HOUSE BILL NO. _____

Sales & use tax exemption-aircraft.

Sponsored by: Joint Revenue Interim Committee

A BILL

for

1 AN ACT relating to taxation and revenue; providing for the

2 exemption of certain aircraft and services as specified;

3 and providing for an effective date.

4

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

6

7 **Section 1.** W.S. 39-15-105(a)(viii)(J) and

8 39-16-105(a)(viii)(B) are amended to read:

9

10 **39-15-105. Exemptions.**

11

12 (a) The following sales or leases are exempt from the

13 excise tax imposed by this article:

14

15 (viii) For the purpose of exempting sales of

16 services and tangible personal property as an economic

17 incentive, the following are exempt:

1

2   (J) The sale of aircraft maintenance

3 services at a federal aviation administration certified

4 repair station including, but not limited to, repair or

5 replacement materials or parts, and the sale or lease of

6 any aircraft ~~and the tangible personal property permanently~~

7 ~~affixed or attached as a component part of the aircraft~~

8 ~~including, but not limited to, repair or replacement~~

9 ~~materials or parts, and the sale of all services used for~~

10 ~~aircraft repair, remodeling and maintenance services when~~

11 ~~the services are performed on an aircraft, aircraft engine~~

12 ~~or aircraft component materials or parts. For purposes of~~

13 ~~this subparagraph, "aircraft" means aircraft~~ used in a

14 scheduled interstate federal aviation administration air

15 carrier operation ~~or aircraft maintained at a federal~~

16 ~~aviation administration certified repair station. The~~

17 ~~department of revenue shall review the exemption under this~~

18 ~~subparagraph and under W.S. 39-16-105(a)(viii)(B), analyze~~

19 ~~the benefit for the state and report to the joint revenue~~

20 ~~interim committee on or before December 1, 2004;~~ including

21 the sale of all:

22

23   (I) Tangible personal property

24 permanently affixed or attached as a component part of the

1 aircraft, including, but not limited to, repair or

2 replacement materials or parts;

3

4   (II) Aircraft repair, remodeling and

5 maintenance services performed on the aircraft, its engine

6 or its component materials or parts.

7

8   **39-16-105. Exemptions.**

9

10   (a) The following purchases or leases are exempt from

11 the excise tax imposed by this article:

12

13   (viii) For the purpose of exempting sales of

14 services and tangible personal property as an economic

15 incentive, the following are exempt:

16

17   (B) The purchase of aircraft maintenance

18 services at a federal aviation administration certified

19 repair station including, but not limited to, repair or

20 replacement materials or parts, and the purchase or lease

21 of any aircraft and the tangible personal property

22 permanently affixed or attached as a component part of the

23 aircraft including, but not limited to, repair or

24 replacement materials or parts, and the sale of all

1 ~~services used for aircraft repair, remodeling and~~

2 ~~maintenance services when the services are performed on an~~

3 ~~aircraft, aircraft engine or aircraft component materials~~

4 ~~or parts. For purposes of this subparagraph, "aircraft"~~

5 ~~means aircraft~~ used in a scheduled interstate federal

6 aviation administration air carrier operation ~~or aircraft~~

7 ~~maintained at a federal aviation administration certified~~

8 ~~repair station. The department of revenue shall review the~~

9 ~~exemption under this subparagraph and under W.S.~~

10 ~~39-15-105(a)(viii)(J), analyze the benefit for the state~~

11 ~~and report to the joint revenue interim committee on or~~

12 ~~before December 1, 2004;~~ including the purchase of all:

13

14   (I) Tangible personal property

15 permanently affixed or attached as a component part of the

16 aircraft, including, but not limited to, repair or

17 replacement materials or parts;

18

19   (II) Aircraft repair, remodeling and

20 maintenance services performed on the aircraft, its engine

21 or its component materials or parts.

22

1   **Section 2.** This act is effective July 1, 2005.

2

3   (END)