

WYOMING TAXPAYERS ASSOCIATION



February 14, 2015

Happy Valentine's Day!!! Week Five of the 63rd Wyoming Legislature was a short and harried week. The legislature, having completed day 23 of the 37-day session, went on recess early Thursday to begin a long weekend in recognition of the President's Holiday.

Wednesday marked the last day for Third Reading on bills in the house of origin, resulting in many bills that missed the cut-off deadline for consideration. At close of business on Wednesday, a total of 148 bills (96 House Bills, 3 House Joint Resolutions, 43 Senate Files and 6 Senate Joint Resolutions) had either failed, missed the cut-off deadline, or otherwise will not move forward this session. The Joint Appropriations Committee also completed its work on markup of the Governor's budget recommendation earlier in the week. Additionally, both houses started work on the budget on Wednesday and were through 1st reading amendments by adjournment Thursday afternoon. The legislature is planning on getting through 2nd reading on Tuesday and 3rd reading by next Thursday.

As of Friday, February 13, 2015, the total profiled General Fund appropriations for other bills (in addition to the Governor's budget recommendation) totaled \$8,728,182, up \$5,084,500 from last week. Prior to the completion of the JAC budget recommendation, total funding available for appropriation was profiled as having a negative balance. That was because the Governor's budget recommendation did not include specific funding designations in the supplemental budget. The JAC's budget recommendations includes these designations, and therefore, the balance of traditional funds available for appropriation is now reflecting a negative balance of -\$601,444 (see table below).

Funds Available (Cash, Revenue, Net Transfers)	15-16 Biennium Gov.'s Rec. Oct. CREG Status	15-16 Biennium Gov.'s Rec. Jan. CREG Status
Total Traditional Funds	3,612,501,549	3,656,919,786
Expenditures:		
2014 Budget Bill	-3,345,363,652	-3,345,363,652
2014 Budget Bill transfers	- 159,865,000	- 159,865,000
2015 Budget GF Approps. – Gov.'s (JAC) Rec.	- 166,234,840	- 8,720,509
Other 2014 Bills (GF Approp.) Bud. Session	- 24,983,887	- 24,983,887
Other 2015 Bills (GF Approp.) Gen. Session	- 8,728,182	- 8,728,182
Total Appropriations/Transfers	<u>-3,705,175,561</u>	<u>-3,547,661,230</u>
General Fund/BRA Balance	-92,674,012	109,258,556
Statutory Reserve (5% of GF revenues)	<u>-109,860,000</u>	<u>-109,860,000</u>
Total Traditional Funds Available for Appropriation **	<u>-202,534,012</u>	<u>-601,444</u>

Source: Legislative Service Office, Fiscal Profile 2/10/2015

** The JAC also appropriates \$112,655,247 in "FY 2015 contingent revenues" and \$165,950,000 in "FY 2016 contingent revenues" should investment income from the PWMTF meet the spending

policy amount for each year, respectively. Governor's letter #1 also recommends accessing these revenues but does not designate appropriation priorities to these funds. JAC recommends the first \$75 million in unappropriated funds remaining in the BRA on June 30, 2016 in excess of the statutory reserve be transferred to the SIPA. Unappropriated funds in excess of the statutory reserve and the \$75 million SIPA transfer will be transferred to the LSRA.

WTA Bills of Interest This Session

The Legislative Policy Committee met on Monday, February 9th to review and discuss the current list of bills and there were no additions or WTA position changes. Please see WTA's Bill Tracking Sheet for additional information on all of the bills the WTA is tracking and the current status.

HB 9 – ALTERNATIVE FUEL TAXATION – This bill provides for taxation of alternative fuels (LNG, CNG, electricity, et al) used to propel a motor vehicle. The effective tax rate will be \$0.24 per gallon. The gasoline gallon equivalency (GGE) will be used for CNG, LPG or electricity. The diesel gallon equivalency (DGE) will be used for LNG or renewable diesel. Electrical energy sold or used for the purpose of propelling a motor vehicle is exempt from all taxes if an electric vehicle decal has been obtained. **Passed 2nd reading in the Senate on 2/12.**

HB 25 – RAILROAD ROLLING STOCK TAX EXEMPTION-SUNSET – This bill repeals the sunset of the exemption (7/01/15) on the imposition of state sales and use tax on the repair, assembly, alteration or improvement of railroad rolling stock. **Introduced in the Senate and was referred to Revenue Committee on 2/11.**

HB 44 – EMERGENCY 911 FEES-PREPAID WIRELESS – This bill proposes the imposition of a 911 emergency tax of 1.5% on every retail sale of prepaid wireless communications access in Wyoming. **Introduced and Referred to Senate Corporations on 2/4. Will be heard on Tuesday 2/17.**

HB 51 – EXCISE TAX-WELL SITE – This bill amends the definition of a well site from being the area within a 250-foot radius of an oil or gas wellbore to an area where production equipment is installed to store or prepare oil or gas for transportation off the well site. **Placed on General File in the Senate on 2/12.**

HB 141 – MALT BEVERAGE TAX -REPEAL– This bill repeals the excise tax on malt beverages. **Received for Introduction to Senate on 1/29.**

HB 169 – TAX COLLECTIONS– This bill provides for monthly payment and reporting of ad valorem taxes by the taxpayer to the county treasurer in the county where production occurs, and requires each county to report monthly to the Department of Revenue. **Failed in House Revenue on 2/2.**

HB 173 – TOBACCO TAX REVISIONS– This bill provides for an increase in tobacco taxes on a pack of cigarettes of \$0.65/pack (108%) and increases state excise tax on other tobacco products by 130%. The revenue distribution is apportioned 45% to the general fund and 55% to Department of Health for tobacco cessation and prevention, and Medicaid. **Failed in House Revenue on 2/2.**

SF 42 – TASK FORCE ON MINERAL TAXES– This legislation creates a task force appointed by the President of the Senate, Speaker of the House, and Governor to study and simplify the mineral product taxes. It requires a report to the Joint Revenue Interim Committee to be delivered no later than November 30, 2016 and provides both an appropriation and effective date. **Received for Introduction in the House on 1/29. Passed in the House and referred to House Appropriations on 2/11/15.**

2015 SUPPLEMENTAL BUDGET AMENDMENT LIST - SENATE FILE 0001

Amendment	Sponsor	House	Order	Sequence	Description
SF0001S2001	Ross	S	2nd Reading	001	Governor's Office
SF0001S2002	Meier	S	2nd Reading	002	State Treasurers Office
SF0001S2003	Coe	S	2nd Reading	003	Military Department
SF0001S2004	Anderson, J.D. (SD02)	S	2nd Reading	004	Department of Agriculture
SF0001S2005	Coe	S	2nd Reading	005	State Parks & Cultural Res
SF0001S2006	Driskill	S	2nd Reading	006	Dept. of Health – Health Care Finance
SF0001S2007	Ross	S	2nd Reading	007	Dept. of Health – Behavioral Health
SF0001S2008	Peterson	S	2nd Reading	008	Dept. of Health – Behavioral Health
SF0001S2009	Cooper	S	2nd Reading	009	Dept. of Health – Behavioral Health
SF0001S2010	Driskill	S	2nd Reading	010	State Lands & Invest. - Forestry
SF0001S2011	Ross	S	2nd Reading	011	University of Wyo. – State Aid
SF0001S2012	Von Flatern	S	2nd Reading	012	University of Wyo. – State Aid
SF0001S2013	Meier	S	2nd Reading	013	Enterprise Technology Services
SF0001S2014	Coe	S	2nd Reading	014	Education – School Finance
SF0001S2015	Rothfuss	S	2nd Reading	015	Dept. of Education
SF0001S2016	Christensen	S	2nd Reading	016	Dept. of A&I – Capital Construction
SF0001S2017	Driskill	S	2nd Reading	017	Court Security Funding
SF0001S2018	Dockstader	S	2nd Reading	018	Dept. of Health – Facilities Task Force
SF0001S2019	Coe	S	2nd Reading	019	Solid Waste Cease & Transfer
SF0001S2020	Nicholas, P.	S	2nd Reading	020	Wyo. Value Added Energy Plan
SF0001S2021	Case	S	2nd Reading	021	State Buildings – Construction
SF0001S2022	Hastert	S	2nd Reading	022	Cont. Approps. from Invest. Earnings
SF0001S2023	Ross	S	2nd Reading	023	Cont. Approps. from Invest. Earnings
SF0001S2024	Wasserburger	S	2nd Reading	024	Cont. Approps. from Invest. Earnings
SF0001S2025	Bebout	S	2nd Reading	025	Cont. Approps. from Invest. Earnings
SF0001S2026	Meier	S	2nd Reading	026	Cont. Approps. from Invest. Earnings
SF0001S2027	Meier	S	2nd Reading	027	Cont. Approps. from Invest. Earnings
SF0001S2028	Hicks	S	2nd Reading	028	Cont. Approps. from Invest. Earnings
SF0001S2029	Hicks	S	2nd Reading	029	Cont. Approps. from Invest. Earnings
SF0001S2030	Scott	S	2nd Reading	030	Limitation on Salary Increases
SF0001S2031	Hicks	S	2nd Reading	031	Sage Grouse Implementation Report
SF0001S2032	Bebout	S	2nd Reading	032	Expanded Foreign Trade Efforts
SF0001S2033	Rothfuss	S	2nd Reading	033	Education Data Privacy
SF0001S2034	Meier	S	2nd Reading	034	Local Government Distributions

2015 SUPPLEMENTAL BUDGET AMENDMENT LIST – HOUSE BILL 0001

Amendment	Sponsor	House	Order	Sequence	Description
HB0001H2001	Northrup	H	2nd Reading	001	Wyo. Military Dept.
HB0001H2002	Patton	H	2nd Reading	002	State Parks & Cultural Resources
HB0001H2003	Larsen	H	2nd Reading	003	Dept. of Health – Health Care Finance
HB0001H2004	Sommers	H	2nd Reading	004	Dept. of Health – Behavioral Health
HB0001H2005	Lindholm	H	2nd Reading	005	State Lands & Invest. - Forestry
HB0001H2006	Larsen	H	2nd Reading	006	Dept. of Education – Student Achieve.
HB0001H2007	Greear	H	2nd Reading	007	Dept. of Education – Student Achieve.
HB0001H2008	Loucks	H	2nd Reading	008	Cont. Approps. from Invest. Earnings
HB0001H2009	Zwonitzer, Dv.	H	2nd Reading	009	Borrowing Authority
HB0001H2010	Larsen	H	2nd Reading	010	Dept. of Health – Facilities Task Force Corrected, Corrected
HB0001H2011	Kasperik	H	2nd Reading	011	Dept. of Health – Public Health
HB0001H2012	Zwonitzer, Dv.	H	2nd Reading	012	Dept. of Transportation Corrected, Corrected
HB0001H2013	Zwonitzer, Dv.	H	2nd Reading	013	Enterprise Technology Services
HB0001H2014	Harvey	H	2nd Reading	014	Dept. of Health – Health Care Finance Corrected
HB0001H2015	Petroff	H	2nd Reading	015	Dept. of A&I – Capital Construction
HB0001H2016	Petroff	H	2nd Reading	016	Dept. of Family Services
HB0001H2017	Greear	H	2nd Reading	017	Cont. Approps. from Invest. Earnings Corrected, Corrected
HB0001H2018	Barlow	H	2nd Reading	018	Department of Agriculture – State Fair
HB0001H2019	Steinmetz	H	2nd Reading	019	State Buildings – Construction
HB0001H2020	Berger	H	2nd Reading	020	Expanded Foreign Trade Efforts Corrected
HB0001H2021	Walters	H	2nd Reading	021	University of Wyo.
HB0001H2022	Barlow	H	2nd Reading	022	Dept. of Transportation Cont. Approps. from Invest. Earnings
HB0001H2023	Esquibel, K.	H	2nd Reading	023	Dept. of Health – Public Health
HB0001H2024	Walters	H	2nd Reading	024	Dept. of Transportation
HB0001H2025	Sommers	H	2nd Reading	025	Education – School Finance Corrected
HB0001H2026	Hunt	H	2nd Reading	026	Court Security Funding
HB0001H2027	Larsen	H	2nd Reading	027	State Buildings – Construction
HB0001H2028	Northrup	H	2nd Reading	028	Education – School Finance Corrected
HB0001H2029	Northrup	H	2nd Reading	029	University of Wyo.
HB0001H2030	Burkhart	H	2nd Reading	030	Cont. Approps. from Invest. Earnings
HB0001H2031	Throne	H	2nd Reading	031	Dept. of Education – Hathaway Elig.

Amendment	Sponsor	House	Order	Sequence	Description
HB0001H2032	Zwonitzer, Dn.	H	2nd Reading	032	Legislative Per Diem
HB0001H2033	Throne	H	2nd Reading	033	AML Funding; State Buildings – Construction Corrected
HB0001H2034	Throne	H	2nd Reading	034	Common School Perm. Fund Reserve
HB0001H2035	Jaggi	H	2nd Reading	035	Dept. of Health – Aging Division
HB0001H2037	Kirkbride	H	2nd Reading	037	State Parks & Cultural Resources
HB0001H2036	Madden	H	2nd Reading	036	PWMTF Reserve Account
HB0001H2038	Larsen	H	2nd Reading	038	Dept. of Health – Facilities Task Force
HB0001H2039	Harshman	H	2nd Reading	039	Limitation on Salary Increases
HB0001H2040	Throne	H	2nd Reading	040	Dept. of A&I – Family Leave
HB0001H2041	Connolly	H	2nd Reading	041	Dept. of Corrections – Women’s Ctr.
HB0001H2042	Connolly	H	2nd Reading	042	Budget Reserve Transfers
HB0001H2043	Walters	H	2nd Reading	043	Cont. Approps. from Invest. Earnings
HB0001H2044	Esquibel, K.	H	2nd Reading	044	Cont. Approps. from Invest. Earnings
HB0001H2045	Esquibel, K.	H	2nd Reading	045	Wildlife/Nat. Res.Trst.- Borrowing Auth
HB0001H2046	Throne	H	2nd Reading	046	State Treasurer – Manager Payments
HB0001H2047	Throne	H	2nd Reading	047	State Auditor Budget Reserve Acct. Authority

WTA Toast and Taxes

We were privileged to have Representative Tom Walters, HD 38 (Natrona) and Representative Dan Kirkbride HD 4 (Platte) join 11 WTA board members for breakfast and lively discussion. QEP Resources is our gracious sponsor for this event – THANK YOU.

Toast & Taxes meets each Tuesday morning during session at 6:30 at the Egg & I.

WTA Members please note – WTA weekly Legislative Policy Meetings every Monday during the legislative session. As Monday, February 16th is a holiday, and the legislature will be on recess, the meeting time has been moved to 4:00 P.M.

Where: 200 East 8th Avenue, Cheyenne, 2nd floor conference room
When: 2:00 p.m.
Why: To discuss timely legislative policy issues, summary of bills, and decide WTA policy direction.

To Call-In: 1-877-820-7831
Pass code: 6358761#

2015 Legislative Session – Tentative Schedule

(37 day schedule – Recess Friday & Monday for President's Day)

ASSUMES LEGISLATURE WILL NOT CONVENE ON SATURDAYS

SCHEDULE SUBJECT TO CHANGE WITHOUT NOTICE

- Day 1 January 13 - Session convenes.
- Day 12 January 28 - Last day for Senate Files to be submitted to LSO for introduction. (noon)
- Day 15 February 2 - Last day for House Bills to be submitted to LSO for introduction. (noon)
- Day 19 February 6 - Last day for bills to be reported out of Committee in house of origin.
- Day 20 February 9 - Last day for Committee of the Whole in house of origin.
- Day 21 February 10 - Last day for Second Reading in house of origin.
- Day 22 February 11 - Last day for Third Reading on Bills in house of origin.
- February 13 - President's Day Recess
- February 16 - President's Day Recess
- Day 32 February 27 - Last day for bills to be reported out of Committee in second house.
- Day 33 March 2 - Last day for Committee of the Whole on bills in the second house.
- Day 34 March 3 - Last day for Second Reading on bills in the second house.
- Day 35 March 4 - Last day for Third Reading on bills in the second house.
- Day 36 March 5 - Concurrence on Amendments/Joint Conference Committee Reports.
- Day 37 March 6 - Joint Conference Committee Reports; All JCC Reports due to Front Desk by 2:00 p.m. ADJOURN by Midnight.
- March 9, 10 and 11 are available if necessary.