

HOUSE BILL NO. HB0147

Excise tax-vendor compensation.

Sponsored by: Representative(s) Zwonitzer, Dv. and
Senator(s) Peterson

A BILL

for

1 AN ACT relating to taxation and revenue; providing for a
2 credit to vendors for the collection and payment of sales
3 and use taxes; specifying the source of the funding of the
4 credit; and providing for an effective date.

5

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

7

8 **Section 1.** W.S. 39-15-107(b) by creating a new
9 paragraph (xi), 39-15-111(b)(i), 39-16-107(b) by creating a
10 new paragraph (viii) and 39-16-111(b)(i) are amended to
11 read:

12

13 **39-15-107. Compliance; collection procedures.**

14

15 (b) Payment. The following shall apply:

16

1 (xi) If a vendor pays taxes due and payable
2 under this chapter on or before the fifteenth day of the
3 month that the taxes are due under paragraph (v) of this
4 subsection, a credit shall be allowed against the taxes
5 imposed by this chapter for expenses incurred by a vendor
6 for the accounting and reporting of taxes. If the tax due
7 is less than fifty thousand dollars (\$50,000.00), the
8 credit is equal to one and ninety-five hundredths percent
9 (1.95%) of the amount of tax due. If the tax due is fifty
10 thousand dollars (\$50,000.00) or more, the credit is equal
11 to one percent (1%) of the tax due, provided that the total
12 credit under this paragraph and W.S. 39-16-107(b)(viii)
13 shall not exceed two thousand five hundred dollars
14 (\$2,500.00) in any month. The vendor shall deduct the
15 credit for each tax period on forms prescribed and
16 furnished by the department. The credit shall be deducted
17 only from the share of the tax that is distributed to the
18 general fund under W.S. 39-15-111(b)(i).

19
20 **39-15-111. Distribution.**

21
22 (b) Revenues earned under W.S. 39-15-104 during each
23 fiscal year shall be recognized as revenue during that
24 fiscal year for accounting purposes. Revenue collected by

1 the department under W.S. 39-15-104 shall be transferred to
2 the state treasurer who shall:

3
4 (i) Credit sixty-nine percent (69%) to the state
5 general fund except as provided by subsections (c) and (d)
6 of this section and less any credit allowed pursuant to
7 W.S. 39-15-107(b)(xi);

8
9 **39-16-107. Compliance; collection procedures.**

10
11 (b) Payment. The following shall apply:

12
13 (viii) If a vendor pays taxes due and payable
14 under this chapter on or before the fifteenth day of the
15 month that the taxes are due under paragraph (a)(i) of this
16 section, a credit shall be allowed against the taxes
17 imposed by this chapter for expenses incurred by a vendor
18 for the accounting and reporting of taxes. If the tax due
19 is less than fifty thousand dollars (\$50,000.00), the
20 credit is equal to one and ninety-five hundredths percent
21 (1.95%) of the amount of tax due. If the tax due is fifty
22 thousand dollars (\$50,000.00) or more, the credit is equal
23 to one percent (1%) of the tax due, provided that the total
24 credit under this paragraph and W.S. 39-15-107(b)(xi) shall

1 not exceed two thousand five hundred dollars (\$2,500.00) in
2 any month. The vendor shall deduct the credit for each tax
3 period on forms prescribed and furnished by the department.
4 The credit shall be deducted only from the share of the tax
5 that is distributed to the general fund under W.S.
6 39-16-111(b)(i).

7
8 **39-16-111. Distribution.**
9

10 (b) Revenues earned under this article during each
11 fiscal year shall be recognized as revenue during that
12 fiscal year for accounting purposes. Revenue collected by
13 the department from the taxes imposed by this article shall
14 be transferred to the state treasurer who shall:
15

16 (i) Credit sixty-nine percent (69%) to the
17 general fund except as provided by subsections (d) and (e)
18 of this section and less any credit allowed pursuant to
19 W.S. 39-16-107(b)(viii);
20

21 **Section 2.** This act is effective July 1, 2011.
22

23 (END)