

ORIGINAL HOUSE  
BILL NO. HB0086

ENROLLED ACT NO. 42, HOUSE OF REPRESENTATIVES

SIXTY-FOURTH LEGISLATURE OF THE STATE OF WYOMING  
2017 GENERAL SESSION

AN ACT relating to water development projects; authorizing construction of designated water projects; describing projects; specifying terms and conditions of funding for projects; providing appropriations; extending the sunset dates for sponsor's contingency funds; modifying project descriptions, amounts and terms of appropriations for specified prior projects; and providing for effective dates.

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

**Section 1.** W.S. 99-3-2201 through 99-3-2205 are created to read:

ARTICLE 22  
2017 CONSTRUCTION PROJECTS

**99-3-2201. Definitions.**

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

**99-3-2202. General authorization.**

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

**99-3-2203. Level III construction projects - new development.**

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

(b) Project - Broken Wheel Ranch Water Supply 2017:

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(i) Project sponsor: Broken Wheel Ranch  
Improvement and Service District;

(ii) Project purpose: Rural domestic water  
supply;

(iii) Project description: Design and  
construction of groundwater well, well improvements,  
storage tank, transmission pipeline and appurtenances  
necessary to make the project function in the manner  
intended;

(iv) Total project budget: Nine hundred fifteen  
thousand dollars (\$915,000.00);

(v) Project grant: The state of Wyoming shall  
grant to the sponsor from water development account I  
through the commission for the design, permit procurement,  
project land procurement, construction engineering and  
construction of the project an amount not to exceed six  
hundred thirteen thousand fifty dollars (\$613,050.00) or  
sixty-seven percent (67%) of the actual development costs,  
whichever is less;

(vi) Appropriation: There is appropriated from  
water development account I to the commission six hundred  
thirteen thousand fifty dollars (\$613,050.00) or as much  
thereof as is necessary to carry out the purpose of this  
subsection. Unexpended funds appropriated under this  
subsection shall revert to water development account I on  
July 1, 2022;

(vii) Special conditions:

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(A) Funds from this appropriation shall not be expended until the formation of the Broken Wheel Ranch Improvement and Service District has been approved by Lincoln County;

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

(c) Project - Cody Tank 2017:

(i) Project sponsor: City of Cody;

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

(iii) Project description: Design and construction of a storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Three million six hundred thousand dollars (\$3,600,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two million four hundred twelve thousand dollars (\$2,412,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two million four hundred twelve thousand dollars (\$2,412,000.00) or as

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much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(d) Project - Cowley Tank 2017:

(i) Project sponsor: Town of Cowley;

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

(iii) Project description: Design and construction of a storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Four million seven hundred ten thousand dollars (\$4,710,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed three million one hundred fifty-five thousand seven hundred dollars (\$3,155,700.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission three million one hundred fifty-five thousand seven hundred dollars

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(\$3,155,700.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(e) Project - Gillette Regional Extensions 2017:

(i) Project sponsor: City of Gillette;

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

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

(iv) Total project budget: Five hundred forty thousand dollars (\$540,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement and project land procurement of the project an amount not to exceed three hundred sixty-one thousand eight hundred dollars (\$361,800.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission three hundred sixty-one thousand eight hundred dollars (\$361,800.00) or as much thereof as is necessary to carry out the purpose of

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this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(f) Project - Glenrock Transmission Pipeline 2017:

(i) Project sponsor: Town of Glenrock;

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

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

(iv) Total project budget: Three hundred eighty thousand dollars (\$380,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two hundred fifty-four thousand six hundred dollars (\$254,600.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two hundred fifty-four thousand six hundred dollars (\$254,600.00) or as

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much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(g) Project - High Meadow Ranch Well, Tank and Pipeline 2017:

(i) Project sponsor: High Meadow Ranch Water District;

(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of well improvements, storage tank and transmission pipeline and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million nine hundred seventy-three thousand dollars (\$2,973,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million nine hundred ninety-one thousand nine hundred ten dollars (\$1,991,910.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

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(vi) Appropriation: There is appropriated from water development account I to the commission one million nine hundred ninety-one thousand nine hundred ten dollars (\$1,991,910.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

(vii) Special conditions:

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

(B) In addition to the amount under subparagraph (A) of this paragraph, the sponsor is responsible for acquiring one hundred percent (100%) of the total well purchase price from other sources;

(C) 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 shall purchase the well with a lump sum payment.

(h) Project - Opal Well Improvements 2017:

(i) Project sponsor: Town of Opal;

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

(iii) Project description: Design and construction of well improvements and appurtenances



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necessary to make the project function in the manner intended;

(iv) Total project budget: Seven thousand dollars (\$7,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed four thousand six hundred ninety dollars (\$4,690.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission four thousand six hundred ninety dollars (\$4,690.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(j) Project - Pineview Tank and Booster Pump 2017:

(i) Project sponsor: Pineview Improvement and Service District;

(ii) Project purpose: Rural domestic water supply;

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

(iv) Total project budget: Five hundred fifty thousand dollars (\$550,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed three hundred sixty-eight thousand five hundred dollars (\$368,500.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission three hundred sixty-eight thousand five hundred dollars (\$368,500.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(k) Project - Pioneer Transmission Pipeline 2017:

(i) Project sponsor: Pioneer Water and Sewer District;

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

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

(iv) Total project budget: One million eight hundred sixty thousand dollars (\$1,860,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million two hundred forty-six thousand two hundred dollars (\$1,246,200.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission one million two hundred forty-six thousand two hundred dollars (\$1,246,200.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(m) Project - Thayne Tank 2017:

(i) Project sponsor: Town of Thayne;

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

(iii) Project description: Design and construction of a storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Eight hundred eighty thousand dollars (\$880,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed five hundred eighty-nine thousand six hundred dollars (\$589,600.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission five hundred eighty-nine thousand six hundred dollars (\$589,600.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

(n) Project - Weather Modification Wind River Mountains 2018:

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- (i) Project sponsor: The state of Wyoming;
- (ii) Project purpose: To enhance the winter snowpack in the Wind River Mountain Range;
- (iii) Project description: Conduct an operational winter snowpack augmentation program during the 2017-2018 fall, winter and spring seasons;
- (iv) Total project budget: Five hundred ninety thousand dollars (\$590,000.00);
- (v) Appropriation: There is appropriated from water development account I to the Wyoming water development office one hundred fifty-five thousand dollars (\$155,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2019;
- (vi) Special conditions:
  - (A) The Wyoming water development office shall manage and provide oversight of the program. Ten thousand dollars (\$10,000.00) of the total appropriation is allocated for this purpose;
  - (B) The project operations budget shall not exceed five hundred eighty thousand dollars (\$580,000.00) of which the state of Wyoming shall participate at a rate of twenty-five percent (25%) of actual project operations costs;
  - (C) Prior to commencing project operations, the Wyoming water development office shall acquire funding

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commitments from other Colorado River basin water users or other interested parties for seventy-five percent (75%) of actual project operations costs;

(D) If the state of Wyoming is unable to secure adequate funding commitments and the project is cancelled, the Wyoming water development office is authorized to use the appropriated funds to remove weather modification equipment and reclaim project sites.

(o) Project - Wheatland Wells 2017:

(i) Project sponsor: Town of Wheatland;

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

(iii) Project description: Design and construction of wells, pipelines and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million four hundred eighty-five thousand dollars (\$1,485,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed nine hundred ninety-four thousand nine hundred fifty dollars (\$994,950.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

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(vi) Appropriation: There is appropriated from water development account I to the commission nine hundred ninety-four thousand nine hundred fifty dollars (\$994,950.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, 2022;

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

**99-3-2204. Level III construction projects - rehabilitation.**

(a) Authorization is granted for the Level III rehabilitation construction projects identified in this section, subject to the general conditions specified in W.S. 99-3-104.

(b) Project - Casper CY Booster Station Replacement 2017:

(i) Project sponsor: City of Casper;

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

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

(iv) Total project budget: One million two hundred seventy-three thousand dollars (\$1,273,000.00);

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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed eight hundred fifty-two thousand nine hundred ten dollars (\$852,910.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission eight hundred fifty-two thousand nine hundred ten dollars (\$852,910.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

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

(c) Project - Deaver Irrigation District Flume Replacement/Laterals 2017:

(i) Project sponsor: Deaver Irrigation District;

(ii) Project purpose: Agriculture water supply;

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



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(iv) Total project budget: Three hundred thirty-eight thousand four hundred thirty-three dollars (\$338,433.00);

(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 as approved by the commission an amount not to exceed ninety-one thousand dollars (\$91,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ninety-one thousand dollars (\$91,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(vii) Special conditions:

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

(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.

(d) Project - Dry Creek Irrigation District Pipeline Replacement 2017:

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(i) Project sponsor: Dry Creek Irrigation District;

(ii) Project purpose: Agriculture water supply;

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

(iv) Total project budget: Six hundred seventy thousand dollars (\$670,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed four hundred forty-eight thousand nine hundred dollars (\$448,900.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two hundred twenty-one thousand one hundred dollars (\$221,100.00) or thirty-three percent (33%) of the actual development costs, whichever is less, for a term of twenty (20) years from the date the commission determines that project benefits accrue to the sponsor, at an annual interest rate of four percent (4%);

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(vii) Appropriation: There is appropriated from water development account II to the commission six hundred seventy thousand dollars (\$670,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022.

(e) Project - Goshen Irrigation District  
Rehabilitation 2017:

(i) Project sponsor: Goshen Irrigation District;

(ii) Project purpose: Agriculture water supply;

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

(iv) Total project budget: Three hundred ninety-eight thousand five hundred twenty-six dollars (\$398,526.00);

(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 as approved by the commission an amount not to exceed two hundred fourteen thousand dollars (\$214,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission two hundred

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fourteen thousand dollars (\$214,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(vii) Special conditions:

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

(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.

(f) Project - Heart Mountain Irrigation District Rehabilitation 2017:

(i) Project sponsor: Heart Mountain Irrigation District;

(ii) Project purpose: Agriculture water supply;

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

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(iv) Total project budget: one million one hundred sixty-three thousand six hundred eight-two dollars (\$1,163,682.00);

(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 as approved by the commission an amount not to exceed four hundred ten thousand dollars (\$410,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission four hundred ten thousand dollars (\$410,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(vii) Special conditions:

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

(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.

(g) Project - LeClair Irrigation District Rehabilitation 2017:

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(i) Project sponsor: LeClair Irrigation District;

(ii) Project purpose: Agriculture water supply;

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

(iv) Total project budget: One million seven hundred fifty-three thousand dollars (\$1,753,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million one hundred seventy-four thousand five hundred ten dollars (\$1,174,510.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed three hundred fifty-six thousand four hundred dollars (\$356,400.00) or thirty-three percent (33%) of the actual development costs, whichever is less, for a term of thirty (30) years from the date the commission determines that project benefits accrue to the sponsor, at an annual interest rate of four percent (4%);

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(vii) Appropriation: There is appropriated from water development account II to the commission one million five hundred thirty thousand nine hundred ten dollars (\$1,530,910.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(viii) Special conditions: The sponsor is responsible for acquiring an additional two hundred twenty-two thousand ninety dollars (\$222,090.00) from other sources to supplement the loan of three hundred fifty-six thousand four hundred dollars (\$356,400.00). The combined total of these two (2) funding sources is five hundred seventy-eight thousand four hundred ninety dollars (\$578,490.00) which equals thirty-three percent (33%) of the total project budget.

(h) Project - Midvale Pilot 27.0 A Lateral 2017:

(i) Project sponsor: Midvale Irrigation District;

(ii) Project purpose: Agriculture water supply;

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

(iv) Total project budget: Five hundred fifty-five thousand dollars (\$555,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II

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through the commission for the purchase of project materials as supported by vendor invoices and as approved by the commission an amount not to exceed three hundred fifty-five thousand dollars (\$355,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission three hundred fifty-five thousand dollars (\$355,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(vii) Special conditions:

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

(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.

(j) Project - Shoshone Irrigation District  
Rehabilitation 2017:

(i) Project sponsor: Shoshone Irrigation  
District;



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(ii) Project purpose: Agriculture water supply;

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

(iv) Total project budget: Four hundred eighty-two thousand dollars (\$482,000.00);

(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 as approved by the commission an amount not to exceed two hundred thirty-four thousand dollars (\$234,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission two hundred thirty-four thousand dollars (\$234,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(vii) Special conditions:

(A) The sponsor is responsible for all project costs with the exception of the purchase of project materials as supported by vendor invoices and as approved by 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.

(k) Project - Sidon Irrigation District Rehabilitation 2017:

(i) Project sponsor: Sidon Irrigation District;

(ii) Project purpose: Agriculture water supply;

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

(iv) Total project budget: Eight hundred fifty-nine thousand seven hundred forty dollars (\$859,740.00);

(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 as approved by the commission an amount not to exceed four hundred eighty-three thousand dollars (\$483,000.00) or one hundred percent (100%) of the approved materials costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission four hundred eighty-three thousand dollars (\$483,000.00) or as much

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thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

(vii) Special conditions:

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

(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 - Thermopolis Pipeline Replacement 2017:

(i) Project sponsor: Town of Thermopolis;

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

(iii) Project description: Construction of pipelines and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two million three hundred six thousand two hundred sixty-seven dollars (\$2,306,267.00);

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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed one million five hundred forty-five thousand two hundred dollars (\$1,545,200.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission one million five hundred forty-five thousand two hundred dollars (\$1,545,200.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2022;

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

**99-3-2205. Level III construction projects - dams and reservoirs.**

(a) Authorization is granted for the Level III dams and reservoirs construction projects identified in this section subject to the general conditions specified in W.S. 99-3-106.

(b) Project - Big Sandy Reservoir Enlargement:

(i) Project sponsor: Eden Valley Irrigation and Drainage District;

(ii) Project purpose: Agriculture water supply;

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(iii) Project description: Modification and raising of Big Sandy Dam to create a reservoir enlargement of approximately thirteen thousand five hundred (13,500) acre feet and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Eight million four hundred thousand dollars (\$8,400,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account III through the commission for project land procurement, construction engineering and construction of the project an amount not to exceed six million seven hundred twenty thousand dollars (\$6,720,000.00) or eighty percent (80%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account III through the commission for project land procurement, construction engineering and construction of the project an amount not to exceed one million six hundred eighty thousand dollars (\$1,680,000.00) or twenty percent (20%) of actual development costs, whichever is less, for a term of fifty (50) years from the date the commission determines that project benefits accrue to the sponsor, at an annual interest rate of four percent (4%);

(vii) Appropriation: There is appropriated from water development account III to the commission eight million four hundred thousand dollars (\$8,400,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this

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subsection shall revert to water development account III on July 1, 2023;

(viii) Special conditions: The state of Wyoming acting through the water development commission is hereby authorized to contract with the United States Bureau of Reclamation for the construction engineering and construction of the project as provided in this subsection.

(c) Project - Middle Piney Reservoir:

(i) Project sponsor: State of Wyoming;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Reconstruction of the Middle Piney Dam to recover and make usable approximately three thousand three hundred seventy (3,370) acre feet of the reservoir water right with a priority date of 1919 and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Twelve million one hundred sixty-eight thousand dollars (\$12,168,000.00);

(v) Appropriation: There is appropriated from water development account III to the commission for project land procurement, construction engineering and construction of the project twelve million one hundred sixty-eight thousand dollars (\$12,168,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account III on July 1, 2022;

(vi) Special conditions:

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(A) Prior to commencing construction, the state of Wyoming acting through the water development commission shall secure a special use permit from the United States - Bridger-Teton National Forest to authorize construction of the Middle Piney Dam;

(B) Prior to commencing construction, the state of Wyoming acting through the water development commission shall secure a special use permit or other agreement from the United States - Bridger-Teton National Forest to authorize the commission to operate the dam and manage the storage water once construction is complete;

(C) The state of Wyoming acting through the water development commission is hereby authorized to contract with the United States - Bridger-Teton National Forest for the construction engineering and construction of the project as provided in this subsection.

(d) Project - Alkali Creek Reservoir:

(i) Project sponsor: Nowood River Watershed Improvement District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Construction of a new dam on Alkali Creek which will impound approximately eight thousand (8,000) acre feet, to include water supply facilities and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Thirty-five million dollars (\$35,000,000.00);

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(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account III through the commission for project land procurement, construction engineering and construction of the project an amount not to exceed thirty-two million nine hundred thousand dollars (\$32,900,000.00) or ninety-four percent (94%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account III through the commission for project land procurement, construction engineering and construction of the project an amount not to exceed two million one hundred thousand dollars (\$2,100,000.00) or six percent (6%) of actual development costs, whichever is less, for a term of fifty (50) years from the date the commission determines that project benefits accrue to the sponsor, at an annual interest rate of four percent (4%);

(vii) Appropriation: There is appropriated from water development account III to the commission thirty-five million dollars (\$35,000,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account III on July 1, 2025.

(e) Project - Leavitt Reservoir Expansion:

(i) Project sponsor: Shell Valley Watershed Improvement District;

(ii) Project purpose: Agriculture water supply;



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(iii) Project description: Construction of a new off-channel dam which will impound approximately six thousand six hundred (6,600) acre feet, to include water supply facilities and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Forty-one million dollars (\$41,000,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account III through the commission for project land procurement, construction engineering and construction of the project an amount not to exceed thirty-nine million three hundred nineteen thousand dollars (\$39,319,000.00) or ninety-five and nine-tenths percent (95.9%) of the actual development costs, whichever is less;

(vi) Project loan: The state of Wyoming shall loan to the sponsor from water development account III through the commission for project land procurement, construction engineering and construction of the project an amount not to exceed one million six hundred eighty-one thousand dollars (\$1,681,000.00) or four and one-tenth percent (4.1%) of actual development costs, whichever is less, for a term of fifty (50) years from the date the commission determines that project benefits accrue to the sponsor, at an annual interest rate of four percent (4%);

(vii) Appropriation: There is appropriated from water development account III to the commission forty-one million dollars (\$41,000,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account III on July 1, 2025.

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[AMENDMENTS TO PRIOR PROJECTS]

**Section 2.** W.S. 99-3-1106(a)(vii) and (b)(vii), 99-3-1403(m)(vii), 99-3-1603(f)(vii), 99-3-1604(m)(vii), 99-3-1903(g)(iv), (v), (vii) and by creating a new paragraph (viii), 99-3-2004(d)(iv) through (vi) and 99-3-2104(e)(vii) are amended to read:

**99-3-1106. Sponsor's contingency funds.**

There are created the following sponsor's contingency funds:

(a) Project - Sponsor's Contingency Fund - New Development:

(vii) Appropriation: There is appropriated from water development account I to the commission two million dollars (\$2,000,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2017~~2025; and

(b) Project - Sponsor's Contingency Fund-Rehabilitation:

(vii) Appropriation: There is appropriated from water development account II to the commission one million three hundred thousand dollars (\$1,300,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2017~~2025; and

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

(m) Project - Riverton Water Supply:

(vii) Appropriation: There is appropriated from water development account I to the commission nine million eight hundred fifty-six thousand dollars (\$9,856,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2017~~2020;

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

(f) Project - GR/RS/SC Raw Water Reservoir:

(vii) Appropriation: There is appropriated from water development account I to the commission eight million two hundred eighty-two thousand dollars (\$8,282,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account I on July 1, ~~2017~~2018;

**99-3-1604. Level III construction projects - rehabilitation.**

(m) Project - Willwood Dam Rehabilitation:

(vii) Appropriation: There is appropriated from water development account II to the commission one million six hundred twenty thousand dollars (\$1,620,000.00) or as much thereof as is necessary to carry out the purpose of

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this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2017~~2018.

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

(g) Project - Laramie North Side Tank:

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

(iv) Total project budget: ~~One million two hundred thousand dollars (\$1,200,000.00)~~ Twelve million one hundred thousand dollars (\$12,100,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, and project land procurement, construction engineering and construction of the project an amount not to exceed ~~eight hundred four thousand dollars (\$804,000.00)~~ eight million one hundred seven thousand dollars (\$8,107,000.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vii) Appropriation: There is appropriated from water development account I to the commission ~~one million two hundred thousand dollars (\$1,200,000.00)~~ eight million five hundred three thousand dollars (\$8,503,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this

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subsection shall revert to water development account I on July 1, ~~2019-2020~~;

(viii) Special conditions: The sponsor is responsible for acquiring an additional three million five hundred ninety-seven thousand dollars (\$3,597,000.00) from other sources to supplement the sponsor's existing commission loan thereby providing thirty-three percent (33%) of the total project budget.

**99-3-2004. Level III construction projects - rehabilitation.**

(d) Project - Dull Knife Reservoir Spillway Rehabilitation:

(iv) Total project budget: ~~Four million nine hundred thousand dollars (\$4,900,000.00)~~ Five million six hundred twenty thousand dollars (\$5,620,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~one million seven hundred fifteen thousand dollars (\$1,715,000.00)~~ one million nine hundred sixty-seven thousand dollars (\$1,967,000.00) or thirty-five percent (35%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~one million seven hundred fifteen thousand dollars (\$1,715,000.00)~~ one million nine hundred sixty-seven thousand dollars (\$1,967,000.00) or as much thereof as is necessary to carry

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out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2020;

**99-3-2103. Level III construction projects - new development.**

(g) Project - Gillette Regional Extensions-Phase II:

(iii) Project description: Design and construction of ~~a pipeline~~ pipelines and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: ~~Eight hundred forty thousand dollars (\$840,000.00)~~ Three million three hundred forty thousand dollars (\$3,340,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, and project land procurement, construction engineering and construction of the project an amount not to exceed ~~five hundred sixty-two thousand eight hundred dollars (\$562,800.00)~~ two million two hundred thirty-seven thousand eight hundred dollars (\$2,237,800.00) or sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission ~~five hundred sixty-two thousand eight hundred dollars (\$562,800.00)~~ two million two hundred thirty-seven thousand eight hundred dollars (\$2,237,800.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended

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funds appropriated under this subsection shall revert to water development account I on July 1, 2021;

**99-3-2104. Level III construction projects - rehabilitation.**

(e) Project - LeClair Irrigation District Rehabilitation 2016:

(vii) Appropriation: There is appropriated from water development account II to the commission seven hundred sixty thousand dollars (\$760,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2021~~2017.

**Section 3.**

(a) Except as otherwise provided in subsection (b) of this section, this act is effective July 1, 2017.

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(b) W.S. 99-3-2205(c) created in section 1 of this act, describing the Middle Piney Reservoir project, is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the House.

\_\_\_\_\_  
Chief Clerk