

ENROLLED ACT NO. 14, SENATE

SIXTIETH LEGISLATURE OF THE STATE OF WYOMING
2010 BUDGET SESSION

AN ACT relating to state parks and historic sites; designating state parks, state historic sites, state archaeological sites and state recreation areas; requiring legal descriptions by rule; repealing statutory legal descriptions; and providing for an effective date.

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

Section 1. W.S. 36-8-1501 is created to read:

ARTICLE 15
OTHER DESIGNATIONS

36-8-1501. State park designation; state historic site designation; state archeological site designation; state recreation area designation.

(a) In addition to state parks designated in other statutes, the following lands are designated as state parks and the department shall by rule specify the legal description of the parks:

(i) The lands in Fremont County managed by the department as of July 1, 2010 as Boysen state park;

(ii) The lands in Park County managed by the department as of July 1, 2010 as Buffalo Bill state park;

(iii) The lands in Natrona County managed by the department as of July 1, 2010 as Edness Kimball Wilkins state park;

(iv) The lands in Platte County managed by the department as of July 1, 2010 as Glendo state park;

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(v) The lands in Platte County managed by the department as of July 1, 2010 as Guernsey state park;

(vi) The lands in Crook County managed by the department as of July 1, 2010 as Keyhole state park;

(vii) The lands in Carbon County managed by the department as of July 1, 2010 as Seminole state park.

(b) In addition to state historic sites designated in other statutes, the following lands are designated as state historic sites and the department shall by rule specify the legal description of the sites:

(i) The lands in Albany County managed by the department as of July 1, 2010 as Ames Monument state historic site;

(ii) The lands in Sheridan County managed by the department as of July 1, 2010 as Conner Battlefield state historic site;

(iii) The lands in Sheridan County managed by the department as of July 1, 2010 as Fetterman Battlefield state historic site;

(iv) The lands in Sublette County managed by the department as of July 1, 2010 as Fort Bonneville state historic site;

(v) The lands in Uinta County managed by the department as of July 1, 2010 as Fort Bridger state historic site;

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(vi) The lands in Converse County managed by the department as of July 1, 2010 as Fort Fetterman state historic site;

(vii) The lands in Johnson County managed by the department as of July 1, 2010 as Fort Phil Kearny state historic site;

(viii) The lands in Johnson County managed by the department as of July 1, 2010 as Fort Reno state historic site;

(ix) The lands in Uinta County managed by the department as of July 1, 2010 as Fort Supply state historic site;

(x) The lands in Sweetwater County managed by the department as of July 1, 2010 as Granger Stage Station state historic site;

(xi) The lands in Laramie County managed by the department as of July 1, 2010 as the Historic Governors' Mansion state historic site;

(xii) The lands in Natrona County managed by the department as of July 1, 2010 as Independence Rock state historic site;

(xiii) The lands in Fremont County managed by the department as of July 1, 2010 as Lander Cemetery state historic site;

(xiv) The lands in Lincoln County managed by the department as of July 1, 2010 as Names Hill state historic site;

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(xv) The lands in Platte County managed by the department as of July 1, 2010 as Oregon Trail Ruts state historic site;

(xvi) The lands in Uinta County managed by the department as of July 1, 2010 as Piedmont Kilns state historic site;

(xvii) The lands in Carbon County managed by the department as of July 1, 2010 as Platte River Stage Crossing state historic site;

(xviii) The lands in Sweetwater County managed by the department as of July 1, 2010 as Point of Rocks Stage Station state historic site;

(xix) The lands in Natrona County managed by the department as of July 1, 2010 as Red Buttes Battle and Cemetery state historic site;

(xx) The lands in Platte County managed by the department as of July 1, 2010 as Register Cliff state historic site;

(xxi) The lands in Sheridan County managed by the department as of July 1, 2010 as Trail End state historic site;

(xxii) The lands in Sheridan County managed by the department as of July 1, 2010 as Wagon Box Fight state historic site;

(xxiii) The lands in Platte County managed by the department as of July 1, 2010 as Wyoming Pioneer Museum state historic site.

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(c) In addition to state archaeological sites designated in other statutes, the following lands are designated as state archaeological sites and the department shall by rule specify the legal description of the sites:

(i) The lands in Hot Springs County managed by the department as of July 1, 2010 as Legend Rock state archaeological site;

(ii) The lands in Big Horn County managed by the department as of July 1, 2010 as Medicine Lodge state archaeological site.

(d) The lands in Goshen County managed by the department as of July 1, 2010 as Hawk Springs recreation area are designated as the Hawk Springs state recreation area. The department shall by rule specify the legal description of the recreation area.

Section 2. W.S. 36-8-302, 36-8-501 by creating a new subsection (c), 36-8-601(a)(intro), 36-8-701(a), 36-8-801(a)(intro) and (b), 36-8-902(a) and (d) and 36-8-1001(a)(intro), (b), (c) and (d)(intro) and 36-8-1002(b)(intro) and (i) are amended to read:

36-8-302. Name of park.

From and after the passage of this act, the land ~~which was granted to the state of Wyoming by act of congress of 1897, which ceded to the state of Wyoming, one (1) square mile of land,~~ managed by the department as of July 1, 2010 in the northeast portion of the Shoshone Indian Reservation, upon which is located the Big Horn Hot Springs, is hereby declared to be and shall hereafter be known as the "Hot Springs State Park". The department shall by rule specify the legal description of the state park.

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ARTICLE 5
SOUTH PASS CITY STATE HISTORIC SITE

36-8-501. South Pass City state historic site.

(c) The lands in Fremont County managed by the department as of July 1, 2010 as South Pass City are designated as the South Pass City state historic site. The department shall by rule specify the legal description of the historic site.

36-8-601. Declaration of Curt Gowdy state park.

(a) The lands in Laramie and Albany counties ~~known as the managed by the department as of July 1, 2010 at~~ Granite Reservoir, Crystal Reservoir and Upper North Crow Reservoir areas ~~described as follows known collectively as Curt Gowdy state park~~ are hereby declared to be a state park. + The department shall by rule specify the legal description of the state park.

36-8-701. Declaration of Sinks Canyon state park; disposal of land.

(a) The ~~state owned~~ lands in Fremont County managed by the department as of July 1, 2010 and known as Sinks Canyon ~~described as follows~~ are hereby declared to be a state park. + In township 32 north, range 100 west, 6th p.m., section 8: S1/2SE1/4, NE1/4SE1/4; section 9: NW1/4SW1/4; section 17: E1/2NW1/4, N1/2SW1/4, SW1/4SW1/4; W1/2NE1/4; section 18: NE1/4SE1/4, S1/2SE1/4, SE1/4SW1/4, containing 600 acres, more or less The department shall by rule specify the legal description of the state park.

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36-8-801. Declaration of area as Fort Fred Steele state historic site; administration; safety facilities.

(a) The lands in Carbon county managed by the department as of July 1, 2010 and known as the Fort Fred Steele area ~~described as follows~~ are hereby declared to be a ~~historical~~ state ~~park~~: historic site. The department shall by rule specify the legal description of the site.

(b) The department of state parks and cultural resources shall administer this area providing for the best possible ~~historical state park~~ state historic site, and it shall be the responsibility of the department to provide all reasonable and necessary safety facilities made necessary by reason of the increased hazards resulting from the establishing of a state park adjacent to, and on both sides of, Union Pacific Railroad Company's main line right-of-way and tracks. These safety facilities shall include, but are not limited to, such fencing of Union Pacific Railroad Company's main line right-of-way as is reasonably necessary to prevent access by the general public to such right-of-way; some type of pedestrian walkway through the grade separation to provide pedestrian access between the south and north sides of the ~~park site~~; and either the closing of the Fort Steele grade crossing to the general public or the establishment at said crossing of grade crossing protection devices consisting of flasher lights and gates. The department is hereby authorized to enter into agreements with Union Pacific Railroad Company relative to the department's providing such reasonable and necessary safety facilities. In the event the department and Union Pacific Railroad Company are unable to so agree, the public service commission of Wyoming shall determine what reasonable and necessary safety facilities shall be provided by the department at Fort Fred Steele state ~~park~~ historic site, upon application filed with the public

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service commission of Wyoming by either Union Pacific Railroad Company or the department. These necessary and reasonable safety facilities shall be constructed before the opening of the Fort Fred Steele state ~~park~~historic site to the public.

36-8-902. Designation of lands as Bear River state park; park administration and operation.

(a) The ~~state owned~~ lands in Uinta county ~~described as follows are designated as the~~ managed by the department as of July 1, 2010 and known as Bear River State Park: ~~In Township 15 North, Range 120 West, 6th P.M., Section 22: N1/2 SE1/4; SE1/4 SE1/4; that portion of S1/2 NE1/4 lying south of the Interstate 80 highway right of way; that portion of SW1/4 SE1/4 and E1/2 SW1/4 lying northeast of a line described as follows: beginning at a point on the south line of Section 22 which is 42.30 chains east of the southwest corner of Section 22, then running North 21°15' West 11.20 chains to a point, and then running North 27° West 43.50 chains, more or less, to a point where the line intersects the west line of SE1/4 NW1/4 of Section 22; and that portion of SE1/4 NW1/4 lying northeast of the above described line and south of the Interstate 80 highway right of way; containing 280 acres, more or less. Effective no later than May 1, 1997, pursuant to a conveyance of state owned lands from the Wyoming state hospital to the department of commerce, the state owned lands in Uinta county described as follows shall be designated as part of the Bear River State Park: within Section 26, Township 15 N. Range 120 W., 6th Principal Meridian, Uinta County, Wyoming described to wit: NW1/4 OF NW 1/4 of the NW1/4 of said Section 26; containing 10 acres, more or less are declared to be a state park. The department shall by rule specify the legal description of the state park.~~

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(d) The department of state parks and cultural resources ~~is the successor agency to the department of commerce and the Wyoming recreation commission and~~ shall administer and operate the state park created by this section. ~~in accordance with the plan specified in W.S. 36-8-901(e) unless otherwise directed by the legislature.~~

36-8-1001. Wyoming Territorial Prison state historic site.

(a) The ~~state owned~~ lands in Albany County ~~described as follows managed by the department as of July 1, 2010 and known as the Wyoming Territorial Prison~~ are declared to be a state ~~park and historical~~ historic site. ~~+~~ The department shall by rule specify the legal description of the state historic site.

(b) The state ~~park and historical~~ historic site shall be known as the "Wyoming territorial prison state ~~park and historical~~ historic site".

(c) The board of land commissioners shall not trade, sell or otherwise dispose of the lands described in paragraph ~~(a)(i)~~ (a) of this section without approval of the legislature.

(d) The department of state parks and cultural resources shall prepare a plan for the operation of the Wyoming territorial prison historic site ~~and state park~~ by the department as part of the department's comprehensive plan under W.S. 36-4-106. ~~In developing the plan, the department shall:~~

36-8-1002. Transfer of lands; site administration; lease and contract agreements.

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(b) The department of state parks and cultural resources shall administer, operate and maintain the ~~state park, excluding lands and buildings comprising the~~ historic site; ~~as specified under W.S. 36-8-1001(e), as follows:~~

(i) ~~Park development, operation and management shall be~~ In accordance with the plan specified under W.S. 36-8-1001(d). The department may, under lease agreement or contract management arrangement with a local public or private nonprofit entity, provide for special events at the ~~park~~ historic site in accordance with W.S. 36-4-121(o) or management of specified areas of the park by the public or private entity;

Section 3. W.S. 36-8-501(a), 36-8-601(a)(i) through (v), 36-8-801(a)(i) through (iii), 36-8-901, 36-8-902(b) and (c), 36-8-1001(a)(i), (d)(i) and (ii) and 36-8-1002(a) and (c) are repealed.

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Section 4. This act is effective July 1, 2010.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk