

ORIGINAL HOUSE
BILL NO. 0136

ENROLLED ACT NO. 18, HOUSE OF REPRESENTATIVES

FIFTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2002 SPECIAL SESSION

AN ACT relating to public utilities; modifying uniform assessment dates; providing for a transition payment; and providing for an effective date.

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

Section 1. W.S. 37-2-107 is amended to read:

37-2-107. Uniform assessment regarding telecommunications, gas, electric, water and pipeline service; assessment generally.

(a) Except as provided in subsection (b) of this section, on or before the first day of ~~March~~July of each year the director of revenue shall, by requiring special reports or otherwise, determine the total aggregate amount of the gross Wyoming intrastate retail revenues of all public utilities, entities utilizing public utility facilities in the state to furnish retail utility commodities or services to the public, and providers of telecommunication services, except motor carriers, and those utilities exempted under W.S. 37-2-108, for the preceding calendar year. He shall then determine the ratio that one-half (1/2) of the total authorized budgeted amount for the biennium is to the total aggregate gross retail Wyoming intrastate operating revenues. The resulting percentage factor shall then be applied to the annual intrastate gross retail operating revenues of each of such persons for the preceding calendar year and the result shall be the assessment of each such person for the ensuing budget fiscal year. However, the assessment rate against the persons for any one (1) year shall not exceed .0030 of the gross Wyoming intrastate retail revenues of the persons. By the first day of ~~April~~August the director of the revenue department shall assess the persons, and one-

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half (1/2) the assessed fees shall be paid to him by the persons on or before the first day of ~~June-October~~ and one-half (1/2) of the fees shall be paid to him by the persons on or before the first day of ~~December-April in the ensuing year~~. The director of the revenue department, in computing the percentage upon which fees for the first fiscal year of the ensuing biennium shall be based, shall deduct any unexpended balance in the commission's account within the earmarked revenue fund, less an amount equal to the total of all properly authorized outstanding accounts payable, from one-half (1/2) the total authorized budgeted amount for the biennium, and the resultant figure shall be used instead of the one-half (1/2) of the total authorized budgeted amount for the biennium, as above provided. Any unexpended balance in the commission's account within the earmarked revenue fund shall not lapse at the end of the fiscal period. "Intrastate gross retail operating revenues" as used in this section shall mean intrastate gross revenues derived from the provision of telecommunications, gas, electric, water and pipeline service offered for final consumption and not for resale.

(b) For the year 2002 only, the director of revenue shall assess all persons subject to assessment under subsection (a) of this section as follows:

(i) One-half (1/2) of the calendar year 2002 assessment determined on April 1, 2002 shall be paid on or before the first day of June 2002; and

(ii) Of the remaining one-half (1/2) of the calendar year 2002 assessment, only two-thirds (2/3) shall be paid on or before the first day of October 2002. This October payment shall serve as a transition to the dates in subsection (a) of this section. The remaining one-third (1/3) shall not be paid.

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Section 2. This act is effective April 1, 2002.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the House.

Chief Clerk