

HOUSE BILL NO. HB0068

Coal severance tax.

Sponsored by: Representative(s) Warren

A BILL

for

1 AN ACT relating to severance taxes on coal; increasing the
2 severance tax on surface and underground coal; providing
3 for distribution of additional taxes; and providing for an
4 effective date.

5

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

7

8 **Section 1.** W.S. 39-14-104(a)(intro), (vi), by
9 creating a new paragraph (vii), (b)(intro), (iii) and by
10 creating a new paragraph (iv) and 39-14-111(a) are amended
11 to read:

12

13 **39-14-104. Tax rate.**

14

15 (a) Except as otherwise provided by W.S. 39-14-105,
16 the total severance tax rate for surface coal shall be
17 ~~seven percent (7%)~~ ten percent (10%). This rate comprises

1 one and one-half percent (1.5%) imposed by Wyoming
2 constitution article 15, section 19, and ~~five and one-half~~
3 ~~percent (5.5%)~~ eight and one-half percent (8.5%) imposed
4 statutorily. The tax shall be distributed as provided in
5 W.S. 39-14-111 and is imposed as follows:

6

7 (vi) One-half percent (.5%) ~~;~~ plus

8

9 (vii) Three percent (3%).

10

11 (b) The total severance tax rate for underground coal
12 shall be ~~three and three-quarters percent (3.75%)~~ six and
13 three-quarters percent (6.75%). The tax shall be
14 distributed as provided in W.S. 39-14-111 and is imposed as
15 follows:

16

17 (iii) One percent (1%) ~~;~~ plus

18

19 (iv) Three percent (3%).

20

21 **39-14-111. Distribution.**

22

23 (a) As provided by W.S. 39-14-104(a), the total
24 severance tax rate for surface coal shall be ~~seven percent~~

1 ~~(7%)~~ ten percent (10%). As provided by W.S. 39-14-104(b),
2 the total severance tax rate for underground coal shall be
3 ~~three and three-quarters percent (3.75%)~~ six and three-
4 quarters percent (6.75%). A ~~two and one-half percent (2.5%)~~
5 five and one-half percent (5.5%) tax imposed by W.S.
6 39-14-104(a)(i), (ii), ~~and~~ (vi) and (vii) and a ~~one and~~
7 ~~one-half percent (1.5%)~~ four and one-half percent (4.5%)
8 tax imposed by W.S. 39-14-104(b)(i) and (iv) shall be
9 deposited into the permanent Wyoming mineral trust fund
10 except for the period beginning March 15, 1988, and ending
11 June 30, 2004, during which the proceeds of the tax imposed
12 by W.S. 39-14-104(a)(ii) and (vi) shall be deposited into
13 the severance tax distribution account.

14

15 **Section 2.** This act is effective July 1, 2002.

16

17

(END)