

SENATE FILE NO. SF0080

Omnibus water bill-construction.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to water development projects; authorizing
 2 construction of designated water projects; describing
 3 projects; specifying terms and conditions of funding for
 4 projects; providing grants; providing appropriations;
 5 amending the sponsor's contingency fund; amending amounts
 6 and terms of appropriations for specified prior projects;
 7 transferring funds from water development account I to
 8 water development account II; and providing for an
 9 effective date.

10

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

12

13 **Section 1.** W.S. 99-3-2701 through 99-3-2704 are
 14 created to read:

15

16

ARTICLE 27

1 2022 CONSTRUCTION PROJECTS

2

3 **99-3-2701. Definitions.**

4

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

6

7 **99-3-2702. General authorization.**

8

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

10

11 **99-3-2703. Level III construction projects - new**
12 **development.**

13

14 (a) Authorization is granted for the Level III new
15 development construction projects identified in this
16 section subject to the general conditions specified in W.S.
17 99-3-103, provided that W.S. 99-3-103(a)(iii) shall not
18 apply to the projects identified in this section unless
19 required by W.S. 41-2-121.

20

21 (b) Project - Cloud Seeding: Medicine Bow and Sierra
22 Madre Mountain Ranges 2023 (aerial):

23

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

1

2 (ii) Project purpose: To enhance the winter
3 snowpack in the Medicine Bow and Sierra Madre mountain
4 ranges;

5

6 (iii) Project description: Conduct an aerial
7 operational winter snowpack augmentation program during the
8 2022-2023 season;

9

10 (iv) Total project budget: Eight hundred
11 seventy-three thousand four hundred ninety dollars
12 (\$873,490.00);

13

14 (v) Appropriation: There is appropriated from
15 water development account I to the Wyoming water
16 development office eight hundred twenty-three thousand four
17 hundred ninety dollars (\$823,490.00) or as much thereof as
18 is necessary to carry out the purpose of this subsection.
19 Unexpended and unobligated funds appropriated under this
20 subsection shall revert to water development account I on
21 July 1, 2024;

22

23 (vi) Special conditions:

1

2 (A) The Wyoming water development office
3 shall acquire funding commitments from Wyoming water users
4 or other interested parties for operational costs which
5 exceed the project appropriation;

6

7 (B) The Wyoming water development office is
8 authorized to enter into contracts with Colorado
9 organizations to extend aerial weather modification efforts
10 into Colorado provided these organizations pay one hundred
11 percent (100%) of the additional costs associated with
12 operations in Colorado.

13

14 (c) Project - Cloud Seeding: Wind River and Sierra
15 Madre Mountain Ranges 2023 (ground based):

16

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

18

19 (ii) Project purpose: To enhance the winter
20 snowpack in the Wind River and Sierra Madre mountain
21 ranges;

22

1 (iii) Project description: Conduct a
2 ground-based operational winter snowpack augmentation
3 program during the 2022-2023 season;

4

5 (iv) Total project budget: eight hundred
6 forty-four thousand five hundred eighty dollars
7 (\$844,580.00);

8

9 (v) Appropriation: There is appropriated from
10 water development account I to the Wyoming water
11 development office three hundred sixteen thousand dollars
12 (\$316,000.00) or as much thereof as is necessary to carry
13 out the purpose of this subsection. Unexpended and
14 unobligated funds appropriated under this subsection shall
15 revert to water development account I on July 1, 2024;

16

17 (vi) Special conditions:

18

19 (A) The state of Wyoming shall participate
20 at a rate up to thirty-seven percent (37%) of actual
21 project operations costs not to exceed three hundred
22 sixteen thousand dollars (\$316,000.00);

23

1 (B) Prior to commencing project operations,
2 the Wyoming water development office shall acquire funding
3 commitments from other Colorado River basin water users or
4 other interested parties for a minimum of sixty-three
5 percent (63%) of actual project operations costs;

6

7 (C) If the project is cancelled, the
8 Wyoming water development office is authorized to use the
9 appropriated funds to remove weather modification equipment
10 and reclaim project sites.

11

12 (d) Project - Crystal Bypass Pipeline 2022:

13

14 (i) Project sponsor: Cheyenne Board of Public
15 Utilities;

16

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

19

20 (iii) Project description: Design and
21 construction of water transmission pipelines, structures
22 and appurtenances necessary to make the project function in
23 the manner intended;

1

2 (iv) Total project budget: three million eight
3 hundred thousand dollars (\$3,800,000.00);

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 design, permit procurement,
8 project land procurement, construction engineering and
9 construction of the project an amount not to exceed two
10 million five hundred forty-six thousand dollars
11 (\$2,546,000.00) or sixty-seven percent (67%) of these
12 actual development costs, whichever is less;

13

14 (vi) Appropriation: Except as provided in this
15 paragraph, there is appropriated from water development
16 account I to the commission two million five hundred
17 forty-six thousand dollars (\$2,546,000.00) or as much
18 thereof as is necessary to carry out the purpose of this
19 subsection. Unexpended and unobligated funds appropriated
20 under this subsection shall revert to water development
21 account I on July 1, 2027. If the project is eligible for
22 funding pursuant to the American Rescue Plan Act of 2021,
23 P.L. No. 117-2, of any unexpended, unobligated funds

1 received by the state of Wyoming through the Coronavirus
2 State Fiscal Recovery Fund established under section 602 of
3 title VI of the federal Social Security Act, as created by
4 section 9901 of the American Rescue Plan Act of 2021, P.L.
5 117-2, which are not otherwise appropriated in the 2022
6 legislative budget session, up to two million five hundred
7 forty-six thousand dollars (\$2,546,000.00) shall be
8 expended for the purpose of this subsection before any
9 expenditure of water development account I funds
10 appropriated by this paragraph;

11

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

15

16 (e) Project - Evanston Transmission Pipeline 2022:

17

18 (i) Project sponsor: City of Evanston;

19

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

22

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

5

6 (iv) Total project budget: One million eight
7 hundred twenty thousand dollars (\$1,820,000.00);

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 one
14 million two hundred nineteen thousand four hundred dollars
15 (\$1,219,400.00) or sixty-seven percent (67%) of these
16 actual development costs, whichever is less;

17

18 (vi) Appropriation: Except as provided in this
19 paragraph, there is appropriated from water development
20 account I to the commission one million two hundred
21 nineteen thousand four hundred dollars (\$1,219,400.00) or
22 as much thereof as is necessary to carry out the purpose of
23 this subsection. Unexpended and unobligated funds

1 appropriated under this subsection shall revert to water
2 development account I on July 1, 2027. If the project is
3 eligible for funding pursuant to the American Rescue Plan
4 Act of 2021, P.L. No. 117-2, of any unexpended, unobligated
5 funds received by the state of Wyoming through the
6 Coronavirus State Fiscal Recovery Fund established under
7 section 602 of title VI of the federal Social Security Act,
8 as created by section 9901 of the American Rescue Plan Act
9 of 2021, P.L. 117-2, which are not otherwise appropriated
10 in the 2022 legislative budget session, up to one million
11 two hundred nineteen thousand four hundred dollars
12 (\$1,219,400.00) shall be expended for the purpose of this
13 subsection before any expenditure of water development
14 account I funds appropriated by this paragraph;

15

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

19

20 (f) Project - Gillette Regional Extensions Phase VI
21 2022:

22

23 (i) Project sponsor: City of Gillette;

1

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

4

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

9

10 (iv) Total project budget: one million six
11 hundred eighty thousand dollars (\$1,680,000.00);

12

13 (v) Project grant: The state of Wyoming shall
14 grant to the sponsor from water development account I
15 through the commission for the design, permit procurement,
16 project land procurement, construction engineering and
17 construction of the project an amount not to exceed one
18 million one hundred twenty-five thousand six hundred
19 dollars (\$1,125,600.00) or sixty-seven percent (67%) of
20 these actual development costs, whichever is less;

21

22 (vi) Appropriation: Except as provided in this
23 paragraph, there is appropriated from water development

1 account I to the commission one million one hundred
2 twenty-five thousand six hundred dollars (\$1,125,600.00) or
3 as much thereof as is necessary to carry out the purpose of
4 this subsection. Unexpended and unobligated funds
5 appropriated under this subsection shall revert to water
6 development account I on July 1, 2027. If the project is
7 eligible for funding pursuant to the American Rescue Plan
8 Act of 2021, P.L. No. 117-2, of any unexpended, unobligated
9 funds received by the state of Wyoming through the
10 Coronavirus State Fiscal Recovery Fund established under
11 section 602 of title VI of the federal Social Security Act,
12 as created by section 9901 of the American Rescue Plan Act
13 of 2021, P.L. 117-2, which are not otherwise appropriated
14 in the 2022 legislative budget session, up to one million
15 one hundred twenty-five thousand six hundred dollars
16 (\$1,125,600.00) shall be expended for the purpose of this
17 subsection before any expenditure of water development
18 account I funds appropriated by this paragraph;

19

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

23

1 (g) Project - Northwest Rural Water System
2 Improvements 2022:

3

4 (i) Project sponsor: Northwest Rural Water
5 District;

6

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

9

10 (iii) Project description: Design and
11 construction of storage tanks and appurtenances necessary
12 to make the project function in the manner intended;

13

14 (iv) Total project budget: one million
15 forty-five thousand dollars (\$1,045,000.00);

16

17 (v) Project grant: The state of Wyoming shall
18 grant to the sponsor from water development account I
19 through the commission for the design, permit procurement,
20 project land procurement, construction engineering and
21 construction of the project an amount not to exceed seven
22 hundred thousand one hundred fifty dollars (\$700,150.00) or

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

3

4 (vi) Appropriation: Except as provided in this
5 paragraph, there is appropriated from water development
6 account I to the commission seven hundred thousand one
7 hundred fifty dollars (\$700,150.00) or as much thereof as
8 is necessary to carry out the purpose of this subsection.
9 Unexpended and unobligated funds appropriated under this
10 subsection shall revert to water development account I on
11 July 1, 2027. If the project is eligible for funding
12 pursuant to the American Rescue Plan Act of 2021, P.L. No.
13 117-2, of any unexpended, unobligated funds received by the
14 state of Wyoming through the Coronavirus State Fiscal
15 Recovery Fund established under section 602 of title VI of
16 the federal Social Security Act, as created by section 9901
17 of the American Rescue Plan Act of 2021, P.L. 117-2, which
18 are not otherwise appropriated in the 2022 legislative
19 budget session, up to seven hundred thousand one hundred
20 fifty dollars (\$700,150.00) shall be expended for the
21 purpose of this subsection before any expenditure of water
22 development account I funds appropriated by this paragraph;

23

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 **99-3-2704. Level III construction projects -**
 6 **rehabilitation.**

7

8 (a) Authorization is granted for the Level III
 9 rehabilitation construction projects identified in this
 10 section subject to the general conditions specified in W.S.
 11 99-3-104, provided that W.S. 99-3-104(a)(iii) shall not
 12 apply to the projects identified in this section unless
 13 required by W.S. 41-2-121.

14

15 (b) Project - Big Horn Canal Adobe Check Structure
 16 2022:

17

18 (i) Project sponsor: Big Horn Canal Irrigation
 19 District;

20

21 (ii) Project purpose: Agricultural water supply;

22

1 (iii) Project description: Design and
2 construction of a water control 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 thousand dollars (\$230,000.00);

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 one hundred dollars
15 (\$154,100.00) or sixty-seven percent (67%) of these 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 one hundred dollars (\$154,100.00) or as
21 much thereof as is necessary to carry out the purpose of
22 this subsection. Unexpended and unobligated funds

1 appropriated under this subsection shall revert to water
2 development account II on July 1, 2027;

3

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

7

8 (c) Project - Cottonwood Irrigation District Pipeline
9 Replacement 2022:

10

11 (i) Project sponsor: Cottonwood Irrigation
12 District;

13

14 (ii) Project purpose: Agricultural water supply;

15

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

20

21 (iv) Total project budget: one million six
22 hundred thousand dollars (\$1,600,000.00);

1

2 (v) Project grant: The state of Wyoming shall
3 grant to the sponsor from water development account II
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 seventy-two thousand dollars (\$1,072,000.00) or
8 sixty-seven percent (67%) of these actual development
9 costs, whichever is less;

10

11 (vi) Project loan: The state of Wyoming shall
12 loan to the sponsor from water development account II
13 through the commission for the design, permit procurement,
14 project land procurement, construction engineering and
15 construction of the project an amount not to exceed five
16 hundred twenty-eight thousand dollars (\$528,000.00) or
17 thirty-three percent (33%) of these actual development
18 costs, whichever is less, for a term of forty (40) years
19 from the date the commission determines that project
20 benefits accrue to the sponsor, at an annual interest rate
21 of four percent (4%);

22

1 (vii) Appropriation: There is appropriated from
2 water development account II to the commission one million
3 six hundred thousand dollars (\$1,600,000.00) or as much
4 thereof as is necessary to carry out the purpose of this
5 subsection. Unexpended and unobligated funds appropriated
6 under this subsection shall revert to water development
7 account II on July 1, 2027;

8
9 (viii) Special Conditions: The appropriation of
10 funds for this project is contingent upon the transfer of
11 funds to water development account II as described in
12 section 3 of this act or transfer from another funding
13 source.

14

15 (d) Project - Deaver ID Rehabilitation 2022:

16

17 (i) Project sponsor: Deaver Irrigation District;

18

19 (ii) Project purpose: Agricultural water supply;

20

21 (iii) Project description: Design and
22 construction of pipelines, structures and appurtenances

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

3
4 (iv) Total project budget: two million seven
5 hundred twenty-two thousand seven hundred dollars
6 (\$2,722,700.00);

7
8 (v) Project grant: The state of Wyoming shall
9 grant to the sponsor from water development account II
10 through the commission for the design, permit procurement,
11 project land procurement, construction engineering and
12 construction of the project an amount not to exceed eight
13 hundred sixteen thousand eight hundred ten dollars
14 (\$816,810.00) or thirty percent (30%) of these actual
15 development costs, whichever is less;

16
17 (vi) Appropriation: There is appropriated from
18 water development account II to the commission eight
19 hundred sixteen thousand eight hundred ten dollars
20 (\$816,810.00) or as much thereof as is necessary to carry
21 out the purpose of this subsection. Unexpended and

1 unobligated funds appropriated under this subsection shall
2 revert to water development account II on July 1, 2027;

3

4 (vii) Special Conditions: The sponsor is
5 responsible for acquiring seventy percent (70%) of the
6 total project budget from other sources.

7

8 (e) Project - Dry Creek Irrigation District Pipeline
9 Replacement 2022:

10

11 (i) Project sponsor: Dry Creek Irrigation
12 District;

13

14 (ii) Project purpose: Agricultural water supply;

15

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

20

21 (iv) Total project budget: one million eight
22 hundred fifty thousand dollars (\$1,850,000.00);

23

1 (v) Project grant: The state of Wyoming shall
2 grant to the sponsor from water development account II
3 through the commission for the design, permit procurement,
4 project land procurement, construction engineering and
5 construction of the project an amount not to exceed one
6 million two hundred thirty-nine thousand five hundred
7 dollars (\$1,239,500.00) or sixty-seven percent (67%) of
8 these actual development costs, whichever is less;

9

10 (vi) Project loan: The state of Wyoming shall
11 loan to the sponsor from water development account II
12 through the commission for the design, permit procurement,
13 project land procurement, construction engineering and
14 construction of the project an amount not to exceed six
15 hundred ten thousand five hundred dollars (\$610,500.00) or
16 thirty-three percent (33%) of these actual development
17 costs, whichever is less, for a term of twenty (20) years
18 from the date the commission determines that project
19 benefits accrue to the sponsor, at an annual interest rate
20 of four percent (4%);

21

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

1 eight hundred fifty thousand dollars (\$1,850,000.00) or as
2 much thereof as is necessary to carry out the purpose of
3 this subsection. Unexpended and unobligated funds
4 appropriated under this subsection shall revert to water
5 development account II on July 1, 2027;

6

7 (viii) Special Conditions: The appropriation of
8 funds for this project is contingent upon the transfer of
9 funds to water development account II as described in
10 section 3 of this act or transfer from another funding
11 source.

12

13 (f) Project - Goshen ID 29.4 Pipeline Project Phase
14 II 2022:

15

16 (i) Project sponsor: Goshen Irrigation District;

17

18 (ii) Project purpose: Agricultural water supply;

19

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

1

2 (iv) Total project budget: four hundred
3 eighty-five thousand three hundred forty dollars
4 (\$485,340.00);

5

6 (v) Project grant: The state of Wyoming shall
7 grant to the sponsor from water development account II
8 through the commission for the purchase of project
9 materials as supported by vendor invoices and as approved
10 by the commission an amount not to exceed two hundred
11 ninety thousand dollars (\$290,000.00) or one hundred
12 percent (100%) of the approved materials costs, whichever
13 is less;

14

15 (vi) Appropriation: There is appropriated from
16 water development account II to the commission two hundred
17 ninety thousand dollars (\$290,000.00) or as much thereof as
18 is necessary to carry out the purpose of this subsection.
19 Unexpended and unobligated funds appropriated under this
20 subsection shall revert to water development account II on
21 July 1, 2027;

22

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 as approved
6 by 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 (C) The appropriation of funds for this
16 project is contingent upon the transfer of funds to water
17 development account II as described in section 3 of this
18 act or transfer from another funding source.

19

20 (g) Project - Goshen ID Tunnel Rehabilitation 2022:

21

22 (i) Project sponsor: Goshen Irrigation District;

1

2 (ii) Project purpose: Agricultural water supply;

3

4 (iii) Project description: Engineering analysis,
5 design and pre-construction of tunnels, structures and
6 appurtenances necessary to make the project function in the
7 manner intended;

8

9 (iv) Total project budget: two million three
10 hundred fifty thousand dollars (\$2,350,000.00). The
11 sponsor's project budget is one million one hundred
12 fifty-one thousand five hundred dollars (\$1,151,500.00) or
13 forty-nine percent (49%) of the total project budget;

14

15 (v) Project grant: The state of Wyoming shall
16 grant to the sponsor from water development account II
17 through the commission for the engineering analysis,
18 design, permit procurement, project land procurement, and
19 pre-construction engineering of the project an amount not
20 to exceed seven hundred seventy-one thousand five hundred
21 five dollars (\$771,505.00) or sixty-seven percent (67%) of

1 these actual development costs within the sponsor's project
2 budget, whichever is less;

3

4 (vi) Project loan: The state of Wyoming shall
5 loan to the sponsor from water development account II
6 through the commission for the design, permit procurement,
7 project land procurement and pre-construction engineering
8 of the project an amount not to exceed three hundred
9 seventy-nine thousand nine hundred ninety-five dollars
10 (\$379,995.00) or thirty-three percent (33%) of these actual
11 development costs within the sponsor's project budget,
12 whichever is less, for a term of twenty (20) years from the
13 date the commission determines that project benefits accrue
14 to the sponsor or the commission determines the project is
15 not likely to proceed to construction, at an annual
16 interest rate of four percent (4%);

17

18 (vii) 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 and pre-construction engineering
22 of the project an amount not to exceed one million one

1 hundred ninety-eight thousand five hundred dollars
2 (\$1,198,500.00) or fifty-one percent (51%) of these actual
3 development costs that are within the total project budget,
4 whichever is less, for a term of twenty (20) years from the
5 date the commission determines that project benefits accrue
6 to the sponsor or the commission determines the project is
7 not likely to proceed to construction, at an annual
8 interest rate equal to the average prime interest rate as
9 determined by the state treasurer in accordance with this
10 paragraph, but not less than an annual interest rate of
11 four percent (4%). To determine the average prime interest
12 rate, the state treasurer shall average the prime interest
13 rate for not less than seventy-five percent (75%) of the
14 thirty (30) largest banks in the United States;

15

16 (viii) Appropriation: There is appropriated from
17 water development account II to the commission two million
18 three hundred fifty thousand dollars (\$2,350,000.00) or as
19 much thereof as is necessary to carry out the purpose of
20 this subsection. Unexpended and unobligated funds
21 appropriated under this subsection shall revert to water
22 development account II on July 1, 2027;

23

1 (ix) Special Conditions: The appropriation of
2 funds for this project is contingent upon the transfer of
3 funds to water development account II as described in
4 section 3 of this act or transfer from another funding
5 source.

6

7 (h) Project - Highland Hanover ID System Improvements
8 2022:

9

10 (i) Project sponsor: Highland Hanover Irrigation
11 District;

12

13 (ii) Project purpose: Agricultural water supply;

14

15 (iii) Project description: Design and
16 construction of pumps, pumping facilities, improvements and
17 appurtenances necessary to make the project function in the
18 manner intended;

19

20 (iv) Total project budget: four million six
21 hundred eleven thousand dollars (\$4,611,000.00);

1

2 (v) Project grant: The state of Wyoming shall
3 grant to the sponsor from water development account II
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 three
7 million eighty-nine thousand three hundred seventy dollars
8 (\$3,089,370.00) or sixty-seven percent (67%) of these
9 actual development costs, whichever is less;

10

11 (vi) Project loan: The state of Wyoming shall
12 loan to the sponsor from water development account II
13 through the commission for the design, permit procurement,
14 project land procurement, construction engineering and
15 construction of the project an amount not to exceed one
16 million five hundred twenty-one thousand six hundred thirty
17 dollars (\$1,521,630.00) or thirty-three percent (33%) of
18 these actual development costs, whichever is less, for a
19 term of thirty (30) years from the date the commission
20 determines that project benefits accrue to the sponsor, at
21 an annual interest rate of four percent (4%);

22

1 (vii) Appropriation: There is appropriated from
2 water development account II to the commission four million
3 six hundred eleven thousand dollars (\$4,611,000.00) or as
4 much thereof as is necessary to carry out the purpose of
5 this subsection. Unexpended and unobligated funds
6 appropriated under this subsection shall revert to water
7 development account II on July 1, 2027.

8

9 (j) Project - Lovell Moncur Lateral Phase II 2022:

10

11 (i) Project sponsor: Lovell Irrigation District;

12

13 (ii) Project purpose: Agricultural water supply;

14

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

19

20 (iv) Total project budget: one million four
21 hundred forty-five thousand eight hundred twenty-five
22 dollars (\$1,445,825.00);

23

1 (v) Project grant: The state of Wyoming shall
2 grant to the sponsor from water development account II
3 through the commission for the purchase of project
4 materials as supported by vendor invoices and as approved
5 by the commission an amount not to exceed nine hundred
6 ninety-one thousand dollars (\$991,000.00) or one hundred
7 percent (100%) of the approved materials costs, whichever
8 is less;

9

10 (vi) Appropriation: There is appropriated from
11 water development account II to the commission nine hundred
12 ninety-one thousand dollars (\$991,000.00) or as much
13 thereof as is necessary to carry out the purpose of this
14 subsection. Unexpended and unobligated funds appropriated
15 under this subsection shall revert to water development
16 account II on July 1, 2027;

17

18 (vii) Special conditions:

19

20 (A) The sponsor is responsible for all
21 project costs with the exception of the purchase of project

1 materials as supported by vendor invoices and as approved
2 by the commission;

3

4 (B) The sponsor is responsible for
5 retaining professional engineering services to design the
6 project, compile materials and bidding documents and
7 monitor construction activities including the installation
8 of project components and the tracking of project
9 expenditures;

10

11 (C) The appropriation of funds for this
12 project is contingent upon the transfer of funds to water
13 development account II as described in section 3 of this
14 act or transfer from another funding source.

15

16 (k) Project - Owl Creek Irrigation District System
17 Improvements:

18

19 (i) Project sponsor: Owl Creek Irrigation
20 District;

21

22 (ii) Project purpose: Agricultural water supply;

1

2 (iii) Project description: Design and
3 construction of pumping systems, structures, pipelines,
4 improvements and appurtenances necessary to make the
5 project function in the manner intended;

6

7 (iv) Total project budget: seven million dollars
8 (\$7,000,000.00);

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 project land procurement, construction engineering and
14 construction of the project an amount not to exceed four
15 million six hundred ninety thousand dollars (\$4,690,000.00)
16 or sixty-seven percent (67%) of these actual development
17 costs, whichever is less;

18

19 (vi) Project loan: The state of Wyoming shall
20 loan to the sponsor from water development account II
21 through the commission for the design, permit procurement,
22 project land procurement, construction engineering and

1 construction of the project an amount not to exceed three
2 hundred fifty thousand dollars (\$350,000.00) or five
3 percent (5%) of these actual development costs, whichever
4 is less, for a term of thirty (30) years from the date the
5 commission determines that project benefits accrue to the
6 sponsor, at an annual interest rate of four percent (4%);

7
8 (vii) Appropriation: There is appropriated from
9 water development account II to the commission five million
10 forty thousand dollars (\$5,040,000.00) or as much thereof
11 as is necessary to carry out the purpose of this
12 subsection. Unexpended and unobligated funds appropriated
13 under this subsection shall revert to water development
14 account II on July 1, 2027;

15
16 (viii) Special Conditions: The sponsor is
17 responsible for acquiring twenty-eight percent (28%) of the
18 total project budget from other sources.

19
20 **Section 2.** W.S. 99-3-1603(f)(vii), 99-3-1903(g)(vii)
21 and (k)(iv) through (vi), 99-3-1904(m)(iv) through (vi),
22 99-3-2203(b)(vi) and (e)(vi), 99-3-2205(c)(v),

1 99-3-2504(j)(iv) through (vii) and 99-3-2505(a)(iv) and
2 (vii) are amended to read:

3

4 **99-3-1603. Level III construction projects - new**
5 **development.**

6

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

8

9 (vii) Appropriation: There is appropriated from
10 water development account I to the commission eight million
11 two hundred eighty-two thousand dollars (\$8,282,000.00) or
12 as much thereof as is necessary to carry out the purpose of
13 this subsection. Unexpended funds appropriated under this
14 subsection shall revert to water development account I on
15 July 1, ~~2022~~2023.

16

17 **99-3-1903. Level III construction projects - new**
18 **development.**

19

20 (g) Project - Laramie North Side Tank:

21

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

1 five hundred three thousand dollars (\$8,503,000.00) or as
2 much thereof as is necessary to carry out the purpose of
3 this subsection. Unexpended funds appropriated under this
4 subsection shall revert to water development account I on
5 July 1, ~~2022-2024~~.

6

7 (k) Project - Small Water Development Projects -
8 2014:

9

10 (iv) Total project budget: ~~Thirteen million~~
11 ~~three hundred twenty-six thousand dollars (\$13,326,000.00)~~
12 Fifteen million three hundred twenty-six thousand dollars
13 (\$15,326,000.00);

14

15 (v) Project grant: The state of Wyoming shall
16 grant to sponsors from water development account I through
17 the commission for the design, permit procurement, project
18 land procurement, construction engineering and construction
19 of the project an amount not to exceed ~~six million six~~
20 ~~hundred sixty-three thousand dollars (\$6,663,000.00)~~ seven
21 million six hundred sixty-three thousand dollars
22 (\$7,663,000.00) or fifty percent (50%) of the actual
23 development costs, whichever is less;

1

2 (vi) Appropriation: There is appropriated from
 3 water development account I to the commission ~~six million~~
 4 ~~six hundred sixty three thousand dollars~~ ~~(\$6,663,000.00)~~
 5 seven million six hundred sixty-three thousand dollars
 6 (\$7,663,000.00) or as much thereof as is necessary to carry
 7 out the purpose of this subsection. The funds appropriated
 8 shall not lapse at the end of any fiscal period but shall
 9 carry over until expended or reverted by the legislature to
 10 water development account I;

11

12 **99-3-1904. Level III construction projects -**
 13 **rehabilitation.**

14

15 (m) Project - Small Water Development Projects -
 16 2014:

17

18 (iv) Total project budget: ~~Six million three~~
 19 ~~thousand five hundred ninety dollars~~ ~~(\$6,003,590.00)~~ Seven
 20 million three thousand five hundred ninety dollars
 21 (\$7,003,590.00);

22

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 million one~~
6 ~~thousand seven hundred ninety five dollars (\$3,001,795.00)~~
7 three million five hundred one thousand seven hundred
8 ninety-five dollars (\$3,501,795.00) or fifty percent (50%)
9 of the actual development costs, whichever is less;

10

11 (vi) Appropriation: There is appropriated from
12 water development account II to the commission ~~three~~
13 ~~million one thousand seven hundred ninety five dollars~~
14 ~~(\$3,001,795.00)~~ three million five hundred one thousand
15 seven hundred ninety-five dollars (\$3,501,795.00) or as
16 much thereof as is necessary to carry out the purpose of
17 this subsection. The funds appropriated shall not lapse at
18 the end of any fiscal period but shall carry over until
19 expended or reverted by the legislature to water
20 development account II;

21

22 **99-3-2203. Level III construction projects - new**
23 **development.**

1

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

3

4 (vi) Appropriation: There is appropriated from
5 water development account I to the commission six hundred
6 thirteen thousand fifty dollars (\$613,050.00) 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 I on
10 July 1, ~~2022~~2023;

11

12 (e) Project - Gillette Regional Extensions 2017:

13

14 (vi) Appropriation: There is appropriated from
15 water development account I to the commission two million
16 seven hundred fifty-three thousand seven hundred dollars
17 (\$2,753,700.00) 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, ~~2022~~2024;

21

22 **99-3-2205. Level III construction projects - dams and**
23 **reservoirs.**

1

2 (c) Project - Middle Piney Reservoir:

3

4 (v) Appropriation: There is appropriated from
5 water development account III to the commission for project
6 land procurement, construction engineering and construction
7 of the project fourteen million two hundred twenty-eight
8 thousand dollars (\$14,228,000.00) or as much thereof as is
9 necessary to carry out the purpose of this subsection.

10 Unexpended funds appropriated under this subsection shall
11 revert to water development account III on July 1, 2022
12 2024;

13

14 **99-3-2504. Level III Construction Projects -**
15 **rehabilitation.**

16

17 (j) Project - Laramie Valley Diversion Structure
18 2020:

19

20 (iv) Total project budget: ~~One million one~~
21 ~~hundred fifty thousand dollars (\$1,150,000.00)~~ One million
22 eight hundred fifty thousand dollars (\$1,850,000.00);

23

1 (v) Project grant: The state of Wyoming shall
2 grant to the sponsor from water development account II
3 through the commission for the design, permit procurement,
4 project land procurement, construction engineering and
5 construction of the project an amount not to exceed ~~seven~~
6 ~~hundred seventy thousand five hundred dollars (\$770,500.00)~~
7 one million two hundred thirty-nine thousand five hundred
8 dollars (\$1,239,500.00) or sixty-seven percent (67%) of the
9 actual development costs, whichever is less;

10

11 (vi) Project loan: The state of Wyoming shall
12 loan to the sponsor from water development account II
13 through the commission for the design, permit procurement,
14 project land procurement, construction engineering and
15 construction of the project an amount not to exceed ~~three~~
16 ~~hundred seventy nine thousand five hundred dollars~~
17 ~~(\$379,500.00)~~ six hundred ten thousand five hundred dollars
18 (\$610,500.00) or thirty-three percent (33%) of the actual
19 development costs, whichever is less, for a term of twenty
20 (20) years from the date the commission determines that
21 project benefits accrue to the sponsor, at an annual
22 interest rate of four percent (4%);

23

1 (vii) Appropriation: There is appropriated from
2 water development account II to the commission ~~one million~~
3 ~~one hundred fifty thousand dollars (\$1,150,000.00)~~ one
4 million eight hundred fifty thousand dollars
5 (\$1,850,000.00) or as much thereof as is necessary to carry
6 out the purpose of this subsection. Unexpended funds
7 appropriated under this subsection shall revert to water
8 development account II on July 1, 2025.

9

10 **99-3-2505. Sponsor's contingency fund.**

11

12 (a) Project - Sponsor's Contingency Funds - Account
13 III:

14

15 (iv) Total project budget: ~~Ten million dollars~~
16 ~~(\$10,000,000.00)~~ Thirty million dollars (\$30,000,000.00);

17

18 (vii) Appropriation: There is appropriated from
19 water development account III to the commission ~~ten million~~
20 ~~dollars (\$10,000,000.00)~~ thirty million dollars
21 (\$30,000,000.00) or as much thereof as is necessary to
22 carry out the purpose of this subsection. Unexpended funds

