

SENATE FILE NO. SF0040

Abandoned mine land funds.

Sponsored by: Joint Appropriations Interim Committee

A BILL

for

1 AN ACT relating to abandoned mine land funds; authorizing
 2 application for funds; appropriating and specifying
 3 authorized use of funds; reappropriating prior
 4 authorizations; redirecting prior authorizations;
 5 specifying and amending reversion dates for funds; and
 6 providing for an effective date.

7

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

9

10 [FUTURE AML FUNDING]

11

12 **Section 1.**

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14 (a) No application to the federal office of surface
 15 mining for grants from the state of Wyoming's share of
 16 abandoned mine land funds from the Surface Mining Control

1 and Reclamation Act Amendments of 2006, Section 411(h)(1),
2 pursuant to 2007 H.R. 6111, as amended by 2015 H.R. 22,
3 Section 43001, shall be made except as expressly authorized
4 by the legislature. Unless otherwise specified, grant
5 funds received for the purposes authorized in this act
6 shall be deposited into the state abandoned mine land funds
7 reserve account pursuant to W.S. 35-11-1210. All funds
8 received from the authorized grants which are deposited in
9 the state abandoned mine land funds reserve account are
10 appropriated to the department of environmental quality in
11 the amounts specified in this section to be expended for
12 the purposes set forth in this section.

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14 (b) The legislature authorizes the department of
15 environmental quality to submit grant applications to the
16 federal office of surface mining for distribution of a
17 portion of funds specified in subsection (a) of this
18 section, including funds previously deposited in the
19 reserve account created by W.S. 35-11-1210(a), for the
20 period ending June 30, 2018 as follows:

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22 (i) Seventy-six million five hundred thousand
23 dollars (\$76,500,000.00) to the department of environmental

1 quality to implement the abandoned mine reclamation program
2 pursuant to the state implementation plan created by W.S.
3 35-11-1202. These funds shall be deposited in the abandoned
4 mine reclamation account created by W.S. 35-11-1203;

5
6 (ii) One hundred sixty-two million three hundred
7 thousand dollars (\$162,300,000.00) to the highway fund for
8 highway projects, with priority given for addressing the
9 impacts of mineral development;

10
11 (iii) One million three hundred thousand dollars
12 (\$1,300,000.00) to the department of environmental quality,
13 air quality division; and

14
15 (iv) One million eight hundred thousand dollars
16 (\$1,800,000.00) to the department of environmental quality,
17 solid waste management division.

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19 [AML FUNDING - REAPPROPRIATION OF PRIOR

20 AUTHORIZATIONS]

21
22 **Section 2.**

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1 (a) The legislature authorizes the department of
2 environmental quality to submit new grant applications or
3 modify existing grant applications to the federal office of
4 surface mining to reappropriate previously authorized funds
5 as follows:

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7 (i) One million four hundred ninety thousand
8 seven hundred twenty-four dollars (\$1,490,724.00), or as
9 much thereof as remains available, to the department of
10 environmental quality air quality division from funds
11 appropriated in 2009 Wyoming Session Laws, Chapter 159,
12 Section 339(b)(v) to address statewide energy impacts;

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14 (ii) One million four hundred four thousand
15 ninety dollars (\$1,404,090.00), or as much thereof as
16 remains available, to the department of environmental
17 quality from funds appropriated in 2010 Wyoming Session
18 Laws, Chapter 39, Section 320(b)(ii) for the solid waste
19 orphan sites program;

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21 (iii) One million five hundred thousand dollars
22 (\$1,500,000.00), or as much thereof as remains available
23 to, the department of administration and information from

1 funds appropriated in 2011 Wyoming Session Laws, Chapter
2 88, Section 346(c)(iii) for the Michael B. Enzi science,
3 technology, engineering and mathematics (STEM)
4 undergraduate teaching laboratory to be located on the
5 University of Wyoming campus in Laramie;

6

7 (iv) Five hundred thousand dollars
8 (\$500,000.00), or as much thereof as remains available, to
9 the department of environmental quality, air quality
10 division from funds appropriated in 2012 Wyoming Session
11 Laws, Chapter 27, Section 1(b)(iii) for expenditure on
12 operations and maintenance of ambient air monitors;

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14 (v) Four hundred seventy-two thousand five
15 hundred forty-five dollars (\$472,545.00), or as much
16 thereof as remains available to the department of
17 environmental quality, air quality division from funds
18 appropriated in 2012 Wyoming Session Laws, Chapter 27,
19 Section 1(b)(ii) for addressing statewide energy impacts.

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21 [AML FUNDING - REDIRECTION OF PRIOR AUTHORIZATIONS]

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1 **Section 3.** The grant applications submitted by the
2 department to the federal office of surface mining shall
3 seek authority to redirect up to one million seven hundred
4 twenty-nine thousand eight hundred forty-nine dollars
5 (\$1,729,849.00) of previously appropriated and reverted
6 funds to the highway fund for highway projects, with
7 priority given to projects addressing the impacts of
8 mineral development.

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10 [AML FUNDING - EXTENTION OF PRIOR AUTHORIZATIONS]

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12 **Section 4.**

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14 (a) 2014 Wyoming Session Laws, Chapter 26, Section
15 331(k) is amended to read:

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17 [SOLID WASTE ORPHANED SITE PROGRAM]

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19 (k) Notwithstanding W.S. 9-2-1008,
20 9-2-1012(e) and 9-4-207, up to one million eight
21 hundred thousand dollars (\$1,800,000.00) of
22 unexpended, unobligated monies authorized to the
23 department of environmental quality for the solid

1 waste orphaned site program under 2012 Wyoming
2 Session Laws, Chapter 27, Section 1(b)(i) shall
3 not revert and the legislature authorizes the
4 department of environmental quality to submit new
5 applications or modify existing applications to
6 the federal office of surface mining to redirect
7 those funds to the department of environmental
8 quality, air quality division for the period
9 beginning July 1, 2014 and ending June 30, ~~2016~~
10 2018.

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12 (b) 2012 Wyoming Session Laws, Chapter 27, Section
13 2(b)(vii) and (c)(intro) and (v) are amended to read:

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15 (b) The grant applications submitted by the
16 department to the federal office of surface
17 mining shall seek authority to redirect the funds
18 for the following projects:

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20 (vii) Two million dollars
21 (\$2,000,000.00) to the ~~Wyoming pipeline authority~~
22 office of the governor to begin to develop and
23 implement a permitting process to further a

1 carbon dioxide pipeline network across federal
2 lands in Wyoming. The Wyoming pipeline authority
3 shall perform this work under the direction of
4 the governor's office and in coordination with
5 the University of Wyoming school of energy
6 resources and the enhanced oil recovery
7 institute;

8
9 (c) Except for funds specified in this
10 subsection, funds appropriated under this section
11 shall be for the period beginning with the
12 effective date of this section and ending June
13 30, 2014. Notwithstanding W.S. 9-2-1008,
14 9-2-1012(e) and ~~9-4-207(a)~~9-4-207, any
15 unexpended, unobligated funds subject to:

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17 (v) Paragraph (b)(vii) of this section
18 shall not revert until June 30, ~~2016~~2018; and

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20 [AML FUNDING - REVERSION OF PRIOR AUTHORIZATIONS]

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22 **Section 5.** 2013 Wyoming Session Laws, Chapter 156,
23 Section 2(c)(intro), (iii) and (v) is amended to read:

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(c) Except for funds specified in this subsection, funds appropriated under this section shall be for the period beginning with the effective date of this section and ending June 30, 2014. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and ~~9-4-207(a)~~ 9-4-207, any unexpended, unobligated funds subject to:

(iii) Paragraph (b)(iii) of this section, including any substitute general funds, shall ~~not~~ revert ~~until June 30~~ no later than March 15, 2016;

(v) Subparagraph (b)(vi)(C) of this section, including any substitute general funds, shall ~~not~~ revert ~~until June 30~~ no later than March 15, 2016;

Section 6. Except for funds specified in this section, funds appropriated in this act shall be for the period beginning with the effective date of this act and ending June 30, 2018. Notwithstanding W.S. 9-2-1008,

1 9-2-1012(e) and 9-4-207, any unexpended, unobligated funds
2 subject to section 1 of this act shall remain in effect
3 until the projects are completed.

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

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10

(END)