

**DEPARTMENT OF INSURANCE, STATE OF WYOMING**  
**106 EAST 6<sup>th</sup> AVENUE, CHEYENNE, WYOMING 82002**

FROM: \_\_\_\_\_  
 (Name of Company) (Address)

NAIC No. \_\_\_\_\_ FEIN: \_\_\_\_\_ State of Domicile: \_\_\_\_\_

**2020 UN-LICENSED COMPANY PREMIUM TAX RETURN**

**(Must be filed in hard copy & mailed to the Department with payment)**

**Make checks payable to the Wyoming State Treasurer and remit to the Department at the address above.**

Column 1 reports the amount of tax a Wyoming company would pay to your domiciled state if they had your written premium, and column 2 reports the amount of tax your company would pay to Wyoming based on Wyoming statutes.

SUMMARY OF PREMIUM TAXES	Column 1 State of Incorporation	Column 2 State of Wyoming
<b>TAXES:</b>		
1. Life (Sch. I – Line 12)		
2. Annuities (Sch. II – Line 12a)		
3. Other		XXXXXXXXXXXXXXXXXXXX
4. <b>TOTAL TAXES</b>		
5. Enter the larger of column 1 or column 2, Total Taxes		
<b>LESS PAYMENTS:</b>		
6. Prior year overpayment		
7. Quarterly Premium Taxes Paid		
<b>NET AMOUNT</b>		

I declare under the penalties imposed by law that this return, including any accompanying schedules and statements, has been examined by me and to the best of my knowledge and belief is a true, correct and complete return.

\_\_\_\_\_  
 Preparer's Signature

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Preparer's Name Typed or Printed

\_\_\_\_\_  
 Telephone Number

\_\_\_\_\_  
 Preparer's Title

\_\_\_\_\_  
 E-Mail Address

**SCHEDULE I**

<b>LIFE TAX</b>	Column 1 State of Incorporation	Column 2 State of Wyoming
1. Total Life Premium Income		
2. Other Income		XXXXXXXXXXXXXXXXXXXXXX
3. <b>TOTAL INCOME</b>		
<b>DEDUCT:</b>		
4. Return Premiums on Canceled Policies		
5. Current Dividends Paid		
6. Life Premiums (Qualified Plans – Internal Revenue Code)		
7. Current Dividends Paid (Qualified Plans – Internal Revenue Code)		
8. Other Deductions		
9. <b>TOTAL DEDUCTIONS</b>		
10. Net Taxable Premiums, if negative enter 0		
11. Tax Rate		.75%
12. Premium Tax - Life		

**SCHEDULE II**

<b>ANNUITY TAX</b>	Column 1 State of Incorporation	Column 2 State of Wyoming
1a. Total Annuity Considerations Premium Income		
2a. Other Income		XXXXXXXXXXXXXXXXXXXXXX
3a. <b>TOTAL INCOME</b>		
<b>DEDUCT:</b>		
4a. Return Premiums on Canceled Policies		
5a. Current Dividends Paid		
6a. Annuity Premiums (Qualified Plans – Internal Revenue Code)		
7a. Current Dividends Paid (Qualified Plans – Internal Revenue Code)		
8a. Other Deductions		XXXXXXXXXXXXXXXXXXXXXX
9a. <b>TOTAL DEDUCTIONS</b>		
10a. Net Taxable Premiums		
11a. Tax Rate		1.0%
12a. Premium Tax - Annuities		

**Definitions**

**Premium taxes** – Generally, Wyo. Stat. § 26-4-103(a): Each authorized and formerly authorized insurer shall file with the commissioner on or before March 1 each year, or within any extended period the commissioner grants not to exceed thirty (30) days, a report in a form the commissioner prescribes showing, except for wet marine and transportation insurance as defined in W.S. 26-5-107, total direct premium income including policy, membership and other fees, and all other considerations for insurance and annuity contracts, however designated, it received during the immediately preceding calendar year because of policies and contracts covering property, subjects or risks located, resident or to be performed in this state. The total direct premium income reported shall include proper proportionate allocation of premiums or consideration as to those persons, property, subjects or risks in this state insured or covered under policies or contracts covering persons, property, subjects or risks located or resident in more than one (1) state, and shall be computed after deducting: (i) The amount of return premiums on canceled policies, but not including the return of cash surrender values on life policies or annuity contracts; and (ii) The amount returned to policyholders as current dividends.

Wyoming Statute § 26-3-102(b): An insurer not transacting new insurance business in Wyoming but continuing collection of premiums on and servicing policies remaining in force as to residents of or risks located in Wyoming is transacting insurance in Wyoming for the purpose of premium tax requirements only and is not required to have a certificate of authority. This subsection does not apply to insurers which withdrew from Wyoming prior to May 21, 1955.

Wyoming Statute § 26-4-103(j): No tax is due or payable because of premiums or considerations received from policies or contracts issued in connection with a pension annuity or profit-sharing plan exempt or qualified under sections 401, 403, 404, 408, 457 or 501 of the United States Internal Revenue Code of 1954, as amended or renumbered.

**Retaliatory Provision, Wyo. Stat. § 26-3-130(a):** The commissioner shall impose upon any insurer, or upon the agent or representative of that insurer of any other state or any foreign country doing business in Wyoming the same taxes, licenses and other fees, in the aggregate, and the same fines, penalties, deposit requirements or other material requirements, obligations, prohibitions or restrictions as are imposed upon Wyoming insurers, or upon their agents or representatives, by the laws of any other state or any political subdivision thereof, or any country or any province or other political subdivision thereof.

**Premium Tax Return Line Instructions**  
**Summary of Premium Taxes**

**Taxes**

Enter the calculated premium taxes from Schedules I and II on the indicated lines.

The "Total Taxes" line is the basis for retaliation. Enter the larger of column 1 or column 2 on the line indicated.

**Payments**

Prior Year Overpayment – Enter amount of overpayment from 2019. Amount of credit must agree with the notification letter sent by the Wyoming Insurance Department.

Quarterly Premium Taxes Paid – Total of first, second, and third quarter payments made during 2020.

**SCHEDULE I**

**LIFE TAX (Page 24, State Page):**

**LINE 1 Total Life Premium Income**

The amount on line 1, column 5 of page 24.

**LINE 2 Other Income**

Report the amount of any other additions/adjustments as required by the domicile state. Attach a retaliatory schedule supporting the amount recorded.

**LINE 3 Total Income**

Sum of Line 1 and Line 2.

**LINE 4 Returned Premiums on Canceled Policies**

Report the amount of returned premiums on canceled policies only if the premiums are included in line one.

**LINE 5 Current Dividends Paid**

The sum of lines 6.1 and 6.2, column 5; and lines 6.3 and 6.4, column 5, if the amounts are included in line one.

**LINE 6 Life Premiums (Qualified Plans – Internal Revenue Code)**

Enter the total of premiums received for policies or contracts issued in connection with qualified plans. See definitions.

**LINE 7 Current Dividends Paid (Qualified Plans – Internal Revenue Code)**

The amount in line 5 that applies to premiums included in line 6.

**LINE 8 Other Deductions**

Report any other deductions allowed. Attach a retaliatory schedule supporting the amount claimed.

**LINE 9 Total Deductions**

The sum of lines 4, 5, 6, and 8, minus line 7.

**LINE 10 Net Taxable Premiums**

Line 3 minus line 9

**LINE 11 Tax Rate**

The tax rate of the state of incorporation must be shown in the blank provided. If more than one rate is used to calculate the tax, attach a separate schedule showing the tax calculation for the state of incorporation.

**LINE 12 Premium Tax - Life and Disability**

Line 11 (rate) times line 10 (net taxable premiums).

**SCHEDULE II**

**ANNUITY TAX (Page 24, State Page)**

**LINE 1a Total Annuity Considerations Premium Income**

Sum of line 2, column 5; and line 4, column 5; of page 24. Please note that deposit-type funds are not included in the calculation of the annuity tax.

**LINE 2a Other Income**

Other income/adjustments as required by the domicile state. Attach a retaliatory schedule supporting the amount reported.

**LINE 3a Total Income**

The sum of lines 1a and 2a.

**LINE 4a Returned Premiums on Canceled Policies**

Report the amount of returned premiums on canceled policies only if the premiums are included in line 1a.

**LINE 5a Current Dividends Paid**

Sum of line 7.1, column 5; and lines 7.2 and 7.3, column 5, if amounts are included in lines 2 and 4 of page 24.

**LINE 6a Annuity Premiums (Qualified Plans – Internal Revenue Code)**

Enter the total of premiums received for policies or contracts issued in connection with a qualified pension annuity. See definitions.

**LINE 7a Current Dividends Paid (Qualified Plans – Internal Revenue Code)**

The amount in line 5a that relates to premiums in line 6a.

**LINE 8a Other Deductions**

Report any other deductions allowed by the domicile state. Attach a retaliatory schedule supporting the amount claimed.

**LINE 9a Total Deductions**

The sum of lines 4a, 5a, 6a, and 8a, less line 7a.

**LINE 10a Net Taxable Premiums**

Line 3a less line 9a.

**LINE 11a Tax Rate**

The tax rate of the state of incorporation must be shown in the blank provided. If more than one rate is used to calculate the tax, attach a separate schedule showing the tax calculation for the state of incorporation.

**LINE 12a Premium Tax - Annuities**

The tax rate on line 11a times net taxable premiums on line 10a.