

ENROLLED ACT NO. 40, SENATE

SIXTY-SIXTH LEGISLATURE OF THE STATE OF WYOMING
2022 BUDGET 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 grants; providing appropriations; amending the sponsor's contingency fund; amending amounts and terms of appropriations for specified prior projects; 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:

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

ARTICLE 27
2022 CONSTRUCTION PROJECTS

99-3-2701. Definitions.

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

99-3-2702. General authorization.

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

99-3-2703. 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, provided that W.S. 99-3-103(a)(iii) shall not

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apply to the projects identified in this section unless required by W.S. 41-2-121.

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

(i) Project sponsor: The state of Wyoming;

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

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

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

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

(vi) Special conditions:

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

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

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

(i) Project sponsor: The state of Wyoming;

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

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

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

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

(vi) Special conditions:

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

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

(C) If 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.

(d) Project - Crystal Bypass Pipeline 2022:

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

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

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

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

(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,

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

(vi) Appropriation: Except as provided in this paragraph, there is appropriated from water development account I to the commission two million five hundred forty-six thousand dollars (\$2,546,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account I on July 1, 2027. If the project is eligible for funding pursuant to the American Rescue Plan Act of 2021, P.L. No. 117-2, of any unexpended, unobligated funds received by the state of Wyoming through the Coronavirus State Fiscal Recovery Fund established under section 602 of title VI of the federal Social Security Act, as created by section 9901 of the American Rescue Plan Act of 2021, P.L. 117-2, which are not otherwise appropriated in the 2022 legislative budget session, up to two million five hundred forty-six thousand dollars (\$2,546,000.00) shall be expended for the purpose of this subsection before any expenditure of water development account I funds appropriated by this paragraph;

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

(e) Project - Evanston Transmission Pipeline 2022:

(i) Project sponsor: City of Evanston;

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

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

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

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

(vi) Appropriation: Except as provided in this paragraph, there is appropriated from water development account I to the commission one million two hundred nineteen thousand four hundred dollars (\$1,219,400.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account I on July 1, 2027. If the project is eligible for funding pursuant to the American Rescue Plan Act of 2021, P.L. No. 117-2, of any unexpended, unobligated funds received by the state of Wyoming through the Coronavirus State Fiscal Recovery Fund established under section 602 of title VI of the federal Social Security Act, as created by section 9901 of the American Rescue Plan Act of 2021, P.L. 117-2, which are not otherwise appropriated

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in the 2022 legislative budget session, up to one million two hundred nineteen thousand four hundred dollars (\$1,219,400.00) shall be expended for the purpose of this subsection before any expenditure of water development account I funds appropriated by this paragraph;

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

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

(i) Project sponsor: City of Gillette;

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

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

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

(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 one hundred twenty-five thousand six hundred dollars (\$1,125,600.00) or sixty-seven percent (67%) of these actual development costs, whichever is less;

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

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

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

(i) Project sponsor: Northwest Rural Water District;

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

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

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

(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 seven hundred thousand one hundred fifty dollars (\$700,150.00) or sixty-seven percent (67%) of these actual development costs, whichever is less;

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

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

99-3-2704. 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, provided that W.S. 99-3-104(a)(iii) shall not apply to the projects identified in this section unless required by W.S. 41-2-121.

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

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

(ii) Project purpose: Agricultural water supply;

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

(iv) Total project budget: two hundred thirty thousand dollars (\$230,000.00);

(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

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construction of the project an amount not to exceed one hundred fifty-four thousand one hundred dollars (\$154,100.00) or sixty-seven percent (67%) of these actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission one hundred fifty-four thousand one hundred dollars (\$154,100.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account II on July 1, 2027;

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

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

(i) Project sponsor: Cottonwood Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

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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 one million seventy-two thousand dollars (\$1,072,000.00) or sixty-seven percent (67%) of these 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 five hundred twenty-eight thousand dollars (\$528,000.00) or thirty-three percent (33%) of these actual development costs, whichever is less, for a term of forty (40) 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 II to the commission one million six hundred thousand dollars (\$1,600,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account II on July 1, 2027;

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

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(d) Project - Deaver ID Rehabilitation 2022:

(i) Project sponsor: Deaver Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

(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 eight hundred sixteen thousand eight hundred ten dollars (\$816,810.00) or thirty percent (30%) of these actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission eight hundred sixteen thousand eight hundred ten dollars (\$816,810.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account II on July 1, 2027;

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

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

(i) Project sponsor: Dry Creek Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

(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 two hundred thirty-nine thousand five hundred dollars (\$1,239,500.00) or sixty-seven percent (67%) of these 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 six hundred ten thousand five hundred dollars (\$610,500.00) or

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thirty-three percent (33%) of these 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%);

(vii) Appropriation: There is appropriated from water development account II to the commission one million eight hundred fifty thousand dollars (\$1,850,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account II on July 1, 2027;

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

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

(i) Project sponsor: Goshen Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

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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 purchase of project materials as supported by vendor invoices and as approved by the commission an amount not to exceed two hundred ninety thousand dollars (\$290,000.00) 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 ninety thousand dollars (\$290,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account II on July 1, 2027;

(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;

(C) The appropriation of funds for this project is contingent upon the transfer of funds to water

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development account II as described in section 3 of this act or transfer from another funding source.

(g) Project - Goshen ID Tunnel Rehabilitation 2022:

(i) Project sponsor: Goshen Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the engineering analysis, design, permit procurement, project land procurement, and pre-construction engineering of the project an amount not to exceed seven hundred seventy-one thousand five hundred five dollars (\$771,505.00) or sixty-seven percent (67%) of these actual development costs within the sponsor's project budget, whichever is less;

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(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 and pre-construction engineering of the project an amount not to exceed three hundred seventy-nine thousand nine hundred ninety-five dollars (\$379,995.00) or thirty-three percent (33%) of these actual development costs within the sponsor's project budget, whichever is less, for a term of twenty (20) years from the date the commission determines that project benefits accrue to the sponsor or the commission determines the project is not likely to proceed to construction, at an annual interest rate of four percent (4%);

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

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

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

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

(i) Project sponsor: Highland Hanover Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

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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 three million eighty-nine thousand three hundred seventy dollars (\$3,089,370.00) or sixty-seven percent (67%) of these 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 one million five hundred twenty-one thousand six hundred thirty dollars (\$1,521,630.00) or thirty-three percent (33%) of these 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%);

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

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

(i) Project sponsor: Lovell Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

(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 nine hundred ninety-one thousand dollars (\$991,000.00) 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 nine hundred ninety-one thousand dollars (\$991,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended and unobligated funds appropriated under this subsection shall revert to water development account II on July 1, 2027;

(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;

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

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

(i) Project sponsor: Owl Creek Irrigation District;

(ii) Project purpose: Agricultural water supply;

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

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

(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

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construction of the project an amount not to exceed four million six hundred ninety thousand dollars (\$4,690,000.00) or sixty-seven percent (67%) of these 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 thousand dollars (\$350,000.00) or five percent (5%) of these 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%);

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

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

Section 2. W.S. 99-3-1603(f)(vii), 99-3-1903(g)(vii) and (k)(iv) through (vi), 99-3-1904(m)(iv) through (vi), 99-3-2203(b)(vi) and (e)(vi), 99-3-2205(c)(v), 99-3-2504(j)(iv) through (vii) and 99-3-2505(a)(iv) and (vii) are amended to read:

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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, ~~2022~~2023.

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(g) Project - Laramie North Side Tank:

(vii) Appropriation: There is appropriated from water development account I to the commission 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 subsection shall revert to water development account I on July 1, ~~2022~~2024.

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

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

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(v) Project grant: The state of Wyoming shall grant to sponsors 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 million six hundred sixty three thousand dollars (\$6,663,000.00)~~ seven million six hundred sixty-three thousand dollars (\$7,663,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

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

99-3-1904. Level III construction projects - rehabilitation.

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

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

(v) Project grant: The state of Wyoming shall grant to sponsors from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction

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of the project an amount not to exceed ~~three million one thousand seven hundred ninety five dollars (\$3,001,795.00)~~ three million five hundred one thousand seven hundred ninety-five dollars (\$3,501,795.00) or fifty percent (50%) of the actual development costs, whichever is less;

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

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

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

(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~~-2023;

(e) Project - Gillette Regional Extensions 2017:

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

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(\$2,753,700.00) 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, ~~2022-2024~~;

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

(c) Project - Middle Piney Reservoir:

(v) Appropriation: There is appropriated from water development account III to the commission for project land procurement, construction engineering and construction of the project fourteen million two hundred twenty-eight thousand dollars (\$14,228,000.00) 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~~ 2024;

99-3-2504. Level III Construction Projects - rehabilitation.

(j) Project - Laramie Valley Diversion Structure 2020:

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

(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 ~~seven~~

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~~hundred seventy thousand five hundred dollars (\$770,500.00)~~
one million two hundred thirty-nine thousand five hundred
dollars (\$1,239,500.00) 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 seventy-nine thousand five hundred dollars (\$379,500.00)~~ six hundred ten thousand five hundred dollars (\$610,500.00) 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%);

(vii) Appropriation: There is appropriated from water development account II to the commission ~~one million one hundred fifty thousand dollars (\$1,150,000.00)~~ one million eight hundred fifty thousand dollars (\$1,850,000.00) 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, 2025.

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

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

(iv) Total project budget: ~~Ten million dollars (\$10,000,000.00)~~ Thirty-five million dollars (\$35,000,000.00);

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(vii) Appropriation: There is appropriated from water development account III to the commission ~~ten million dollars (\$10,000,000.00)~~ 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, 2030;

Section 3. The Wyoming water development commission is hereby authorized to transfer seven million dollars (\$7,000,000.00) 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).

ORIGINAL SENATE
FILE NO. SF0080

ENGROSSED

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Section 4. 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