

SENATE FILE NO. SF0127

Transportation and education revenue distribution.

Sponsored by: Senator(s) Meier and Craft and Representative(s) Allen, Clem, Jaggi and Sommers

A BILL

for

1 AN ACT relating to revenue distribution; specifying
2 distribution of registration fees; providing for a grant
3 program for registration fees as specified; specifying
4 distribution of severance taxes; providing rulemaking
5 authority; and providing for an effective date.

6

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

8

9 **Section 1.** W.S. 24-2-116 is created to read:

10

11 **24-2-116. County and municipal road grant program.**

12

13 (a) The department of transportation shall operate a
14 county and municipal road grant program in accordance with
15 this section. Applications for a grant under this section

1 shall be on forms prescribed by and subject to rules
2 promulgated by the department. Counties or municipalities
3 applying for a grant under paragraph (i) or (ii) of this
4 subsection shall specify how the project qualifies for a
5 grant under this section. The department shall determine
6 which counties or municipalities are eligible for grants
7 under this section as follows:

8

9 (i) For a grant of funds received by the
10 department pursuant to W.S. 31-3-103(b)(i), the department
11 shall issue grants which will be used exclusively by a
12 county for maintenance and construction of county roads
13 which were previously owned and maintained by the state;

14

15 (ii) For any funds received by the department
16 pursuant to W.S. 31-3-103(b)(i) which are not expended
17 under paragraph (i) of this subsection, the department
18 shall issue grants to municipalities as provided under this
19 paragraph for road maintenance and construction. Grants
20 under this paragraph shall not include any matching
21 requirement and shall be issued by the department through a
22 ranking system based on the road condition in the

1 municipality and the financial need of the municipality
2 considering:

3

4 (A) The municipality's per capita sales and
5 use tax distributions under W.S. 39-15-111 and 39-16-111
6 using population as determined by the most recent decennial
7 federal census as defined in W.S. 8-1-102(a)(xv) and as
8 reported by the economic analysis division within the
9 department of administration and information; and

10

11 (B) Whether additional local funding may be
12 available considering:

13

14 (I) The number of mills imposed by the
15 municipality as authorized by article 15, section 6 of the
16 Wyoming constitution; and

17

18 (II) The level of local optional sales
19 and use taxes imposed by the municipality under W.S.
20 39-15-204 and 39-16-204.

21

1 **Section 2.** W.S. 31-3-103(b) and 39-14-801(b) (intro)
2 and by creating new paragraphs (iii) through (v) are
3 amended to read:

4

5 **31-3-103. Distribution of fees; refunds.**

6

7 (b) Fees collected pursuant to W.S. 31-3-101(a)(i)
8 and subsection (a) of this section shall be distributed by
9 county treasurers in the same proportions and manner as
10 property taxes are distributed, provided that a portion of
11 the fees equal to the amount of funds transferred under
12 W.S. 39-14-801(b)(iv) which would otherwise be distributed
13 to a local school district or for distribution to the
14 school foundation program account shall be distributed as
15 follows:

16

17 (i) Fifty percent (50%) shall be transferred to
18 the Wyoming department of transportation to provide grants
19 to counties which shall be used exclusively for road
20 maintenance and construction for county roads that were
21 previously owned and maintained by the state as provided in
22 W.S. 24-2-116(a)(i); and

23

1 (ii) Fifty percent (50%) shall be transferred to
2 the highway fund.

3
4 **39-14-801. Severance tax distributions; distribution**
5 **account created; formula.**

6
7 (b) Before making distributions from the severance
8 tax distribution account under subsections (c) through (e)
9 of this section, an amount equal to two-thirds (2/3) of the
10 amount of tax collected under W.S. 39-14-104(a)(i) and
11 (b)(i) and 39-14-204(a)(i) for the same period shall be
12 deposited as follows:

13
14 (iii) Thirty-three and one-third percent
15 (33 1/3%) into the permanent Wyoming mineral trust fund;
16 ~~except that for the fiscal year 2010 these funds shall be~~
17 ~~deposited as follows:~~

18
19 (iv) Thirty-three and one-third percent
20 (33 1/3%) to backfill the amount distributed as provided in
21 W.S. 31-3-103(b)(i) and (ii); and

22

1 (v) Thirty-three and one-third percent (33 1/3%)
2 to the common school account in the permanent land fund,
3 provided that if there is any deficit in the school
4 foundation program account an amount equal to the amount of
5 the deficit shall first be deposited into the school
6 foundation program account.

7

8 **Section 3.** W.S. 39-14-801(b) (i) and (ii) is repealed.

9

10 **Section 4.** This act is effective July 1, 2016.

11

12

(END)