

HOUSE BILL NO. HB0049

Manufacturing sales & use tax exemption.

Sponsored by: Representative(s) Madden, Hammons and
Stubson and Senator(s) Bebout and Burns

A BILL

for

1 AN ACT relating to taxation and revenue; extending sales
2 and use tax exemption for manufacturing equipment as
3 specified; repealing outdated provisions; and providing for
4 an effective date.

5

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

7

8 **Section 1.** W.S. 39-15-105(a)(viii)(O)(intro), (I) and
9 (II) and 39-16-105(a)(viii)(D)(intro), (I) and (II) are
10 amended to read:

11

12 **39-15-105. Exemptions.**

13

14 (a) The following sales or leases are exempt from the
15 excise tax imposed by this article:

16

1 (viii) For the purpose of exempting sales of
2 services and tangible personal property as an economic
3 incentive, the following are exempt:

4
5 (O) Until December 31, ~~2010~~2011, the sale
6 or lease of machinery to be used in this state directly and
7 predominantly in manufacturing tangible personal property,
8 if the sale or lease:

9
10 (I) Is to a manufacturer classified by
11 the department under the NAICS code manufacturing sector
12 31 - 33; and

13
14 (II) Does not include noncapitalized
15 machinery except machinery expensed in accordance with
16 section 179 of the Internal Revenue Code ~~.; and~~

17
18 **39-16-105. Exemptions.**

19
20 (a) The following purchases or leases are exempt from
21 the excise tax imposed by this article:

1 (viii) For the purpose of exempting sales of
2 services and tangible personal property as an economic
3 incentive, the following are exempt:

4

5 (D) Until December 31, ~~2010~~2011, the
6 purchase or lease of machinery to be used in this state
7 directly and predominantly in manufacturing tangible
8 personal property, if the sale or lease:

9

10 (I) Is to a manufacturer classified by
11 the department under the NAICS code manufacturing sector
12 31 - 33; and

13

14 (II) Does not include noncapitalized
15 machinery except machinery expensed in accordance with
16 section 179 of the Internal Revenue Code ~~.~~and

17

18 **Section 2.** W.S. 39-15-105(a)(viii)(O)(III) and
19 39-16-105(a)(viii)(D)(III) are repealed.

20

1 **Section 3.** This act is effective immediately upon
2 completion of all acts necessary for a bill to become law
3 as provided by Article 4, Section 8 of the Wyoming
4 Constitution.

5

6

(END)