

HOUSE BILL NO. HB0167

Severance tax on coal.

Sponsored by: Representative(s) Hallinan, Clem, Edwards,
Miller and Salazar and Senator(s) Biteman

A BILL

for

1 AN ACT relating to coal taxation; reducing the severance tax
2 rate for surface coal as specified; conforming related tax
3 distribution provisions; providing applicability; and
4 providing for an effective date.

5

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

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8 **Section 1.** W.S. 39-14-104(a)(intro) and (v) and
9 39-14-111(a) are amended to read:

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11 **39-14-104. Tax rate.**

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13 (a) The total severance tax rate for surface coal shall
14 be ~~seven percent (7%)~~ six and one-half percent (6.5%). This
15 rate comprises one and one-half percent (1.5%) imposed by

1 Wyoming constitution article 15, section 19, and ~~five and~~
2 ~~one half percent (5.5%)~~ five percent (5%) imposed
3 statutorily. The tax shall be distributed as provided in
4 W.S. 39-14-111 and is imposed as follows:

5

6 (v) One percent (1%) ~~;~~ plus

7

8 **39-14-111. Distribution.**

9

10 (a) As provided by W.S. 39-14-104(a), the total
11 severance tax rate for surface coal shall be ~~seven percent~~
12 ~~(7%)~~ six and one-half percent (6.5%). As provided by W.S.
13 39-14-104(b), the total severance tax rate for underground
14 coal shall be three and three-quarters percent (3.75%). A one
15 and one-half percent (1.5%) tax imposed by W.S.
16 39-14-104(a)(i) and a one and one-half percent (1.5%) tax
17 imposed by W.S. 39-14-104(b)(i) shall be deposited into the
18 permanent Wyoming mineral trust fund. All other taxes imposed
19 by W.S. 39-14-104(a) and (b) shall be deposited into the
20 severance tax distribution account.

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22 **Section 2.** W.S. 39-14-104(a)(vi) is repealed.

23

1 **Section 3.** This act shall apply to surface coal
2 produced on or after the effective date of this act.

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4 **Section 4.** This act is effective July 1, 2019.

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6

(END)