

HOUSE BILL NO. HB0069

Highway funding.

Sponsored by: Joint Revenue Interim Committee

A BILL

for

1 AN ACT relating to revenue for transportation purposes;
2 increasing the fuel tax; amending certain distributions of
3 fuel tax revenues accordingly; restricting the expenditure
4 of additional revenue raised; requiring a report; and
5 providing for an effective date.

6

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

8

9 **Section 1.** W.S. 39-17-104(a)(intro) and (i),
10 39-17-111(c)(ii) through (iv) and 39-17-204(a)(intro) and
11 (i) are amended to read:

12

13 **39-17-104. Taxation rate.**

14

15 (a) Except as otherwise provided by this section and
16 W.S. 39-17-105, the total tax on gasoline shall be ~~fourteen~~

1 ~~cents (\$.14)~~ twenty-four cents (\$.24) per gallon. The rate
2 shall be imposed as follows:

3

4 (i) There is levied and shall be collected a
5 license tax of ~~thirteen cents (\$.13)~~ twenty-three cents
6 (\$.23) per gallon on all gasoline used, sold or distributed
7 for sale or use in this state except for those fuels
8 exempted under W.S. 39-17-105;

9

10 **39-17-111. Distribution.**

11

12 (c) The department shall certify to the state
13 treasurer amounts to be credited to appropriate accounts
14 based upon deductions from the taxes collected under this
15 article in the following order:

16

17 (ii) Deduct an amount collected on fuel used in
18 snowmobiles, computed by multiplying the number of
19 snowmobiles for which registration and user fees have been
20 paid during the current fiscal year under W.S.
21 31-2-404(a)(i) and 31-2-409(a)(ii) times ~~sixteen dollars~~
22 ~~and twenty five cents (\$16.25)~~ twenty-eight dollars and
23 seventy-five cents (\$28.75) plus the number of gallons of
24 gasoline used by snowmobiles for which registration fees

1 have been paid during the current fiscal year under W.S.
2 31-2-404(a)(ii) times the current gasoline tax rate as
3 defined by W.S. 39-17-104(a)(i). The number of gallons
4 used by commercial snowmobiles shall be reported to the
5 department by all businesses offering commercial snowmobile
6 recreational leasing. The amounts computed shall be
7 credited to a separate account to be expended by the
8 department of state parks and cultural resources to improve
9 snowmobile trails in Wyoming;

10

11 (iii) Deduct an amount collected on fuel used in
12 motorboats, computed by multiplying the number of
13 motorboats numbered during the current fiscal year under
14 W.S. 41-13-102 and five thousand (5,000) nonresident
15 motorboats times ~~sixteen dollars and twenty-five cents~~
16 ~~(\$16.25)~~ twenty-eight dollars and seventy-five cents
17 (\$28.75). The amount computed shall be credited to a
18 separate account to be expended by the department of state
19 parks and cultural resources to improve facilities for use
20 by motorboats and motorboat users at state parks and state
21 recreation areas and to provide grants to governmental
22 entities for improvement of publicly owned boating
23 facilities at public parks and recreational facilities;

24

1 (iv) Until June 30, 2013, deduct an amount
2 collected on fuel used in off-road recreational vehicles,
3 computed by multiplying the number of off-road recreational
4 vehicles for which user registration fees have been paid
5 during the current fiscal year under W.S. 31-2-703(a) times
6 ~~ten dollars and forty cents (\$10.40)~~ eighteen dollars and
7 forty cents (\$18.40). The amount computed shall be
8 credited to a separate account to be expended by the
9 department of state parks and cultural resources to improve
10 off-road recreational vehicle trails in Wyoming.

11

12 **39-17-204. Taxation rate.**

13

14 (a) Except as otherwise provided by this section and
15 W.S. 39-17-205, the total tax on diesel fuels shall be
16 ~~fourteen cents (\$.14)~~ twenty-four cents (\$.24) per gallon.
17 The rate shall be imposed as follows:

18

19 (i) There is levied and shall be collected a
20 license tax of ~~thirteen cents (\$.13)~~ twenty-three cents
21 (\$.23) per gallon on all diesel fuels used, sold or
22 distributed for sale or use in this state;

23

24 **Section 2.**

1

2 (a) Until June 30, 2014, any funds deposited to the
3 highway fund which are attributable to the increase in fuel
4 taxes under this act shall be separately accounted for by
5 the department of transportation and shall only be expended
6 to:

7

8 (i) Maintain the state highway system in the
9 condition existing as of the effective date of this act;
10 and

11

12 (ii) Prepare the report required by subsection
13 (c) of this section.

14

15 (b) Any funds deposited to the highway fund which are
16 attributable to the increase in fuel taxes under this act
17 shall supplement and shall not supplant funds currently
18 budgeted by the transportation commission for purposes of
19 maintaining the state highway system in the 2013-2014
20 fiscal biennium.

21

22 (c) The department of transportation shall provide a
23 comprehensive report to the joint appropriations interim
24 committee and joint transportation, highways and military

1 affairs interim committee on or before November 1, 2013 on
2 the condition of the state highway system and projected
3 revenue requirements to maintain the current condition of
4 the state highway system.

5

6 **Section 3.** This act is effective July 1, 2013.

7

8

(END)