26%)~~ forty-eight and two  
21 thousand five hundred fifteen ten-thousandths percent  
22 (48.2515%);

23

1           (ii) To water development account I under W.S.  
2 41-2-124(a)(i), ~~twelve and forty five hundredths percent~~  
3 ~~(12.45%)~~ nine and sixty-four thousand eight hundred  
4 seventy-five hundred thousandths percent (9.64875%);

5  
6           (iii) To water development account II under W.S.  
7 41-2-124(a)(ii), ~~two and one tenth percent (2.1%)~~ one and  
8 six thousand two hundred seventy-five ten-thousandths  
9 percent (1.6275%);

10  
11           (iv) To the highway fund, ~~except for the fiscal~~  
12 ~~years commencing July 1, 2016 and July 1, 2017, four and~~  
13 ~~thirty-three hundredths percent (4.33%)~~ three and  
14 thirty-five thousand five hundred seventy-five hundred  
15 thousandths percent (3.35575%), except that if the total  
16 unencumbered revenues within the state park road account  
17 created by W.S. 24-14-102 are less than five hundred  
18 thousand dollars (\$500,000.00) on July 1, 2001 or on July 1  
19 of any even-numbered year thereafter, the state treasurer  
20 shall first distribute revenues to that account in an  
21 amount equal to five hundred thousand dollars (\$500,000.00)  
22 less the total unencumbered revenues in the account on July  
23 1 of that year; ~~For the fiscal years commencing July 1,~~

1 ~~2016 and July 1, 2017 funds under this paragraph shall be~~  
 2 ~~distributed to the general fund;~~

3

4 (v) To counties, ~~seventy-eight hundredths~~  
 5 ~~percent (0.78%)~~ six thousand forty-five ten-thousandths  
 6 percent (0.6045%), subject to the following formula:

7

8 (vi) To counties, ~~three and one tenth percent~~  
 9 ~~(3.1%)~~ two and four thousand twenty-five ten-thousandths  
 10 percent (2.4025%), each county to receive an amount in the  
 11 proportion which the population of the county bears to  
 12 total state population;

13

14 (vii) To the road construction and maintenance  
 15 funds of the various counties as provided by W.S. 24-2-110,  
 16 ~~two and nine tenths percent (2.9%)~~ two and two thousand  
 17 four hundred seventy-five ten-thousandths percent  
 18 (2.2475%), except that each county's share of funds under  
 19 this subsection shall be computed as follows:

20

21 (viii) To cities and towns, ~~nine and twenty-five~~  
 22 ~~hundredths percent (9.25%)~~ seven and sixteen thousand eight  
 23 hundred seventy-five hundred thousandths percent

1 (7.16875%), each city or town to receive an amount in the  
2 proportion which the population of the city or town bears  
3 to the population of all cities and towns in Wyoming;

4

5 (ix) To the capital construction account, ~~two~~  
6 ~~and thirty-three hundredths percent (2.33%)~~ one and eighty  
7 thousand five hundred seventy-five hundred thousandths  
8 percent (1.80575%), to be expended for the purposes  
9 specified in W.S. 9-4-604(k)(ii);

10

11 (x) To the water development account III,  
12 ~~five tenths of one percent (.5%)~~ three thousand eight  
13 hundred seventy-five ten-thousandths percent (0.3875%), to  
14 be expended for the purposes specified in W.S.  
15 41-2-124(d);

16

17 (xi) To the school foundation program account,  
18 twenty-two and five-tenths percent (22.5%).

19

20 **Section 2.** The revisions to severance tax  
21 distributions under section 1 of this act shall apply to  
22 severance taxes from mineral production occurring on or  
23 after July 1, 2022.

1

2       **Section 3.** This act is effective July 1, 2022.

3

4

(END)