

HOUSE BILL NO. HB0134

Natural resource large project funding.

Sponsored by: Select Natural Resource Funding Committee

A BILL

for

1 AN ACT relating to the Wyoming Wildlife and Natural
2 Resource Funding Act; providing for funding of large
3 projects under that act; specifying large projects approved
4 for funding in 2009; amending funding for specified
5 previously approved large projects; providing
6 appropriations; providing for reversion of funds; and
7 providing for an effective date.

8

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

10

11 **Section 1.** W.S. 9-15-401 through 9-15-410 are created
12 to read:

13

14

ARTICLE 4

15

2009 LARGE PROJECT FUNDING

16

17 **9-15-401. Hovendick Easement.**

1

2 (a) Authorization is granted for funding of the
3 following large project as provided in this section.

4

5 (b) Project: Hovendick Easement:

6

7 (i) Project sponsor: Wyoming Stock Growers
8 Agricultural Land Trust;

9

10 (ii) Project purpose: Permanent use restriction
11 on approximately seven hundred (700) acres in Fremont
12 county in order to:

13

14 (A) Preclude loss of habitat for moose,
15 mule deer, antelope, waterfowl, amphibians, fisheries,
16 songbirds and other species;

17

18 (B) Maintain essential migration routes for
19 mule deer; and

20

21 (C) Maintain agricultural production.

22

23 (iii) Project description: Conservation
24 easement;

1

2 (iv) Total project budget: One million two
3 hundred fifty thousand dollars (\$1,250,000.00);

4

5 (v) Project grant: The Wyoming wildlife and
6 natural resource trust account board is authorized to grant
7 to the sponsor two hundred seventy thousand dollars
8 (\$270,000.00) for the purposes specified in this
9 subsection;

10

11 (vi) Appropriation: There is appropriated from
12 the income account to the board two hundred seventy
13 thousand dollars (\$270,000.00) or as much thereof as is
14 necessary to carry out the purpose of this subsection.
15 Unexpended and unobligated funds appropriated under this
16 subsection shall revert to the income account on June 30,
17 2011.

18

19 **9-15-402. Cottonwood-North Bench Easements.**

20

21 (a) Authorization is granted for funding of the
22 following large project as provided in this section.

23

24 (b) Project: Cottonwood-North Bench Easements:

1

2 (i) Project sponsor: The Conservation Fund;

3

4 (ii) Project purpose: Permanent use restriction
5 on approximately seven thousand one hundred twenty-eight
6 (7,128) acres in Sublette county in order to:

7

8 (A) Preclude loss of habitat for moose,
9 mule deer, sage grouse, cutthroat trout, amphibians,
10 songbirds and other species; and

11

12 (B) Maintain essential migration routes for
13 moose, elk and mule deer.

14

15 (iii) Project description: Conservation
16 easement;

17

18 (iv) Total project budget: Three million one
19 hundred twenty-four thousand nine hundred dollars
20 (\$3,124,900.00);

21

22 (v) Project grant: The Wyoming wildlife and
23 natural resource trust account board is authorized to grant
24 to the sponsor three hundred ninety thousand dollars

1 (\$390,000.00) for the purposes specified in this
2 subsection;

3
4 (vi) Appropriation: There is appropriated from
5 the income account to the board one hundred ninety-five
6 thousand dollars (\$195,000.00) or as much thereof as is
7 necessary to carry out the purpose of this subsection.
8 Unexpended and unobligated funds appropriated under this
9 subsection shall revert to the income account on June 30,
10 2011.

11
12 **9-15-403. Sommers-Grindstone Easement.**

13
14 (a) Authorization is granted for funding of the
15 following large project as provided in this section.

16
17 (b) Project: Sommers-Grindstone Easement:

18
19 (i) Project sponsor: Wyoming game and fish
20 commission;

21
22 (ii) Project purpose: Permanent use restriction
23 on approximately seven thousand six hundred ninety-five
24 (7,695) acres in Sublette county in order to:

1

2 (A) Preclude loss of habitat for moose,
3 mule deer, sage grouse, cutthroat trout, amphibians,
4 songbirds and other species; and

5

6 (B) Maintain essential migration routes for
7 moose, elk and mule deer.

8

9 (iii) Project description: Conservation
10 easement;

11

12 (iv) Total project budget: Twenty-two million
13 dollars (\$22,000,000.00);

14

15 (v) Project grant: The Wyoming wildlife and
16 natural resource trust account board is authorized to grant
17 to the sponsor one million dollars (\$1,000,000.00) for the
18 purposes specified in this subsection;

19

20 (vi) Appropriation: There is appropriated from
21 the income account to the board one million dollars
22 (\$1,000,000.00) or as much thereof as is necessary to carry
23 out the purpose of this subsection. Unexpended and

1 unobligated funds appropriated under this subsection shall
2 revert to the income account on June 30, 2011.

3

4 **9-15-404. Duke Place Easement.**

5

6 (a) Authorization is granted for funding of the
7 following large project as provided in this section.

8

9 (b) Project: Duke Place Easement:

10

11 (i) Project sponsor: Wyoming game and fish
12 commission;

13

14 (ii) Project purpose: Permanent use restriction
15 on approximately eleven thousand three hundred four
16 (11,304) acres in Sublette county in order to:

17

18 (A) Preclude loss of habitat for moose,
19 mule deer, elk, sage grouse, cutthroat trout, amphibians,
20 songbirds and other species;

21

22 (B) Maintain essential migration routes for
23 moose, elk and mule deer; and

24

1 (C) Maintain agricultural production.

2

3 (iii) Project description: Conservation
4 easement;

5

6 (iv) Total project budget: Three million dollars
7 (\$3,000,000.00);

8

9 (v) Project grant: The Wyoming wildlife and
10 natural resource trust account board is authorized to grant
11 to the sponsor five hundred thousand dollars (\$500,000.00)
12 for the purposes specified in this subsection;

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14 (vi) Appropriation: There is appropriated from
15 the income account to the board five hundred thousand
16 dollars (\$500,000.00) or as much thereof as is necessary to
17 carry out the purpose of this subsection. Unexpended and
18 unobligated funds appropriated under this subsection shall
19 revert to the income account on June 30, 2011.

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21 **9-15-405. Sublette Wildlife Fence Initiative.**

22

23 (a) Authorization is granted for funding of the
24 following large project as provided in this section.

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2 (b) Project: Sublette Wildlife Fence Initiative:

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4 (i) Project sponsor: Green River Valley Land
5 Trust;

6

7 (ii) Project purpose: Promote the seasonal
8 migration of mule deer and antelope on approximately
9 thirty-seven thousand five hundred (37,500) acres in
10 southwest Wyoming to reduce or eliminate loss of wildlife;

11

12 (iii) Project description: Modify fences that
13 are impeding migration route to meet standards that allow
14 wildlife passage;

15

16 (iv) Total project budget: Two million four
17 hundred six thousand one hundred eighty dollars
18 (\$2,406,180.00) over an anticipated period of approximately
19 three (3) years;

20

21 (v) Project grant: The Wyoming wildlife and
22 natural resource trust account board is authorized to grant
23 to the sponsor two hundred thousand dollars (\$200,000.00)

1 over a period of not more than three (3) years for the
2 purposes specified in this subsection;

3
4 (vi) Appropriation: There is appropriated from
5 the income account to the board two hundred thousand
6 dollars (\$200,000.00) or as much thereof as is necessary to
7 carry out the purpose of this subsection. Unexpended and
8 unobligated funds appropriated under this subsection shall
9 revert to the income account on June 30, 2012.

10
11 **9-15-406. Cottonwood/Grass Creek Invasives.**

12
13 (a) Authorization is granted for funding of the
14 following large project as provided in this section.

15
16 (b) Project: Cottonwood/Grass Creek Invasives:

17
18 (i) Project sponsor: Cottonwood/Grass Creek
19 Watershed Improvement District;

20
21 (ii) Project purpose: Removal of invasive
22 Russian olive and saltcedar in proximity to Cottonwood
23 Creek and Grass Creek in order to:

1 (A) Reduce or eliminate invasive species
2 and enhance production of native and acclimated species
3 which provide habitat for waterfowl, upland game birds,
4 deer and other species;

5

6 (B) Improve hydrologic function of the
7 watershed; and

8

9 (C) Improve water quality and quantity.

10

11 (iii) Project description: Remove invasive
12 species through mechanical means and treat necessary areas
13 with chemical agents to prevent resprouting or regrowth;

14

15 (iv) Total project budget: Eight hundred
16 ninety-five thousand dollars (\$895,000.00) over an
17 anticipated period of approximately three (3) years;

18

19 (v) Project grant: The Wyoming wildlife and
20 natural resource trust account board is authorized to grant
21 to the sponsor two hundred twenty-five thousand dollars
22 (\$225,000.00) over a period of not more than three (3)
23 years for the purposes specified in this subsection;

24

1 (vi) Appropriation: There is appropriated from
2 the income account to the board two hundred twenty-five
3 thousand dollars (\$225,000.00) or as much thereof as is
4 necessary to carry out the purpose of this subsection.
5 Unexpended and unobligated funds appropriated under this
6 subsection shall revert to the income account on June 30,
7 2012.

8

9 **9-15-407. Ring Lake Ranch Easement.**

10

11 (a) Authorization is granted for funding of the
12 following large project as provided in this section.

13

14 (b) Project: Ring Lake Ranch Easement:

15

16 (i) Project sponsor: Jackson Hole Land Trust;

17

18 (ii) Project purpose: Permanent use restriction
19 on approximately four hundred nineteen (419) acres in
20 Fremont county in order to:

21

22 (A) Preclude loss of habitat for big horn
23 sheep, mule deer, elk, waterfowl, fisheries and other
24 species; and

1

2 (B) Maintain essential migration routes for
3 big horn sheep and mule deer.

4

5 (iii) Project description: Conservation
6 easement;

7

8 (iv) Total project budget: One million two
9 hundred thousand dollars (\$1,200,000.00);

10

11 (v) Project grant: The Wyoming wildlife and
12 natural resource trust account board is authorized to grant
13 to the sponsor three hundred thousand dollars (\$300,000.00)
14 for the purposes specified in this subsection;

15

16 (vi) Appropriation: There is appropriated from
17 the income account to the board three hundred thousand
18 dollars (\$300,000.00) or as much thereof as is necessary to
19 carry out the purpose of this subsection. Unexpended and
20 unobligated funds appropriated under this subsection shall
21 revert to the income account on June 30, 2012.

22

23 **9-15-408. Kendrick Dam Bypass.**

24

1 (a) Authorization is granted for funding of the
2 following large project as provided in this section.

3

4 (b) Project: Kendrick Dam Bypass:

5

6 (i) Project sponsor: Wyoming game and fish
7 commission;

8

9 (ii) Project purpose: To allow spawning
10 migration of native warm-water fishes through the
11 construction of a channel that will allow fish to by-pass
12 Kendrick Dam;

13

14 (iii) Project description: Construction of a
15 by-pass channel on Clear Creek to allow fish migration;

16

17 (iv) Total project budget: Seven hundred seven
18 thousand two hundred ninety dollars (\$707,290.00) over an
19 anticipated period of approximately three (3) years;

20

21 (v) Project grant: The Wyoming wildlife and
22 natural resource trust account board is authorized to grant
23 to the sponsor two hundred thousand dollars (\$200,000.00)

1 over a period of not more than three (3) years for the
2 purposes specified in this subsection;

3
4 (vi) Appropriation: There is appropriated from
5 the income account to the board two hundred thousand
6 dollars (\$200,000.00) or as much thereof as is necessary to
7 carry out the purpose of this subsection. Unexpended and
8 unobligated funds appropriated under this subsection shall
9 revert to the income account on June 30, 2012.

10
11 **9-15-409. Kusel Ranch Easement.**

12
13 (a) Authorization is granted for funding of the
14 following large project as provided in this section.

15
16 (b) Project: Kusel Ranch Easement:

17
18 (i) Project sponsor: Wyoming stock growers
19 agricultural land trust;

20
21 (ii) Project purpose: Permanent use restriction
22 on approximately one thousand forty (1,040) acres in
23 Sheridan county in order to:

1 (A) Preclude loss of habitat for mule deer,
2 turkey, sharp-tailed grouse, songbirds and other species;
3 and
4

5 (B) Maintain agricultural production.
6

7 (iii) Project description: Conservation
8 easement;
9

10 (iv) Total project budget: Eight hundred twenty-
11 five thousand dollars (\$825,000.00);
12

13 (v) Project grant: The Wyoming wildlife and
14 natural resource trust account board is authorized to grant
15 to the sponsor two hundred fifty thousand dollars
16 (\$250,000.00) for the purposes specified in this
17 subsection;
18

19 (vi) Appropriation: There is appropriated from
20 the income account to the board two hundred fifty thousand
21 dollars (\$250,000.00) or as much thereof as is necessary to
22 carry out the purpose of this subsection. Unexpended and
23 unobligated funds appropriated under this subsection shall
24 revert to the income account on June 30, 2012.

1

2

9-15-410. Baggs Deer Crossing.

3

4

5

(a) Authorization is granted for funding of the following large project as provided in this section.

6

7

(b) Project: Baggs Deer Crossing:

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9

10

(i) Project sponsor: Wyoming game and fish commission;

11

12

13

(ii) Project purpose: To eliminate or reduce vehicle/wildlife collisions in order to:

14

15

16

(A) Reduce or eliminate loss of life and property due to vehicle/wildlife collisions;

17

18

19

(B) Reduce or eliminate loss of wildlife resources that result from vehicle/wildlife collisions; and

20

21

22

(C) Maintain traditional wildlife migration corridors.

23

1 (iii) Project description: Construction of a
2 highway underpass structure and associated fencing to allow
3 mule deer passage;

4
5 (iv) Total project budget: One million three
6 hundred fifty-two thousand dollars (\$1,352,000.00) over an
7 anticipated period of approximately three (3) years;

8
9 (v) Project grant: The Wyoming wildlife and
10 natural resource trust account board is authorized to grant
11 to the sponsor two hundred fifty thousand dollars
12 (\$250,000.00) over a period of not more than three (3)
13 years for the purposes specified in this subsection;

14
15 (vi) Appropriation: There is appropriated from
16 the income account to the board two hundred fifty thousand
17 dollars (\$250,000.00) or as much thereof as is necessary to
18 carry out the purpose of this subsection. Unexpended and
19 unobligated funds appropriated under this subsection shall
20 revert to the income account on June 30, 2012.

21
22 **Section 2.** W.S. 9-15-201(b)(v), (vi), (c)(v) and
23 (vi), 9-15-302(b)(iv) through (vi), 9-15-305(b)(ii)(intro)

1 and (iv) through (vi) and 9-15-306(b)(iv) through (vi) are
2 amended to read:

3
4 **9-15-201. Wyoming wildlife and natural resource large**
5 **project funding; 2007.**

6
7 (b) Project - Bates Creek Watershed Restoration:

8
9 (v) Project grant: The Wyoming wildlife and
10 natural resource trust account board is authorized to
11 grant to the sponsors not to exceed ~~three hundred thousand~~
12 ~~dollars (\$300,000.00)~~ five hundred sixty-seven thousand two
13 hundred ninety-three dollars (\$567,293.00) over a period of
14 not more than three (3) years for the purposes specified in
15 this subsection;

16
17 (vi) Appropriation: There is appropriated from
18 the income account to the board three hundred thousand
19 dollars (\$300,000.00) or as much thereof as is necessary to
20 carry out the purpose of this subsection. In addition to
21 any amounts appropriated prior to 2009, there is
22 appropriated from the income account to the board two
23 hundred sixty-seven thousand two hundred ninety-three
24 dollars (\$267,293.00) or as much thereof as is necessary to

1 carry out the purpose of this subsection. Notwithstanding
2 W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a), unexpended and
3 unobligated funds appropriated under this subsection shall
4 not lapse on June 30, 2008, but shall revert to the income
5 account on June 30, ~~2011~~2012.

6
7 (c) Project - Lander Front mule deer:

8
9 (v) Project grant: The Wyoming wildlife and
10 natural resource trust account board is authorized to
11 grant to the sponsor not to exceed ~~two hundred thirty~~
12 ~~thousand dollars (\$230,000.00)~~four hundred four thousand
13 three hundred eighty-eight dollars (\$404,388.00) over a
14 period of not more than three (3) years for the purposes
15 specified in this subsection;

16
17 (vi) Appropriation: There is appropriated from
18 the income account to the board two hundred thirty thousand
19 dollars (\$230,000.00) or as much thereof as is necessary to
20 carry out the purpose of this subsection. In addition to
21 any amounts appropriated prior to 2009, there is
22 appropriated from the income account to the board one
23 hundred seventy-four thousand three hundred eighty-eight
24 dollars (\$174,388.00) or as much thereof as is necessary to

1 carry out the purpose of this subsection. Notwithstanding
2 W.S. 9-2-1008, 9-2-1012(e) and 9-4-207(a), unexpended and
3 unobligated funds appropriated under this subsection shall
4 not lapse on June 30, 2008, but shall revert to the income
5 account on June 30, ~~2011~~2012.

6
7 **9-15-302. Wyoming Range Aspen Enhancement.**

8
9 (b) Project - Wyoming Range Aspen Enhancement:

10
11 (iv) Total project budget: ~~Seven hundred sixty~~
12 ~~thousand dollars (\$760,000.00)~~ One million ninety thousand
13 dollars (\$1,090,000.00) over an anticipated period of
14 approximately three (3) years;

15
16 (v) Project grant: The Wyoming wildlife and
17 natural resource trust account board is authorized to grant
18 to the sponsors ~~two hundred sixty thousand dollars~~
19 ~~(\$260,000.00)~~ four hundred ten thousand dollars
20 (\$410,000.00) over a period of not more than three (3)
21 years for the purposes specified in this subsection;

22
23 (vi) Appropriation: There is appropriated from
24 the income account to the board two hundred sixty thousand

1 dollars (\$260,000.00) or as much thereof as is necessary to
2 carry out the purpose of this subsection. In addition to
3 any amounts appropriated prior to 2009, there is
4 appropriated from the income account to the board one
5 hundred fifty thousand dollars (\$150,000.00) or as much
6 thereof as is necessary to carry out the purpose of this
7 subsection. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and
8 9-4-207(a), unexpended and unobligated funds appropriated
9 under this subsection shall not lapse on June 30, 2010, but
10 shall revert to the income account on June 30, ~~2011~~2012.

11

12 **9-15-305. Carney Ranch Easement.**

13

14 (b) Project - Carney Ranch Easement:

15

16 (ii) Project purpose: Permanent use restriction
17 on approximately ~~twelve thousand one hundred eighty six~~
18 ~~(12,186)~~ three thousand nine hundred forty-six (3,946)
19 acres in Sublette county in order to:

20

21 (iv) Total project budget: ~~Five million six~~
22 ~~hundred ninety five thousand dollars (\$5,695,000.00)~~ Eight
23 million nine hundred ninety thousand dollars
24 (\$8,990,000.00);

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(v) Project grant: The Wyoming wildlife and natural resource trust account board is authorized to grant to the sponsor ~~two hundred thousand dollars (\$200,000.00)~~ four hundred thousand dollars (\$400,000.00) for the purposes specified in this subsection;

(vi) Appropriation: There is appropriated from the income account to the board two hundred thousand dollars (\$200,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. In addition to any amounts appropriated prior to 2009, there is appropriated from the income account to the board two hundred thousand dollars (\$200,000.00) 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 the income account on June 30, ~~2010~~2011.

9-15-306. North Laramie Range Restoration.

(b) Project - North Laramie Range Restoration:

1 (iv) Total project budget: ~~Six hundred sixty~~
2 ~~six thousand nine hundred forty dollars (\$666,940.00)~~ One
3 million one hundred thirty-one thousand nine hundred sixty
4 dollars (\$1,131,960.00) over an anticipated period of
5 approximately three (3) years;

6
7 (v) Project grant: The Wyoming wildlife and
8 natural resource trust account board is authorized to
9 grant to the sponsors ~~two hundred thousand dollars~~
10 ~~(\$200,000.00)~~ five hundred forty thousand twenty dollars
11 (\$540,020.00) over a period of not more than three (3)
12 years for the purposes specified in this subsection;

13
14 (vi) Appropriation: There is appropriated from
15 the income account to the board two hundred thousand
16 dollars (\$200,000.00) or as much thereof as is necessary to
17 carry out the purpose of this subsection. In addition to
18 any amounts appropriated prior to 2009, there is
19 appropriated from the income account to the board three
20 hundred forty thousand twenty dollars (\$340,020.00) or as
21 much thereof as is necessary to carry out the purpose of
22 this subsection. Notwithstanding W.S. 9-2-1008,
23 9-2-1012(e) and 9-4-207(a), unexpended and unobligated
24 funds appropriated under this subsection shall not lapse on

1 June 30, 2010, but shall revert to the income account on
2 June 30, ~~2011~~2012.

3

4 **Section 3.** This act is effective immediately upon
5 completion of all acts necessary for a bill to become law
6 as provided by Article 4, Section 8 of the Wyoming
7 Constitution.

8

9 (END)