

HOUSE BILL NO. HB0042

Fuel tax revenue-restriction.

Sponsored by: Representative(s) Harshman, Blake, Greear,
Moniz and Stubson and Senator(s)
Wasserburger

A BILL

for

1 AN ACT relating to government expenditures; restricting the
2 expenditure of fuel tax revenue as specified; and providing
3 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. 24-1-119, 39-17-111(d)(iv) and
8 39-17-211(d)(ii)(C) are amended to read:

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10 **24-1-119. State highway fund created; income and**
11 **expenditure.**

12
13 There is created a fund known as the state highway fund, to
14 the credit of which the state treasurer, who is designated
15 as the state official to receive all amounts paid by the

1 United States under the act of congress approved July 11,
2 1916, shall place all monies previously received for the
3 fund, all money subsequently received from the United
4 States, under cooperative agreements as authorized, all
5 money derived from taxes levied for such purpose or
6 appropriated for the fund, all monies received from the
7 sale of state bonds for highway construction or
8 improvement, all money received from the counties under
9 cooperative agreements as hereinbefore authorized, and all
10 other monies received from donations or bequests, which may
11 be accepted by the commission on behalf of the state of
12 Wyoming, or from any source designated by law for that
13 purpose. Except as otherwise provided by law, all monies in
14 the fund shall be available for the purpose of this act
15 without further appropriation and no warrant shall be drawn
16 on the fund excepting on a voucher approved by the director
17 of the department of transportation or an assistant
18 authorized by the director and approved by the
19 transportation commission. It is provided that seventy-five
20 percent (75%) of the amount of any bond issue subsequently
21 issued by the state of Wyoming for the construction or
22 improvement of state highways, after the payment of
23 overhead expense, shall be apportioned to and spent in each

1 county in the proportion which the assessed valuation of
2 each county by the last general assessment bears to the
3 total assessment of the state.

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5 **39-17-111. Distribution.**

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7 (d) After crediting the amounts provided by
8 subsection (c) of this section, the department shall
9 deposit the balance of taxes collected under this article
10 into the accounts within the state highway fund created
11 under this subsection, with receipt and acknowledgement
12 submitted to the state treasurer, as follows:

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14 (iv) Fifty-seven and one-half percent (57.5%) to
15 the state highway account. Any funds deposited to the
16 highway fund under this paragraph which are attributable to
17 the increase in fuel taxes authorized by 2013 Wyoming
18 Session Laws, Chapter 49, Section 1 and effective July 1,
19 2013 shall be separately accounted for by the department of
20 transportation and shall be expended only for the costs of
21 construction, reconstruction, maintenance and repair of the
22 state highways. The department shall provide a
23 comprehensive report on revenue and expenditures

1 attributable to the 2013 increase to the joint
2 appropriations interim committee and the joint
3 transportation, highways and military affairs interim
4 committee on or before November 15 of each year, from the
5 effective date of this act through November 15, 2020.

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7 **39-17-211. Distribution.**

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9 (d) The department shall:

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11 (ii) Distribute monthly the remainder as
12 follows:

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14 (C) The remaining revenues shall be
15 credited to the state highway fund for the maintenance,
16 construction and reconstruction of state highways. Any
17 funds deposited to the highway fund under this subparagraph
18 which are attributable to the increase in fuel taxes
19 authorized by 2013 Wyoming Session Laws, Chapter 49,
20 Section 1 and effective July 1, 2013 shall be separately
21 accounted for by the department of transportation and shall
22 be expended only for the costs of construction,
23 reconstruction, maintenance and repair of the state

1 highways. The department shall provide a comprehensive
2 report to the joint appropriations interim committee and
3 the joint transportation, highways and military affairs
4 interim committee on or before November 15 of each year,
5 from the effective date of this act through November 15,
6 2020.

7

8 **Section 2.** This act is effective July 1, 2016.

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(END)