

## HOUSE BILL NO. HB0136

Public service commission-utility assessments.

Sponsored by: Representative(s) Nagel and Hines

A BILL

for

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

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

6

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

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9 **37-2-107. Uniform assessment regarding**  
10 **telecommunications, gas, electric, water and pipeline**  
11 **service; assessment generally.**

12

13 (a) Except as provided in subsection (b) of this  
14 section, on or before the first day of ~~March~~ July of each  
15 year the director of revenue shall, by requiring special  
16 reports or otherwise, determine the total aggregate amount  
17 of the gross Wyoming intrastate retail revenues of all

1 public utilities, entities utilizing public utility  
2 facilities in the state to furnish retail utility  
3 commodities or services to the public, and providers of  
4 telecommunication services, except motor carriers, and  
5 those utilities exempted under W.S. 37-2-108, for the  
6 preceding calendar year. He shall then determine the ratio  
7 that one-half (1/2) of the total authorized budgeted amount  
8 for the biennium is to the total aggregate gross retail  
9 Wyoming intrastate operating revenues. The resulting  
10 percentage factor shall then be applied to the annual  
11 intrastate gross retail operating revenues of each of such  
12 persons for the preceding calendar year and the result  
13 shall be the assessment of each such person for the ensuing  
14 budget fiscal year. However, the assessment rate against  
15 the persons for any one (1) year shall not exceed .0030 of  
16 the gross Wyoming intrastate retail revenues of the  
17 persons. By the first day of ~~April~~ August the director of  
18 the revenue department shall assess the persons, and one-  
19 half (1/2) the assessed fees shall be paid to him by the  
20 persons on or before the first day of ~~June~~ October and one-  
21 half (1/2) of the fees shall be paid to him by the persons  
22 on or before the first day of ~~December~~ April in the ensuing  
23 year. The director of the revenue department, in computing  
24 the percentage upon which fees for the first fiscal year of

1 the ensuing biennium shall be based, shall deduct any  
2 unexpended balance in the commission's account within the  
3 earmarked revenue fund, less an amount equal to the total  
4 of all properly authorized outstanding accounts payable,  
5 from one-half (1/2) the total authorized budgeted amount  
6 for the biennium, and the resultant figure shall be used  
7 instead of the one-half (1/2) of the total authorized  
8 budgeted amount for the biennium, as above provided. Any  
9 unexpended balance in the commission's account within the  
10 earmarked revenue fund shall not lapse at the end of the  
11 fiscal period. "Intrastate gross retail operating revenues"  
12 as used in this section shall mean intrastate gross  
13 revenues derived from the provision of telecommunications,  
14 gas, electric, water and pipeline service offered for final  
15 consumption and not for resale.

16  
17 (b) For the year 2002 only, the director of revenue  
18 shall assess all persons subject to assessment under  
19 subsection (a) of this section as follows:

20  
21 (i) One-half (1/2) of the calendar year 2002  
22 assessment determined on April 1, 2002 shall be paid on or  
23 before the first day of June 2002; and

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