

Effective 5/13/2014

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

- (1) Except as provided in Subsection (2), there shall be deposited into the Uintah Basin Revitalization Fund established in Section 35A-8-1602:
 - (a) for taxes imposed under this part, 33% of the taxes collected on oil, gas, or other hydrocarbon substances produced from a well:
 - (i) for which production began on or before June 30, 1995; and
 - (ii) attributable to interests:
 - (A) held in trust by the United States for the Tribe and its members; or
 - (B) on lands identified in Pub. L. No. 440, 62 Stat. 72 (1948);
 - (b) for taxes imposed under this part, 80% of taxes collected on oil, gas, or other hydrocarbon substances produced from a well:
 - (i) for which production began on or after July 1, 1995; and
 - (ii) attributable to interests:
 - (A) held in trust by the United States for the Tribe and its members; or
 - (B) on lands identified in Pub. L. No. 440, 62 Stat. 72 (1948); and
 - (c) for taxes imposed under this part, 80% of taxes collected on oil, gas, or other hydrocarbon substances produced from a well:
 - (i) for which production began on or after January 1, 2001; and
 - (ii) attributable to interests on lands conveyed to the tribe under the Ute-Moab Land Restoration Act, Pub. L. No. 106-398, Sec. 3303.
- (2)
 - (a) The maximum amount deposited in the Uintah Basin Revitalization Fund may not exceed:
 - (i) \$3,000,000 in fiscal year 2005-06;
 - (ii) \$5,000,000 in fiscal year 2006-07;
 - (iii) \$6,000,000 in fiscal years 2007-08 and 2008-09; and
 - (iv) for fiscal years beginning with fiscal year 2009-10, the amount determined by the commission as described in Subsection (2)(b).
 - (b)
 - (i) The commission shall increase or decrease the dollar amount described in Subsection (2)(a)(iii) by a percentage equal to the percentage difference between the consumer price index for the preceding calendar year and the consumer price index for calendar year 2008; and
 - (ii) after making an increase or decrease under Subsection (2)(b)(i), round the dollar amount to the nearest whole dollar.
 - (c) For purposes of this Subsection (2), "consumer price index" is as described in Section 1(f)(4), Internal Revenue Code, and defined in Section (1)(f)(5), Internal Revenue Code.
 - (d) Any amounts in excess of the maximum described in Subsection (2)(a) shall be credited as provided in Sections 51-9-305 and 59-5-115.

Amended by Chapter 241, 2014 General Session