

1 **DEPOSITS INTO UINTAH BASIN**

2 **REVITALIZATION FUND**

3 2004 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Beverly Ann Evans**

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the oil and gas severance tax provisions to delete termination dates
10 for depositing monies in the Uintah Basin Revitalization Fund.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ deletes the December 31, 2004, date attributable to interest on lands identified in
14 Pub. L. No. 440, 62 Stat. 72 (1998);
- 15 ▶ deletes the December 31, 2006, date attributable to interests on lands conveyed to
16 the tribe under the Ute-Moab Land Restoration Act; and
- 17 ▶ makes technical changes.

18 **Monies Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 None

22 **Utah Code Sections Affected:**

23 AMENDS:

24 **59-5-116**, as last amended by Chapter 119, Laws of Utah 2001

26 *Be it enacted by the Legislature of the state of Utah:*

27 Section 1. Section **59-5-116** is amended to read:



28 **59-5-116. Disposition of certain taxes collected on Ute Indian land.**

29 (1) Except as provided in Subsection (2), there shall be deposited into the Uintah Basin
30 Revitalization Fund established in Section 9-10-102:

31 (a) for taxes imposed under this part beginning on July 1, 1996, 33% of the taxes
32 collected on oil, gas, or other hydrocarbon substances produced from a well:

33 (i) for which production began on or before June 30, 1995; and

34 (ii) attributable to interests:

35 (A) held in trust by the United States for the Tribe and its members; or

36 (B) for taxes imposed under this part beginning on July 1, 1996, [~~and ending on~~
37 ~~December 31, 2004,~~] on lands identified in Pub. L. No. 440, 62 Stat. 72 (1948);

38 (b) for taxes imposed under this part beginning on July 1, 1996, 80% of taxes collected
39 on oil, gas, or other hydrocarbon substances produced from a well:

40 (i) for which production began on or after July 1, 1995; and

41 (ii) attributable to interests:

42 (A) held in trust by the United States for the Tribe and its members; or

43 (B) for taxes imposed under this part beginning on July 1, 1996, [~~and ending on~~
44 ~~December 31, 2004,~~] on lands identified in Pub. L. No. 440, 62 Stat. 72 (1948); and

45 (c) for taxes imposed under this part beginning on January 1, 2001, [~~and ending on~~
46 ~~December 31, 2006,~~] 80% of taxes collected on oil, gas, or other hydrocarbon substances
47 produced from a well:

48 (i) for which production began on or after January 1, 2001; and

49 (ii) attributable to interests on lands conveyed to the tribe under the Ute-Moab Land
50 Restoration Act, Pub. L. No. 106-398, Sec. 3303.

51 (2) (a) The maximum amount deposited in the Uintah Basin Revitalization Fund may
52 not exceed \$2,000,000 in any state fiscal year.

53 (b) Any amounts in excess of the maximum described in Subsection (2)(a) shall be
54 deposited into the General Fund.

Legislative Review Note

as of 12-15-03 1:22 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number SB0082

Deposits into Uintah Basin Revitalization Fund

19-Jan-04

2:43 PM

State Impact

No fiscal impact. Passage of this bill continues an existing severance tax diversion indefinitely.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst