

ENROLLED ACT NO. 4, SENATE

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

AN ACT relating to the Wyoming energy authority; amending the purposes of the energy authority to include support for specified minerals industries; specifying geothermal and pumped hydro energy projects as projects which may be supported by the authority; authorizing bonding for projects involving specified minerals; providing and amending definitions; and providing for an effective date.

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

Section 1. W.S. 37-5-501(a)(iv), (v) and by creating new paragraphs (viii) and (ix), 37-5-503(a) by creating a new paragraph (x) and 37-5-602(c) and by creating a new subsection (n) are amended to read:

37-5-501. Definitions.

(a) As used in this article:

(iv) "Energy project" means any project related to or involving a natural resource associated with energy or an associated natural resource, including specifically geothermal and pumped hydro energy projects;

(v) "Natural resource associated with energy" or "associated natural resource" means any technology or any substance, mineral, element or compound, either gaseous, liquid or solid, associated with the production, development, refining, processing, storage or transmission of energy or as otherwise provided in this article;

(viii) "Critical material" means any substance used in technology or production for which there are supply

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risks and for which there is no readily available or accessible substitute in the United States;

(ix) "Rare earth mineral" means a metallic element of the lanthanide series of the periodic table, scandium, yttrium and any other metallic element with similar physical and chemical properties to any element specified in this paragraph.

37-5-503. Purposes; report.

(a) The authority is created to:

(x) Support efforts to maintain and expand the rare earth minerals industry, the critical materials industry, the trona industry and other mineral industries in Wyoming and to maintain and expand the production of products and materials using rare earth minerals, critical materials, trona and other minerals.

37-5-602. Authority revenue bonds; issuance; amount.

(c) The principal amount of any bonds that have been retired, redeemed, defeased or refunded by the authority need not be taken into account in computing compliance with the maximum amounts of bonds authorized to be issued under subsections ~~(a) and~~ (b) and (n) of this section.

(n) Subject to subsection (b) of this section and consistent with the purposes of W.S. 37-5-503(a), the authority may issue and have outstanding bonds to finance facilities, infrastructure and other transportation and distribution projects related to the production, transportation, distribution and utilization of rare earth

ORIGINAL SENATE
FILE NO. SF0043

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minerals, critical materials, trona and other minerals that
are located in Wyoming.

Section 2. This act is effective July 1, 2021.

(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