

The Effects of the Sales and Use Tax Exemption For Coal Gasification and Liquefaction

Compiled by:
the staff of the
**Education and Taxability Section,
Wyoming Department of Revenue**

and edited by:
Bret Fanning, Administrator

Fifteenth Edition

**Exemption Effective: 2006
W.S. 39-15-105(a)(viii)(R) and W.S. 39-16-105(a)(viii)(G)**

**122 West 25th Street, Suite E301
Herschler Building
Cheyenne, Wyoming 82002
<https://revenue.wyo.gov>**

November 15, 2022

Overview

Original House Bill No. 61 (Enrolled Act No. 5) was signed into law by Governor Freudenthal on March 9, 2006. This act relates to taxation and revenue and provides for a sales and use tax exemption for the sales/purchases of equipment used to construct a new coal gasification or coal liquefaction facility. The act provides for reporting requirements and an effective date.

The coal gasification and liquefaction exemption is located within the “economic incentive” group of sales and use tax exemptions in the Wyoming statutes [W.S. 39-15-105(a)(viii)(R); W.S. 39-16-105(a)(viii)(G)].

Specific Reporting Requirement by Statute

Wyo. Stat. Ann. § 39-15-105(b)

“The Wyoming business council, the department of workforce services and the department of revenue shall jointly report to the joint revenue interim committee on or before December 1 of each year that the exemption is in effect. If requested by the department of revenue, any person utilizing the exemption shall report to the department the amount of sales tax exempted, and the number of jobs created or impacted by the utilization of the exemption.”

This report is to evaluate the cumulative effects of the exemption from initiation of the exemption and shall include:

- (i) A history of employment in terms of the numbers of employees, full-time and part time employees, and rate of turnover classified by the 2007 edition, as amended, of the North American Industry Classification System (NAICS) code manufacturing section 31 – 33 from information collected by the Department of Employment;
- (ii) A history of wages and benefits disaggregated by gender for each job category; and
- (iii) A comprehensive history of taxes paid to the state of Wyoming.

Findings

This is the fifteenth written report in a series of annual reports on the effects of the sales and use tax exemption for companies in the coal gasification and coal liquefaction industry. The Department has been actively tracking any proposed projects. At this time, there are no known projects actively being pursued within the state of Wyoming

Employment Information

Currently not applicable, as the Department has not identified any businesses actively engaged in constructing a commercial facility at this time.

Wage and Benefits Information

Currently not applicable, as the Department has not identified any businesses actively engaged in constructing a commercial facility at this time.

Fiscal Information

Currently not applicable, as the Department has not identified any businesses actively engaged in constructing a commercial facility at this time.