

**DRAFT ONLY  
NOT APPROVED FOR  
INTRODUCTION**

HOUSE BILL NO.

Industrial production equipment-deferral.

Sponsored by: Joint Minerals, Business & Economic  
Development Interim Committee

A BILL

for

1 AN ACT relating to taxation and revenue; providing an ad  
2 valorem tax deferral for the storage of industrial  
3 production equipment in the state; specifying conditions  
4 and requirements for the deferral; providing definitions;  
5 and providing for an effective date.

6

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 (xlvi) and by creating a new subsection (c) is  
11 amended to read:

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1           **39-11-105. Exemptions.**

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

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6                   (xlvii) Property that is stored by the purchaser  
7 in this state before the first installation of the property  
8 as industrial production equipment in this state, in  
9 accordance with the conditions and requirements of  
10 subsection (c) of this section.

11

12                   (c) Industrial production equipment that is stored in  
13 this state before the first installation of the property in  
14 this state shall be exempt from property taxation during  
15 the storage or inventory period for a period not to exceed  
16 two (2) reporting periods, in accordance with the  
17 following:

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19                   (i) As used in this subsection:

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21                           (A) "Commercial storage facility" means a  
22 facility operated by a person who is not the taxpayer where  
23 industrial production equipment is temporarily stored

1 before installation and that has been approved by the  
2 department;

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4 (B) "Industrial production" means any of the  
5 following:

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7 (I) Manufacturing, milling, converting,  
8 producing, processing or fabricating materials;

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10 (II) The extraction or processing of  
11 minerals;

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13 (III) The mechanical, chemical or  
14 electronic transformation of property into energy or new  
15 products.

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17 (C) "Industrial production equipment" means  
18 any equipment designed specifically for use in industrial  
19 production or energy production, including pipes necessary  
20 for pipelines used for the transportation of minerals and  
21 excluding mobile machinery;

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1                   (D) "Mobile machinery" means any equipment,  
2 machinery or vehicle that can move from place to place  
3 under its own power or that can be moved, transported or  
4 towed from place to place, including equipment, machinery  
5 or vehicles that are used to transport industrial  
6 production equipment.

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8                   (ii) To qualify for the exemption under this  
9 subsection, Wyoming sales or use tax shall be paid on the  
10 property upon removal of the property from the commercial  
11 storage facility;

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13                   (iii) The county assessor or the department may  
14 require any documentation necessary to verify that the  
15 industrial production equipment is eligible for the  
16 exemption under this subsection;

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18                   (iv) To qualify for the exemption, the industrial  
19 production equipment shall be temporarily stored or placed  
20 in inventory at a commercial storage facility that has been  
21 approved by the department;

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1           (v) Industrial production equipment that  
2 qualifies for the exemption under this section may remain  
3 eligible for the exemption under this subsection if the  
4 equipment remains in temporary storage or inventory at a  
5 commercial storage facility, provided that the purchaser  
6 does not install or fix the equipment for use in industrial  
7 production;

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9           (vi) The exemption under this subsection shall  
10 not apply to:

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12           (A) Industrial production equipment with a  
13 sales price of less than fifty thousand dollars  
14 (\$50,000.00);

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16           (B) Mobile machinery;

17  
18           (C) Raw materials used in industrial  
19 production.

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21           (vii) The department shall promulgate rules for  
22 the application of the exemption under this subsection,  
23 including rules to:

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(A) Require taxpayers to notify the department and the county assessor, as applicable, of the purchase, storage and installation of qualifying industrial production equipment;

(B) Specify the requirements and qualifications for a facility or location to qualify as a commercial storage facility.

**Section 2.** This act is effective July 1, 2025.

(END)