

SENATE FILE NO. SF0066

Omnibus water bill-construction.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to water development projects; providing
 2 for construction of dams and reservoirs; authorizing
 3 construction of designated water projects; describing
 4 projects; specifying terms and conditions of funding for
 5 projects; providing appropriations; modifying project
 6 descriptions and terms of appropriations for various
 7 specified prior projects; and providing for an effective
 8 date.

9

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

11

12 **Section 1.** W.S. 99-3-1901 through 99-3-1904 are
 13 created to read:

14

ARTICLE 19

15

2014 CONSTRUCTION PROJECTS

16

17

1 **99-3-1901. Definitions.**

2

3 The definitions in W.S. 99-3-101 apply to this article.

4

5 **99-3-1902. General authorization.**

6

7 The provisions of W.S. 99-3-102 apply to this article.

8

9 **99-3-1903. Level III construction projects - new**
10 **development.**

11

12 (a) Authorization is granted for the Level III new
13 development construction projects identified in this
14 section subject to the general conditions specified in W.S.
15 99-3-103.

16

17 (b) Project - Antelope Valley Regional Connection:

18

19 (i) Project sponsor: Antelope Valley
20 Improvement and Service District;

21

22 (ii) Project purpose: Municipal, rural domestic
23 water supply;

24

1 (iii) Project description: Design and
2 construction of a connection to the regional water system
3 and appurtenances necessary to make the project function in
4 the manner intended;

5

6 (iv) Total project budget: Three hundred
7 thousand dollars (\$300,000.00);

8

9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account I
11 through the commission for the design, permit procurement,
12 project land procurement, construction engineering and
13 construction of the project an amount not to exceed two
14 hundred one thousand dollars (\$201,000.00) or sixty-seven
15 percent (67%) of the actual development costs, whichever is
16 less;

17

18 (vi) Appropriation: There is appropriated from
19 water development account I to the commission two hundred
20 one thousand dollars (\$201,000.00) or as much thereof as is
21 necessary to carry out the purpose of this subsection.
22 Unexpended funds appropriated under this subsection shall
23 revert to water development account I on July 1, 2019;

24

1 (vii) Special conditions: The sponsor is
2 responsible for acquiring thirty-three percent (33%) of the
3 total project budget from other sources.

4

5 (c) Project - Casper Zone 3 Improvements:

6

7 (i) Project sponsor: City of Casper;

8

9 (ii) Project purpose: Municipal, rural domestic
10 water supply;

11

12 (iii) Project description: Design and
13 construction of a transmission pipeline, pumping
14 facilities, storage tank and appurtenances necessary to
15 make the project function in the manner intended;

16

17 (iv) Total project budget: Five million five
18 hundred thousand dollars (\$5,500,000.00);

19

20 (v) Project grant: The state of Wyoming shall
21 grant to the sponsor from water development account I
22 through the commission for the design, permit procurement,
23 project land procurement, construction engineering and
24 construction of the project an amount not to exceed three

1 million six hundred eighty-five thousand dollars
2 (\$3,685,000.00) or sixty-seven percent (67%) of the actual
3 development costs, whichever is less;

4

5 (vi) Appropriation: There is appropriated from
6 water development account I to the commission three million
7 six hundred eighty-five thousand dollars (\$3,685,000.00) or
8 as much thereof as is necessary to carry out the purpose of
9 this subsection. Unexpended funds appropriated under this
10 subsection shall revert to water development account I on
11 July 1, 2019;

12

13 (vii) Special conditions: The sponsor is
14 responsible for acquiring thirty-three percent (33%) of the
15 total project budget from other sources.

16

17 (d) Project - Cheyenne Southern Pipeline-Phase III:

18

19 (i) Project sponsor: City of Cheyenne;

20

21 (ii) Project purpose: Municipal, rural domestic
22 water supply;

23

1 (iii) Project description: Design and
2 construction of a transmission pipeline and appurtenances
3 necessary to make the project function in the manner
4 intended;

5

6 (iv) Total project budget: One million eight
7 hundred thousand dollars (\$1,800,000.00);

8

9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account I
11 through the commission for the design, permit procurement
12 and project land procurement of the project an amount not
13 to exceed one million two hundred six thousand dollars
14 (\$1,206,000.00) or sixty-seven percent (67%) of the actual
15 development costs, whichever is less;

16

17 (vi) Appropriation: There is appropriated from
18 water development account I to the commission one million
19 two hundred six thousand dollars (\$1,206,000.00) or as much
20 thereof as is necessary to carry out the purpose of this
21 subsection. Unexpended funds appropriated under this
22 subsection shall revert to water development account I on
23 July 1, 2019;

24

1 (vii) Special conditions: The sponsor is
2 responsible for acquiring thirty-three percent (33%) of the
3 total project budget from other sources.

4

5 (e) Project - Eastern Shoshone Boulder Flats Well
6 Field:

7

8 (i) Project sponsor: Eastern Shoshone Tribe;

9

10 (ii) Project purpose: Municipal, rural domestic
11 water supply;

12

13 (iii) Project description: Design and
14 construction of a well field, pumping facilities, pipeline
15 and appurtenances necessary to make the project function in
16 the manner intended;

17

18 (iv) Total project budget: One million two
19 hundred thousand dollars (\$1,200,000.00);

20

21 (v) Project grant: The state of Wyoming shall
22 grant to the sponsor from water development account I
23 through the commission for the design, permit procurement,
24 project land procurement, construction engineering and

1 construction of the project an amount not to exceed eight
2 hundred four thousand dollars (\$804,000.00) or sixty-seven
3 percent (67%) of the actual development costs, whichever is
4 less;

5
6 (vi) Appropriation: There is appropriated from
7 water development account I to the commission eight hundred
8 four thousand dollars (\$804,000.00) or as much thereof as
9 is necessary to carry out the purpose of this subsection.
10 Unexpended funds appropriated under this subsection shall
11 revert to water development account I on July 1, 2019;

12

13 (vii) Special conditions:

14

15 (A) The sponsor is responsible for
16 acquiring thirty-three percent (33%) of the total project
17 budget from other sources;

18

19 (B) The sponsor shall purchase the well
20 drilled during the level II study for a price not to exceed
21 thirty-three percent (33%) of the well's actual
22 construction costs.

23

24 (f) Project - Glenrock Transmission Pipeline:

1

2 (i) Project sponsor: Town of Glenrock;

3

4 (ii) Project purpose: Municipal, rural domestic
5 water supply;

6

7 (iii) Project description: Design and
8 construction of a transmission pipeline and appurtenances
9 necessary to make the project function in the manner
10 intended;

11

12 (iv) Total project budget: Five hundred seventy
13 thousand dollars (\$570,000.00);

14

15 (v) Project grant: The state of Wyoming shall
16 grant to the sponsor from water development account I
17 through the commission for the design, permit procurement,
18 project land procurement, construction engineering and
19 construction of the project an amount not to exceed three
20 hundred eighty-one thousand nine hundred dollars
21 (\$381,900.00) or sixty-seven percent (67%) of the actual
22 development costs, whichever is less;

23

1 (vi) Appropriation: There is appropriated from
2 water development account I to the commission three hundred
3 eighty-one thousand nine hundred dollars (\$381,900.00) or
4 as much thereof as is necessary to carry out the purpose of
5 this subsection. Unexpended funds appropriated under this
6 subsection shall revert to water development account I on
7 July 1, 2019;

8

9 (vii) Special conditions: The sponsor is
10 responsible for acquiring thirty-three percent (33%) of the
11 total project budget from other sources.

12

13 (g) Project - Laramie North Side Tank:

14

15 (i) Project sponsor: City of Laramie;

16

17 (ii) Project purpose: Municipal, rural domestic
18 water supply;

19

20 (iii) Project description: Design of pumping
21 facilities, pipelines, storage tank and appurtenances
22 necessary to make the project function in the manner
23 intended;

24

1 (iv) Total project budget: One million two
2 hundred thousand dollars (\$1,200,000.00);

3

4 (v) Project grant: The state of Wyoming shall
5 grant to the sponsor from water development account I
6 through the commission for the design, permit procurement
7 and project land procurement of the project an amount not
8 to exceed eight hundred four thousand dollars (\$804,000.00)
9 or sixty-seven percent (67%) of the actual development
10 costs, whichever is less;

11

12 (vi) Project loan: The state of Wyoming shall
13 loan to the sponsor from water development account I
14 through the commission for the design, permit procurement
15 and project land procurement of the project an amount not
16 to exceed three hundred ninety-six thousand dollars
17 (\$396,000.00) or thirty-three percent (33%) of the actual
18 development costs, whichever is less, for a term of thirty
19 (30) years from the date the commission determines project
20 benefits accrue to the sponsor, at an annual rate of four
21 percent (4%);

22

23 (vii) Appropriation: There is appropriated from
24 water development account I to the commission one million

1 two hundred thousand dollars (\$1,200,000.00) or as much
2 thereof as is necessary to carry out the purpose of this
3 subsection. Unexpended funds appropriated under this
4 subsection shall revert to water development account I on
5 July 1, 2019.

6

7 (h) Project - Manville Well Connection:

8

9 (i) Project sponsor: Town of Manville;

10

11 (ii) Project purpose: Municipal, rural domestic
12 water supply;

13

14 (iii) Project description: Design and
15 construction of a well connection, pumping facilities,
16 pipeline and appurtenances necessary to make the project
17 function in the manner intended;

18

19 (iv) Total project budget: Four hundred ninety
20 thousand dollars (\$490,000.00);

21

22 (v) Project grant: The state of Wyoming shall
23 grant to the sponsor from water development account I
24 through the commission for the design, permit procurement,

1 project land procurement, construction engineering and
2 construction of the project an amount not to exceed three
3 hundred twenty-eight thousand three hundred dollars
4 (\$328,300.00) or sixty-seven percent (67%) of the actual
5 development costs, whichever is less;

6

7 (vi) Project loan: The state of Wyoming shall
8 loan to the sponsor from water development account I
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed one
12 hundred sixty-one thousand seven hundred dollars
13 (\$161,700.00) or thirty-three percent (33%) of the actual
14 development costs, whichever is less, for a term of thirty
15 (30) years from the date the commission determines project
16 benefits accrue to the sponsor, at an annual rate of four
17 percent (4%);

18

19 (vii) Appropriation: There is appropriated from
20 water development account I to the commission four hundred
21 ninety thousand dollars (\$490,000.00) or as much thereof as
22 is necessary to carry out the purpose of this subsection.
23 Unexpended funds appropriated under this subsection shall
24 revert to water development account I on July 1, 2018;

1

2

(viii) Special conditions:

3

4

(A) The sponsor shall purchase the well drilled during the level II study for a price not to exceed thirty-three percent (33%) of the well's actual construction costs. The sponsor may purchase the well with a lump sum payment or with amortized payments for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor at an interest rate of four percent (4%).

12

13

(j) Project - Pine Bluffs North Well Field:

14

15

(i) Project sponsor: Town of Pine Bluffs;

16

17

18

(ii) Project purpose: Municipal, rural domestic water supply;

19

20

21

22

23

24

(iii) Project description: Purchase of water rights, design and construction of new wells, rehabilitation of existing wells, pumping facilities, pipeline and appurtenances necessary to make the project function in the manner intended;

1

2 (iv) Total project budget: Two million three
3 hundred thousand dollars (\$2,300,000.00);

4

5 (v) Project grant: The state of Wyoming shall
6 grant to the sponsor from water development account I
7 through the commission for the purchase of water rights,
8 design, permit procurement, construction engineering and
9 construction of the project an amount not to exceed one
10 million five hundred forty-one thousand dollars
11 (\$1,541,000.00) or sixty-seven percent (67%) of the actual
12 development costs, whichever is less;

13

14 (vi) Project loan: The state of Wyoming shall
15 loan to the sponsor from water development account I
16 through the commission for the design, permit procurement,
17 project land procurement, construction engineering and
18 construction of the project an amount not to exceed seven
19 hundred fifty-nine thousand dollars (\$759,000.00) or
20 thirty-three percent (33%) of the actual development costs,
21 whichever is less, for a term of thirty (30) years from the
22 date the commission determines project benefits accrue to
23 the sponsor, at an annual rate of four percent (4%);

24

1 (vii) Appropriation: There is appropriated from
2 water development account I to the commission two million
3 three hundred thousand dollars (\$2,300,000.00) or as much
4 thereof as is necessary to carry out the purpose of this
5 subsection. Unexpended funds appropriated under this
6 subsection shall revert to water development account I on
7 July 1, 2019;

8

9 (viii) Special conditions:

10

11 (A) The costs for the purchase of land and
12 existing infrastructure, and to effect a water rights
13 transfer before the Wyoming board of control are not part
14 of the total project budget. The sponsor shall acquire
15 funding for such costs from other sources.

16

17 (k) Project - Small Water Development Projects -

18 2014:

19

20 (i) Project sponsors: Eligible public entities;

21

22 (ii) Project purpose: Multi-purpose -
23 agriculture, recreation and environmental;

24

1 (iii) Project description: Construction of small
2 dams, windmills, spring development, pipelines, etc., to
3 impound, develop and convey water for livestock, wildlife,
4 irrigation, environmental and recreational purposes;

5

6 (iv) Total project budget: One million two
7 hundred thousand dollars (\$1,200,000.00);

8

9 (v) Project grant: The state of Wyoming shall
10 grant to sponsors from water development account I through
11 the commission for the design, permit procurement, project
12 land procurement, construction engineering and construction
13 of the project an amount not to exceed six hundred thousand
14 dollars (\$600,000.00) or fifty percent (50%) of the actual
15 development costs, whichever is less;

16

17 (vi) Appropriation: There is appropriated from
18 water development account I to the commission six hundred
19 thousand dollars (\$600,000.00) or as much thereof as is
20 necessary to carry out the purpose of this subsection. The
21 funds appropriated shall not lapse at the end of any fiscal
22 period but shall carry over until expended or reverted by
23 the legislature to water development account I;

24

1 (vii) Definition: "Small project" means a
2 project where estimated construction costs, permit
3 procurement, construction engineering and project land
4 procurement are one hundred thirty-five thousand dollars
5 (\$135,000.00) or less, and where the maximum financial
6 contribution from the commission is thirty-five thousand
7 dollars (\$35,000.00) or less;

8

9 (viii) Special conditions:

10

11 (A) The commission shall establish
12 eligibility criteria and administration procedures for
13 development of small projects;

14

15 (B) The commission may grant a sponsor
16 fifty percent (50%) of the construction cost of a project
17 with a maximum grant awarded limited to thirty-five
18 thousand dollars (\$35,000.00);

19

20 (C) The project sponsors shall substantiate
21 the public benefit that will be derived from proposed
22 projects;

23

1 (D) The commission may make monthly
2 progress payments for no more than fifty percent (50%) of
3 eligible monthly project expenses;

4
5 (E) An appropriate land management or
6 resource management entity shall certify that the proposed
7 project will meet expectations and that appropriate
8 engineering standards, as approved by the commission, will
9 be adhered to;

10

11 (F) The establishment of criteria and
12 administrative procedures for the development of small
13 projects under this subsection and decisions of the
14 commission relating to the recommendations, prioritization
15 or disqualification of small projects are specifically
16 exempt from the provisions of the Wyoming Administrative
17 Procedure Act including judicial review under W.S. 16-3-114
18 and 16-3-115.

19

20 (ix) No new project shall be authorized under
21 this subsection on or after July 1, 2025.

22

23 (m) Project - Weather Modification Wind River
24 Mountains:

1

2 (i) Project sponsor: The state of Wyoming;

3

4 (ii) Project purpose: To enhance the winter
5 snowpack in the Wind River Mountain Range;

6

7 (iii) Project description: Conduct an
8 operational winter snowpack augmentation program during the
9 2014-2015 fall, winter and spring seasons;

10

11 (iv) Total project budget: Nine hundred thirty
12 thousand dollars (\$930,000.00);

13

14 (v) Appropriation: There is appropriated from
15 water development account I to the Wyoming water
16 development office two hundred forty thousand dollars
17 (\$240,000.00) or as much thereof as is necessary to carry
18 out the purpose of this subsection. Unexpended funds
19 appropriated under this subsection shall revert to water
20 development account I on July 1, 2015;

21

22 (vi) Special conditions:

23

1 (A) The Wyoming water development office
2 shall manage and provide oversight of the program. Ten
3 thousand dollars (\$10,000.00) of the total appropriation is
4 allocated for this purpose;

5

6 (B) The project operations budget shall not
7 exceed nine hundred twenty thousand dollars (\$920,000.00)
8 of which the state of Wyoming shall participate at a rate
9 of twenty-five percent (25%) of actual costs;

10

11 (C) Prior to commencing with project
12 operations, the Wyoming water development office shall
13 acquire funding commitments from other Colorado river basin
14 water users for seventy-five percent (75%) of project
15 operations costs.

16

17 [REHABILITATION CONSTRUCTION PROJECTS]

18

19 **99-3-1904. Level III construction projects -**
20 **rehabilitation.**

21

22 (a) Authorization is granted for the Level III
23 rehabilitation construction projects identified in this

1 section, subject to the general conditions specified in
2 W.S. 99-3-104.

3

4 (b) Project - Central Wyoming Elevated Tank:

5

6 (i) Project sponsor: Central Wyoming Regional
7 Water System;

8

9 (ii) Project purpose: Municipal, rural domestic
10 water supply;

11

12 (iii) Project description: Design and
13 construction of an elevated water storage tank, pipelines
14 and appurtenances necessary to make the project function in
15 the manner intended;

16

17 (iv) Total project budget: Two million four
18 hundred sixty thousand dollars (\$2,460,000.00);

19

20 (v) Project grant: The state of Wyoming shall
21 grant to the sponsor from water development account II
22 through the commission for the design, permit procurement
23 and project land procurement of the project one million six
24 hundred forty-eight thousand two hundred dollars

1 (\$1,648,200.00) or sixty-seven percent (67%) of the actual
2 development costs, whichever is less;

3

4 (vi) Appropriation: There is appropriated from
5 water development account II to the commission one million
6 six hundred forty-eight thousand two hundred dollars
7 (\$1,648,200.00) or as much thereof as is necessary to carry
8 out the purpose of this subsection. Unexpended funds
9 appropriated under this subsection shall revert to water
10 development account II on July 1, 2019;

11

12 (vii) Special conditions: The sponsor is
13 responsible for acquiring thirty-three percent (33%) of the
14 project budget from other sources.

15

16 (c) Project - Lakeview Irrigation District
17 Rehabilitation 2014:

18

19 (i) Project sponsor: Lakeview Irrigation
20 District;

21

22 (ii) Project purpose: Agriculture water supply;

23

1 (iii) Project description: Design and
2 construction of a water siphon structure and appurtenances
3 necessary to make the project function in the manner
4 intended;

5

6 (iv) Total project budget: Two hundred thirty-
7 one thousand dollars (\$231,000.00);

8

9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account II
11 through the commission for the design, permit procurement,
12 project land procurement, construction engineering and
13 construction of the project an amount not to exceed one
14 hundred fifty-four thousand seven hundred seventy dollars
15 (\$154,770.00) or sixty-seven percent (67%) of the actual
16 development costs, whichever is less;

17

18 (vi) Appropriation: There is appropriated from
19 water development account II to the commission one hundred
20 fifty-four thousand seven hundred seventy dollars
21 (\$154,770.00) or as much thereof as is necessary to carry
22 out the purpose of this subsection. Unexpended funds
23 appropriated under this subsection shall revert to water
24 development account II on July 1, 2019;

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(vii) Special conditions: The sponsor is responsible for acquiring thirty-three percent (33%) of the total project budget from other sources.

(d) Project - Lovell Canal Rehabilitation 2014:

(i) Project sponsor: Lovell Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Design and construction of water lateral improvements and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million one hundred fifty-six thousand dollars (\$1,156,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by

1 the commission an amount not to exceed eight hundred
2 eighty-nine thousand dollars (\$889,000.00) or one hundred
3 percent (100%) of the approved materials costs, whichever
4 is less;

5
6 (vi) Appropriation: There is appropriated from
7 water development account II to the commission eight
8 hundred eighty-nine thousand dollars (\$889,000.00) or as
9 much thereof as is necessary to carry out the purpose of
10 this subsection. Unexpended funds appropriated under this
11 subsection shall revert to water development account II on
12 July 1, 2019;

13

14 (vii) Special conditions:

15

16 (A) The sponsor is responsible for all
17 project costs with the exception of the purchase of project
18 materials as supported by vendor invoices and approved by
19 the commission;

20

21 (B) The sponsor is responsible for
22 retaining professional engineering services to design the
23 project, compile materials and bidding documents and
24 monitor construction activities including the installation

1 of project components and the tracking of project
2 expenditures.

3

4 (e) Project - Medicine Bow Transmission Pipeline:

5

6 (i) Project sponsor: Town of Medicine Bow;

7

8 (ii) Project purpose: Municipal, rural domestic
9 water supply;

10

11 (iii) Project description: Design and
12 construction of a water transmission pipeline and
13 appurtenances necessary to make the project function in the
14 manner intended;

15

16 (iv) Total project budget: Three million fifty
17 thousand dollars (\$3,050,000.00);

18

19 (v) Project grant: The state of Wyoming shall
20 grant to the sponsor from water development account II
21 through the commission for the design, permit procurement,
22 project land procurement, construction engineering and
23 construction of the project one million fifty-two thousand

1 dollars (\$1,052,000.00) or sixty-seven percent (67%) of the
2 actual and eligible development costs, whichever is less;

3

4 (vi) Appropriation: There is appropriated from
5 water development account II to the commission one million
6 fifty-two thousand dollars (\$1,052,000.00) or as much
7 thereof as is necessary to carry out the purpose of this
8 subsection. Unexpended funds appropriated under this
9 subsection shall revert to water development account II on
10 July 1, 2019;

11

12 (vii) Special conditions: The sponsor is
13 responsible for acquiring thirty-three percent (33%) of the
14 eligible project budget and one hundred percent (100%) of
15 noneligible project budget from other sources.

16

17 (f) Project - Piney & Cruse Canal Piping:

18

19 (i) Project sponsor: Piney & Cruse Creek Ditch
20 Company Irrigation District;

21

22 (ii) Project purpose: Agriculture water supply;

23

1 (iii) Project description: Design and
2 construction of water canal improvements and appurtenances
3 necessary to make the project function in the manner
4 intended;

5

6 (iv) Total project budget: Eight hundred fifty-
7 five thousand dollars (\$855,000.00);

8

9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account II
11 through the commission for the design, permit procurement,
12 project land procurement, construction engineering and
13 construction of the project an amount not to exceed five
14 hundred seventy-two thousand eight hundred fifty dollars
15 (\$572,850.00) or sixty-seven percent (67%) of the actual
16 development costs, whichever is less;

17

18 (vi) Project loan: The state of Wyoming shall
19 loan to the sponsor from water development account II
20 through the commission for the design, permit procurement,
21 project land procurement, construction engineering and
22 construction of the project an amount not to exceed two
23 hundred eighty-two thousand one hundred fifty dollars
24 (\$282,150.00) or thirty-three percent (33%) of actual

1 development costs, whichever is less, for a term of thirty
2 (30) years from the date the commission determines project
3 benefits accrue to the sponsor, at an annual rate of four
4 percent (4%);

5
6 (vii) Appropriation: There is appropriated from
7 water development account II to the commission eight
8 hundred fifty-five thousand dollars (\$855,000.00) or as
9 much thereof as is necessary to carry out the purpose of
10 this subsection. Unexpended funds appropriated under this
11 subsection shall revert to water development account II on
12 July 1, 2019.

13

14 (g) Project - Riverton Valley Rehabilitation 2014:

15

16 (i) Project sponsor: Riverton Valley Irrigation
17 District;

18

19 (ii) Project purpose: Agriculture water supply;

20

21 (iii) Project description: Design and
22 construction of water lateral improvements and
23 appurtenances necessary to make the project function in the
24 manner intended;

1

2 (iv) Total project budget: Two hundred four
3 thousand dollars (\$204,000.00);

4

5 (v) Project grant: The state of Wyoming shall
6 grant to the sponsor from water development account II
7 through the commission for the design, permit procurement,
8 project land procurement, construction engineering and
9 construction of the project one hundred thirty-six thousand
10 six hundred eighty dollars (\$136,680.00) or sixty-seven
11 percent (67%) of the actual development costs, whichever is
12 less;

13

14 (vi) Appropriation: There is appropriated from
15 water development account II to the commission one hundred
16 thirty-six thousand six hundred eighty dollars
17 (\$136,680.00) or as much thereof as is necessary to carry
18 out the purpose of this subsection. Unexpended funds
19 appropriated under this subsection shall revert to water
20 development account II on July 1, 2019;

21

22 (vii) Special conditions: The sponsor is
23 responsible for acquiring thirty-three percent (33%) of the
24 total project budget from other sources.

1

2 (h) Project - Rock River Transmission Line
3 Replacement:

4

5 (i) Project sponsor: Town of Rock River;

6

7 (ii) Project purpose: Municipal, rural domestic
8 water supply;

9

10 (iii) Project description: Design and
11 construction of a transmission line, river intake structure
12 and appurtenances necessary to make the project function in
13 the manner intended;

14

15 (iv) Total project budget: One million seven
16 hundred thirty thousand dollars (\$1,730,000.00);

17

18 (v) Project grant: The state of Wyoming shall
19 grant to the sponsor from water development account II
20 through the commission for the design, permit procurement,
21 project land procurement, construction engineering and
22 construction of the project one million one hundred fifty-
23 nine thousand one hundred dollars (\$1,159,100.00) or sixty-

1 seven percent (67%) of the actual development costs,
2 whichever is less;

3

4 (vi) Appropriation: There is appropriated from
5 water development account II to the commission one million
6 one hundred fifty-nine thousand one hundred dollars
7 (\$1,159,100.00) or as much thereof as is necessary to carry
8 out the purpose of this subsection. Unexpended funds
9 appropriated under this subsection shall revert to water
10 development account II on July 1, 2019;

11

12 (vii) Special conditions: The sponsor is
13 responsible for acquiring thirty-three percent (33%) of the
14 eligible project budget from other sources.

15

16 (j) Project - State Line Canal Diversion:

17

18 (i) Project sponsor: Savery-Little Snake River
19 Water Conservancy District;

20

21 (ii) Project purpose: Agriculture water supply;

22

23 (iii) Project description: Design and
24 construction of canal diversion improvements and

1 appurtenances necessary to make the project function in the
2 manner intended;

3

4 (iv) Total project budget: Seven hundred fifty
5 thousand dollars (\$750,000.00);

6

7 (v) Project grant: The state of Wyoming shall
8 grant to the sponsor from water development account II
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project five hundred two thousand five
12 hundred dollars (\$502,500.00) or sixty-seven percent (67%)
13 of the actual development costs, whichever is less;

14

15 (vi) Project loan: The state of Wyoming shall
16 loan to the sponsor from water development account II
17 through the commission for the design, permit procurement,
18 project land procurement, construction engineering and
19 construction of the project an amount not to exceed two
20 hundred forty-seven thousand five hundred dollars
21 (\$247,500.00) or thirty-three percent (33%) of the actual
22 development costs, whichever is less, for a term of thirty
23 (30) years from the date the commission determines project

1 benefits accrue to the sponsor, at an annual rate of four
2 percent (4%);

3

4 (vii) Appropriation: There is appropriated from
5 water development account II to the commission seven
6 hundred fifty thousand dollars (\$750,000.00) or as much
7 thereof as is necessary to carry out the purpose of this
8 subsection. Unexpended funds appropriated under this
9 subsection shall revert to water development account II on
10 July 1, 2019.

11

12 (k) Project - Sidon Irrigation District
13 Rehabilitation 2014:

14

15 (i) Project sponsor: Sidon Irrigation District;

16

17 (ii) Project purpose: Agriculture water supply;

18

19 (iii) Project description: Design and
20 construction of water lateral improvements and
21 appurtenances necessary to make the project function in the
22 manner intended;

23

1 (iv) Total project budget: Two hundred four
2 thousand dollars (\$204,000.00);

3

4 (v) Project grant: The state of Wyoming shall
5 grant to the sponsor from water development account II
6 through the commission for the purchase of project
7 materials as supported by vendor invoices and approved by
8 the commission an amount not to exceed one hundred nine
9 thousand dollars (\$109,000.00) or one hundred percent
10 (100%) of the approved materials costs, whichever is less;

11

12 (vi) Appropriation: There is appropriated from
13 water development account II to the commission one hundred
14 nine thousand dollars (\$109,000.00) or as much thereof as
15 is necessary to carry out the purpose of this subsection.
16 Unexpended funds appropriated under this subsection shall
17 revert to water development account II on July 1, 2019;

18

19 (vii) Special conditions:

20

21 (A) The sponsor is responsible for all
22 project costs with the exception of the purchase of project
23 materials as supported by vendor invoices and approved by
24 the commission;

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(B) The sponsor is responsible for retaining professional engineering services to design the project, compile materials and bidding documents and monitor construction activities including the installation of project components and the tracking of project expenditures.

(m) Project - Small Water Development Projects - 2014:

(i) Project sponsors: Eligible public entities;

(ii) Project purpose: Multi-purpose - agriculture, recreation and environmental;

(iii) Project description: Rehabilitation and replacement of small dams, windmills, spring rehabilitation, pipeline rehabilitation, etc., to impound, develop and convey water for livestock, wildlife, environmental and recreational purposes;

(iv) Total project budget: Six hundred thousand dollars (\$600,000.00);

1 (v) Project grant: The state of Wyoming shall
2 grant to sponsors from water development account II through
3 the commission for the design, permit procurement, project
4 land procurement, construction engineering and construction
5 of the project an amount not to exceed three hundred
6 thousand dollars (\$300,000.00) or fifty percent (50%) of
7 the actual development costs, whichever is less;

8

9 (vi) Appropriation: There is appropriated from
10 water development account II to the commission three
11 hundred thousand dollars (\$300,000.00) or as much thereof
12 as is necessary to carry out the purpose of this
13 subsection. The funds appropriated shall not lapse at the
14 end of any fiscal period but shall carry over until
15 expended or reverted by the legislature to water
16 development account II;

17

18 (vii) Definition: "Small project" means a
19 project where estimated rehabilitation costs, permit
20 procurement, and project land procurement are one hundred
21 thirty-five thousand dollars (\$135,000.00) or less, and
22 where the maximum financial contribution from the
23 commission is thirty-five thousand dollars (\$35,000.00) or
24 less;

1

2

(viii) Special conditions:

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(A) The commission shall establish eligibility criteria and administration procedures for development of small projects;

(B) The commission may grant a sponsor fifty percent (50%) of the construction cost of a project with a maximum grant awarded limited to thirty-five thousand dollars (\$35,000.00);

(C) The project sponsors shall substantiate the public benefit that will be derived from proposed projects;

(D) The commission may make monthly progress payments for no more than fifty percent (50%) of eligible monthly project expenses;

(E) An appropriate land management or resource management entity shall certify that the proposed project will meet expectations and that appropriate

1 engineering standards, as approved by the commission, will
2 be adhered to;

3

4 (F) The establishment of criteria and
5 administrative procedures for the development of small
6 projects under this subsection and decisions of the
7 commission relating to the recommendations, prioritization
8 or disqualification of small projects are specifically
9 exempt from the provisions of the Wyoming Administrative
10 Procedure Act including judicial review under W.S. 16-3-114
11 and 16-3-115.

12

13 (ix) No new project shall be authorized under
14 this subsection on or after July 1, 2025.

15

16 (n) Project - Willwood Irrigation District
17 Rehabilitation 2014:

18

19 (i) Project sponsor: Willwood Irrigation
20 District;

21

22 (ii) Project purpose: Agriculture water supply;

23

1 (iii) Project description: Design and
2 construction of water lateral gate improvements and
3 appurtenances necessary to make the project function in the
4 manner intended;

5

6 (iv) Total project budget: Two hundred nineteen
7 thousand dollars (\$219,000.00);

8

9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account II
11 through the commission for the purchase of project
12 materials as supported by vendor invoices and approved by
13 the commission an amount not to exceed one hundred sixty-
14 four thousand dollars (\$164,000.00) or one hundred percent
15 (100%) of the approved materials costs, whichever is less;

16

17 (vi) Appropriation: There is appropriated from
18 water development account II to the commission one hundred
19 sixty-four thousand dollars (\$164,000.00) or as much
20 thereof as is necessary to carry out the purpose of this
21 subsection. Unexpended funds appropriated under this
22 subsection shall revert to water development account II on
23 July 1, 2019;

24

1 (vii) Special conditions:

2

3 (A) The sponsor is responsible for all
4 project costs with the exception of the purchase of project
5 materials as supported by vendor invoices and approved by
6 the commission;

7

8 (B) The sponsor is responsible for
9 retaining professional engineering services to design the
10 project, compile materials and bidding documents and
11 monitor construction activities including the installation
12 of project components and the tracking of project
13 expenditures.

14

15 [AMENDMENTS TO PRIOR PROJECTS]

16

17 **Section 2.** W.S. 99-3-1004(c)(x), 99-3-1403(m)(vii)
18 and (q)(vii), 99-3-1504(c)(iv) through (vi),
19 99-3-1603(d)(iii), 99-3-1703(b)(iv) through (vi), (g)(iv)
20 through (vi), (m)(iv), (v), (vii), by creating a new
21 paragraph (viii), (o)(iv) and (v), 99-3-1803(m)(iv) through
22 (vi) and 99-3-1804(b)(iv) through (vi) are amended to read:

23

1 **99-3-1004. Level III construction projects -**
2 **rehabilitation.**

3

4 (c) Project - Gillette Madison Pipeline Joint
5 Bonding:

6

7 (x) Supplemental appropriation: There is
8 appropriated from water development account II to the
9 commission an additional three million eight hundred fifty-
10 two thousand five hundred dollars (\$3,852,500.00), which
11 when combined with the original appropriation, as described
12 in paragraphs (iv) through (vi) of this subsection, total
13 five million seventy-seven thousand five hundred dollars
14 (\$5,077,500.00) or as much thereof as is necessary to carry
15 out the purpose of this subsection. Unexpended funds
16 appropriated under this subsection shall revert to water
17 development account II on July 1, ~~2014~~2015; and

18

19 **99-3-1403. Level III construction projects - new**
20 **development.**

21

22 (m) Project - Riverton Water Supply:

23

1 (vii) Appropriation: There is appropriated from
2 water development account I to the commission seven million
3 eighty-four thousand dollars (\$7,084,000.00) or as much
4 thereof as is necessary to carry out the purpose of this
5 subsection. Unexpended funds appropriated under this
6 subsection shall revert to water development account I on
7 July 1, ~~2014~~2015;

8

9 (q) Project - Upton Well:

10

11 (vii) Appropriation: There is appropriated from
12 water development account I to the commission three hundred
13 ninety-five thousand dollars (\$395,000.00) or as much
14 thereof as is necessary to carry out the purpose of this
15 subsection. Unexpended funds appropriated under this
16 subsection shall revert to water development account I on
17 July 1, ~~2014~~2015.

18

19 **99-3-1504. Level III construction projects -**
20 **rehabilitation.**

21

22 (c) Project - Heart Mountain Rehabilitation 2010:

23

1 (iv) Total project budget: ~~Three million thirty~~
2 ~~six thousand dollars (\$3,036,000.00)~~ Three million three
3 hundred ten thousand dollars (\$3,310,000.00);

4
5 (v) Project grant: The state of Wyoming shall
6 grant to the sponsor from water development account II
7 through the commission for the purchase of project
8 materials as supported by vendor invoices and approved by
9 the commission an amount not to exceed ~~one million six~~
10 ~~hundred sixty five thousand dollars (\$1,665,000.00)~~ one
11 million nine hundred ninety thousand dollars
12 (\$1,990,000.00) or one hundred percent (100%) of the
13 approved materials costs, whichever is less;

14
15 (vi) Appropriation: There is appropriated from
16 water development account II to the commission ~~one million~~
17 ~~six hundred sixty five thousand dollars (\$1,665,000.00)~~ one
18 million nine hundred ninety thousand dollars
19 (\$1,990,000.00) or as much thereof as is necessary to carry
20 out the purpose of this subsection. Unexpended funds
21 appropriated under this subsection shall revert to water
22 development account II on July 1, 2017;

23

1 **99-3-1603. Level III construction projects - new**
2 **development.**

3

4 (d) Project - Cheyenne Southern Pipeline:

5

6 (iii) Project description: Design and
7 construction of transmission pipelines, pumping facilities
8 and appurtenances necessary to make the project function in
9 the manner intended;

10

11 **99-3-1703. Level III construction projects - new**
12 **development.**

13

14 (b) Project - Big Horn Regional Well Connection:

15

16 (iv) Total project budget: ~~Seven million sixty~~
17 ~~thousand dollars (\$7,060,000.00)~~ Nine million two hundred
18 twenty thousand dollars (\$9,220,000.00);

19

20 (v) Project grant: The state of Wyoming shall
21 grant to the sponsor from water development account I
22 through the commission for the design, permit procurement,
23 project land procurement, construction engineering and
24 construction of the project an amount not to exceed ~~four~~

1 ~~million seven hundred thirty thousand two hundred dollars~~
2 ~~(\$4,730,200.00)~~ six million one hundred seventy-seven
3 thousand four hundred dollars (\$6,177,400.00) or sixty-
4 seven percent (67%) of the actual development costs,
5 whichever is less;

6
7 (vi) Appropriation: There is appropriated from
8 water development account I to the commission ~~four million~~
9 ~~seven hundred thirty thousand two hundred dollars~~
10 ~~(\$4,730,200.00)~~ six million one hundred seventy-seven
11 thousand four hundred dollars (\$6,177,400.00) or as much
12 thereof as is necessary to carry out the purpose of this
13 subsection. Unexpended funds appropriated under this
14 subsection shall revert to water development account I on
15 July 1, 2017;

16
17 (g) Project - Gillette Regional Extensions:

18
19 (iv) Total project budget: ~~Nine million two~~
20 ~~hundred fifty thousand dollars (\$9,250,000.00)~~ Nine million
21 six hundred thousand dollars (\$9,600,000.00);

22
23 (v) Project grant: The state of Wyoming shall
24 grant to the sponsor from water development account I

1 through the commission for the design, permit procurement,
2 project land procurement, construction engineering and
3 construction of the project an amount not to exceed ~~six~~
4 ~~million one hundred ninety seven thousand five hundred~~
5 ~~dollars (\$6,197,500.00)~~ six million four hundred thirty-two
6 thousand dollars (\$6,432,000.00) or sixty-seven percent
7 (67%) of the actual development costs, whichever is less;

8
9 (vi) Appropriation: There is appropriated from
10 water development account I to the commission ~~six million~~
11 ~~one hundred ninety seven thousand five hundred dollars~~
12 ~~(\$6,197,500.00)~~ six million four hundred thirty-two
13 thousand dollars (\$6,432,000.00) or as much thereof as is
14 necessary to carry out the purpose of this subsection.
15 Unexpended funds appropriated under this subsection shall
16 revert to water development account I on July 1, 2018;

17

18 (m) Project - Rolling Hills Water Supply:

19

20 (iv) Total project budget: ~~One million nine~~
21 ~~hundred thousand dollars (\$1,900,000.00)~~ Two million forty-
22 one thousand five hundred dollars (\$2,041,500.00). Total
23 project phase I budget: One hundred sixty thousand dollars
24 (\$160,000.00);

1

2 (v) Project grant: The state of Wyoming shall
3 grant to the sponsor from water development account I
4 through the commission for the design, permit procurement,
5 ~~and~~ project land procurement, construction engineering and
6 construction of the project an amount not to exceed ~~one~~
7 ~~hundred seven thousand two hundred dollars (\$107,200.00)~~
8 one million two hundred ninety-one thousand two hundred
9 dollars (\$1,291,200.00) or sixty-seven percent (67%) of the
10 actual development costs, whichever is less;

11

12 (vii) Appropriation: There is appropriated from
13 water development account I to the commission ~~one hundred~~
14 ~~sixty thousand dollars (\$160,000.00)~~ one million three
15 hundred forty-four thousand dollars (\$1,344,000.00) or as
16 much thereof as is necessary to carry out the purpose of
17 this subsection. Unexpended funds appropriated under this
18 subsection shall revert to water development account I on
19 July 1, 2017;~~;~~

20

21 (viii) Special conditions: The sponsor is
22 responsible for acquiring thirty-three percent (33%) of the
23 construction engineering and construction budget from other
24 sources.

1

2 (o) Project - Pavillion East Water Supply Project:

3

4 (iv) Total project budget: ~~Seven hundred fifty~~
5 ~~thousand dollars (\$750,000.00)~~ One million fifty thousand
6 dollars (\$1,050,000.00);

7

8 (v) Appropriation: There is appropriated from
9 water development account I to the commission ~~seven hundred~~
10 ~~fifty thousand dollars (\$750,000.00)~~ one million fifty
11 thousand dollars (\$1,050,000.00) or as much thereof as is
12 necessary to carry out the purpose of this subsection.
13 Unexpended funds appropriated under this subsection shall
14 revert to water development account I on July 1, 2017;

15

16 **99-3-1803. Level III construction projects - new**
17 **development.**

18

19 (m) Project - Sheridan North Loop Transmission Line:

20

21 (iv) Total project budget: ~~Two million three~~
22 ~~hundred thirty eight thousand dollars (\$2,338,000.00)~~ Two
23 million five hundred sixty thousand dollars
24 (\$2,560,000.00);

1

2 (v) Project grant: The state of Wyoming shall
3 grant to the sponsor from water development account I
4 through the commission for the design, permit procurement,
5 project land procurement, construction engineering and
6 construction of the project an amount not to exceed ~~one~~
7 ~~million five hundred sixty-six thousand four hundred sixty~~
8 ~~dollars (\$1,566,460.00)~~ one million seven hundred fourteen
9 thousand four hundred sixty dollars (\$1,714,460.00) or
10 sixty-seven percent (67%) of the actual development costs,
11 whichever is less;

12

13 (vi) Appropriation: There is appropriated from
14 water development account I to the commission ~~one million~~
15 ~~five hundred sixty-six thousand four hundred sixty dollars~~
16 ~~(\$1,566,460.00)~~ one million seven hundred fourteen thousand
17 four hundred sixty dollars (\$1,714,460.00) or as much
18 thereof as is necessary to carry out the purpose of this
19 subsection. Unexpended funds appropriated under this
20 subsection shall revert to water development account I on
21 July 1, 2018;

22

23 **99-3-1804. Level III construction projects -**
24 **rehabilitation.**

1

2 (b) Project - Austin-Wall Canal Rehabilitation Phase3 I:

4

5 (iv) Total project budget: ~~Two million nine~~
6 ~~hundred fifty thousand dollars (\$2,950,000.00).~~ Total
7 ~~project budget for phase I: Three hundred thousand dollars~~
8 ~~(\$300,000.00)~~ Two million dollars (\$2,000,000.00);

9

10 (v) Project grant: The state of Wyoming shall
11 grant to the sponsor from water development account II
12 through the commission for the design, permit procurement,
13 ~~and~~ project land procurement, construction engineering and
14 construction of the project ~~one hundred fifty thousand~~
15 ~~dollars (\$150,000.00)~~ one million dollars (\$1,000,000.00)
16 or fifty percent (50%) of the actual development costs,
17 whichever is less;

18

19 (vi) Appropriation: There is appropriated from
20 water development account II to the commission ~~one hundred~~
21 ~~fifty thousand dollars (\$150,000.00)~~ one million dollars
22 (\$1,000,000.00) or as much thereof as is necessary to carry
23 out the purpose of this subsection. Unexpended funds

1 appropriated under this subsection shall revert to water
2 development account II on July 1, 2018.

3

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

8

9

(END)