

ORIGINAL SENATE  
FILE NO. SF0037

ENROLLED ACT NO. 6, SENATE

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING  
2021 GENERAL SESSION

AN ACT relating to water development projects; authorizing specified level I and level II studies; providing appropriations; requiring reports; providing for the reversion of unexpended funds; authorizing unobligated funds to be used to complete other designated projects as specified; extending reversion and study dates; transferring funds from water development account I to water development account II; and providing for an effective date.

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

[2021-2022 WATER PROGRAM]  
[AUTHORIZED LEVEL I AND LEVEL II STUDIES]

**Section 1. LEVEL I RECONNAISSANCE STUDIES - NEW DEVELOPMENT.** The following sums of money are appropriated from water development account I, as created by W.S. 41-2-124(a)(i), to the water development commission to be expended to conduct the following reconnaissance studies as defined in W.S. 41-2-114. Funds appropriated under this section for a particular project which are in excess of the actual amount necessary to complete the study may, subject to the review of the select water committee, be expended by the commission to complete the reconnaissance study for any other project listed in this section. Appropriated funds not obligated prior to July 1, 2024 shall revert to water development account I. The commission shall submit a report to the legislature on each of the following studies prior to the 2023 legislative session:

[LEVEL I RECONNAISSANCE STUDIES - NEW DEVELOPMENT]

<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
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Hoback River Watershed Study	Sublette, Lincoln and Teton Counties	\$277,000
Lander Water Master Plan	Fremont County	\$208,000
Nordic Ranches Water Master Plan	Lincoln County	\$63,000
Upton Water Master Plan	Weston County	\$153,000
Wheatland Water Master Plan	Platte County	\$125,000
Lake Hattie Reservoir Full Utilization Study	Albany County	\$250,000
UW Water Research Program	Statewide	<u>\$283,454</u>
Total appropriation for Section 1		\$1,359,454

**Section 2. LEVEL II FEASIBILITY STUDIES - NEW DEVELOPMENT.** The following sums of money are appropriated from water development account I, as created by W.S. 41-2-124(a)(i), to the water development commission to be expended to conduct the following feasibility studies as defined in W.S. 41-2-114. Funds appropriated under this section for a particular project which are in excess of the actual amount necessary to complete the study may, subject to the review of the select water committee, be expended by the commission to complete the feasibility study for any other project listed in this section. Appropriated funds not obligated prior to July 1, 2024 shall revert to water development account I. The commission shall submit a report to the legislature on each of the following studies prior to the 2023 legislative session:

[LEVEL II FEASIBILITY STUDIES - NEW DEVELOPMENT]

<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
Big Horn Regional Transmission	Washakie County	\$146,000
Byron Rural Water Supply	Big Horn County	\$127,000
Gillette Water System Improvements	Campbell County	\$150,000
Little Snake River Valley Water Supply, Phase II	Carbon County	<u>\$163,000</u>

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Total appropriation for Section 2 \$586,000

**Section 3. LEVEL I RECONNAISSANCE STUDIES - REHABILITATION.** The following sums of money are appropriated from water development account II, as created by W.S. 41-2-124(a)(ii), to the water development commission to be expended to conduct the following reconnaissance studies as defined in W.S. 41-2-114. Funds appropriated under this section for a particular project which are in excess of the actual amount necessary to complete the study may, subject to the review of the select water committee, be expended by the commission to complete the reconnaissance study for any other project listed in this section. Appropriated funds not obligated prior to July 1, 2024 shall revert to water development account II. The commission shall submit a report to the legislature on each of the following studies prior to the 2023 legislative session.

[LEVEL I RECONNAISSANCE STUDIES - REHABILITATION]

<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
Highland Irrigation District Master Plan	Sublette County	<u>\$192,000</u>
Total appropriation for Section 3		\$192,000

**Section 4.** 2020 Wyoming Session Laws, Chapter 150, Section 4 is amended to read:

**Section 4. LEVEL II FEASIBILITY STUDIES - REHABILITATION.** The following sums of money are appropriated from water development account II, as created by W.S. 41-2-124(a)(ii), to the water development commission to be expended to conduct the following feasibility studies as defined in

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W.S. 41-2-114. Funds appropriated under this section for a particular project which are in excess of the actual amount necessary to complete the study may, subject to the review of the select water committee, be expended by the commission to complete the feasibility study for any other project listed in this section. ~~Appropriated—~~Funds appropriated to the Highland Hanover ID Pump Station project not obligated prior to July 1, 2023 shall revert to water development account II. Funds appropriated to the LaPrele Irrigation District Rehabilitation, Phase II project not obligated prior to July 1, 2024 shall revert to water development account II. The commission shall submit a report to the legislature ~~on each of the following studies~~ prior to the 2022 legislative session on the Highland Hanover ID Pump Station study and prior to the 2023 legislative session on the LaPrele Irrigation District Rehabilitation, Phase II study.

[LEVEL II FEASIBILITY STUDIES - REHABILITATION]

<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
Highland Hanover ID Pump Station	Washakie County	\$75,000
LaPrele Irrigation District Rehabilitation, Phase II	Converse County	<del>\$650,000</del> \$4,950,000
Total 2020 appropriation for Section 4		\$725,000
<u>Total 2021 appropriation for Section 4</u>		<u>\$4,300,000</u>

Special conditions for the LaPrele Irrigation District Rehabilitation, Phase II study: The

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LaPrele Irrigation District shall seek funding for the study from other sources. If the district obtains funding from any other source, the district shall, to the extent possible, reimburse the commission for any costs previously expended for the study from this appropriation. Reimbursed funds shall be deposited into water development account II. If the district obtains funding from another source but is unable to reimburse the commission, the district shall complete the study using funding from any other source before using funding appropriated under this section, provided funding appropriated under this section may be used for any cost share requirements upon approval of the commission and the select water committee.

**Section 5.** 2018 Wyoming Session Laws, Chapter 94, Sections 2 and 5 is amended to read:

**Section 2.** LEVEL II FEASIBILITY STUDIES - NEW DEVELOPMENT. The following sums of money are appropriated from water development account I, as created by W.S. 41-2-124(a)(i), to the water development commission to be expended to conduct the following feasibility studies as defined in W.S. 41-2-114. Funds appropriated under this section for a particular project which are in excess of the actual amount necessary to complete the study may, subject to the review of the select water committee, be expended by the commission to complete the feasibility study for any other project listed in this section. ~~Appropriated—~~Funds appropriated to the GR-RS-SC JPWB Pump Station Sweetwater and Transmission,

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Lander Test Well Study and Little Snake River Valley Municipal Water Supply projects not obligated prior to July 1, 2021 shall revert to water development account I. Funds appropriated to the Fontenelle Dam and Outlet Works Infrastructure Completion and the Glendo Reservoir Full Utilization Project projects not obligated prior to July 1, 2024 shall revert to water development account I. The commission shall submit a report to the legislature ~~on each of the following studies~~ prior to the 2020 legislative session ~~on the GR-RS-SC JPWB Pump Station Sweetwater and Transmission, Lander Test Well Study and Little Snake River Valley Municipal Water Supply studies~~ and prior to 2023 legislative session on the Fontenelle Dam and Outlet Works Infrastructure Completion and the Glendo Reservoir Full Utilization Project studies.

[LEVEL I FEASIBILITY STUDIES - NEW DEVELOPMENT]

<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
Fontenelle Dam and <del>Outworks</del> <u>Outlet Works</u> Infrastructure Completion	Lincoln and Sweetwater Counties	\$750,000
Glendo Reservoir Full Utilization Project	Platte County	\$750,000
GR-RS-SC JPWB Pump Station and Transmission	Sweetwater County	\$180,000
Lander Test Well Study	Fremont County	\$2,340,000
Little Snake River Valley Municipal Water Supply	Carbon County	<u>\$135,000</u>

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Total 2018 appropriation for Section 2           \$4,155,000  
Total 2021 appropriation for Section 2           \$0

**Section 5. TIME EXTENSION FOR LEVEL II FEASIBILITY STUDIES - DAMS AND RESERVOIRS.** In the 2015 Omnibus water bill - planning, 2015 Wyoming Session Laws, Chapter 168, Section 5, the following sums of money were appropriated from water development account III, as created by W.S. 41-2-124(a)(iii), to the water development commission to be expended to conduct the following feasibility studies as defined in W.S. 41-2-114. A three (3) year time extension is granted for ~~those feasibility studies~~ the Shell Valley Storage - Leavitt Reservoir project and appropriated funds for that project not obligated prior to July 1, 2021 shall revert to water development account III. A six (6) year time extension is granted for the Clear Creek Storage and Nowood River Storage - Alkali Cr. projects and funds appropriated for those projects but not obligated prior to July 1, 2024 shall revert to water development account III. The commission shall submit a report to the legislature ~~on each of the following studies~~ on the Shell Valley Storage - Leavitt Reservoir project study and prior to the 2023 legislative session on the Clear Creek Storage and Nowood River Storage - Alkali Cr. studies.

[LEVEL II FEASIBILITY STUDIES - DAMS AND  
RESERVOIRS]

<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
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Clear Creek Storage	Johnson County	\$700,000
Nowood River Storage - Alkali Cr.	Bighorn, Washakie Counties	\$4,000,000
Shell Valley Storage - Leavitt Reservoir	Big Horn County	<u>\$4,500,000</u>
Total 2015 appropriation for Section 5		\$9,200,000
Total 2018 appropriation for Section 5		\$0
<u>Total 2021 appropriation for Section 5</u>		<u>\$0</u>

**Section 6.** The Wyoming water development commission is hereby authorized to transfer four million three hundred thousand dollars (\$4,300,000.00) from water development account I created by W.S. 41-2-124(a)(i) to water development account II created by W.S. 41-2-124(a)(ii) for the LaPrele Irrigation District Rehabilitation, Phase II study. The appropriation of funds for the LePrele Irrigation District Rehabilitation, Phase II study in Section 4 of this act is contingent upon this transfer of funds to water development account II.



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**Section 7.** This act 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 Senate.

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