

SENATE FILE NO. SF0037

Omnibus water bill-construction.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to water development projects; providing
2 for construction of dams and reservoirs; authorizing
3 construction of designated water projects; describing
4 projects; specifying terms and conditions of funding for
5 projects; providing appropriations; modifying project
6 descriptions and terms of appropriations for various
7 specified prior projects; and providing for an effective
8 date.

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

11
12 **Section 1.** W.S. 99-3-1501 through 99-3-1504 are
13 created to read:

14
15 ARTICLE 15
16 2010 CONSTRUCTION PROJECTS

17
18 **99-3-1501. Definitions.**

19
20 The definitions in W.S. 99-3-101 apply to this article.

21
22 **99-3-1502. General authorization.**

23
24 The provisions of W.S. 99-3-102 apply to this article.

25
26 **99-3-1503. Level III construction projects - new**
27 **development.**

28
29 (a) Authorization is granted for the Level III new
30 development construction projects identified in this
31 section subject to the general conditions specified in W.S.
32 99-3-103.

1 (b) Project - Arapahoe Water Supply:

2
3 (i) Project sponsor: Northern Arapaho Tribe;

4
5 (ii) Project purpose: Rural domestic water
6 supply;

7
8 (iii) Project description: Design and
9 construction of a connection of a well to the existing
10 water supply system and appurtenances necessary to make the
11 project function in the manner intended;

12
13 (iv) Total project budget: Five hundred
14 seventy-five thousand dollars (\$575,000.00);

15
16 (v) Project grant: The state of Wyoming shall
17 grant to the sponsor from water development account I
18 through the commission for the design, permit procurement,
19 project land procurement, construction engineering and
20 construction of the project an amount not to exceed three
21 hundred eighty-five thousand two hundred fifty dollars
22 (\$385,250.00) or sixty-seven percent (67%) of the actual
23 development costs, whichever is less;

24
25 (vi) Appropriation: There is appropriated from
26 water development account I to the commission three hundred
27 eighty-five thousand two hundred fifty dollars
28 (\$385,250.00) or as much thereof as is necessary to carry
29 out the purpose of this subsection. Unexpended funds
30 appropriated under this subsection shall revert to water
31 development account I on July 1, 2015;

32
33 (vii) Special conditions:

34
35 (A) The sponsor is responsible for
36 acquiring thirty-three percent (33%) of the total project
37 budget from other sources;

38
39 (B) The sponsor shall purchase the well
40 drilled during the Level II study for a price not to exceed
41 thirty-three percent (33%) of the well's actual
42 construction costs. The sponsor shall purchase the well
43 with a lump sum payment. The sponsor shall make the payment
44 described herein prior to the commencement of the project.
45 The payment shall be deposited by the commission into water
46 development account I.

1
2 (c) Project - Buffalo Pipeline:

3
4 (i) Project sponsor: Town of Buffalo;

5
6 (ii) Project purpose: Municipal, rural domestic
7 water supply;

8
9 (iii) Project description: Design and
10 construction of a transmission pipeline and appurtenances
11 necessary to make the project function in the manner
12 intended;

13
14 (iv) Total project budget: One million one
15 hundred eighty-two thousand dollars (\$1,182,000.00);

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 ninety-one thousand nine hundred forty dollars
23 (\$791,940.00) or sixty-seven percent (67%) of the actual
24 development costs, whichever is less;

25
26 (vi) Project loan: The state of Wyoming shall
27 loan to the sponsor from water development account I
28 through the commission for the design, permit procurement,
29 project land procurement, construction engineering and
30 construction of the project an amount not to exceed three
31 hundred ninety thousand sixty dollars (\$390,060.00) or
32 thirty-three percent (33%) of the actual development costs,
33 whichever is less, for a term of thirty (30) years from the
34 date the commission determines project benefits accrue to
35 the sponsor, at an annual rate of four percent (4%);

36
37 (vii) Appropriation: There is appropriated from
38 water development account I to the commission one million
39 one hundred eighty-two thousand dollars (\$1,182,000.00) or
40 as much thereof as is necessary to carry out the purpose of
41 this subsection. Unexpended funds appropriated under this
42 subsection shall revert to water development account I on
43 July 1, 2015.

44
45 (d) Project - Burns Storage Tank:

46
47 (i) Project sponsor: Town of Burns;

1
2 (ii) Project purpose: Municipal, rural domestic
3 water supply;

4
5 (iii) Project description: Design and
6 construction of a storage tank and appurtenances necessary
7 to make the project function in the manner intended;

8
9 (iv) Total project budget: Nine hundred thirty
10 thousand dollars (\$930,000.00);

11
12 (v) Project grant: The state of Wyoming shall
13 grant to the sponsor from water development account I
14 through the commission for the design, permit procurement,
15 project land procurement, construction engineering and
16 construction of the project an amount not to exceed six
17 hundred twenty-three thousand one hundred dollars
18 (\$623,100.00) or sixty-seven percent (67%) of the actual
19 development costs, whichever is less;

20
21 (vi) Project loan: The state of Wyoming shall
22 loan to the sponsor from water development account I
23 through the commission for the design, permit procurement,
24 project land procurement, construction engineering and
25 construction of the project an amount not to exceed three
26 hundred six thousand nine hundred dollars (\$306,900.00) or
27 thirty-three percent (33%) of the actual development costs,
28 whichever is less, for a term of thirty (30) years from the
29 date the commission determines project benefits accrue to
30 the sponsor, at an annual rate of four percent (4%);

31
32 (vii) Appropriation: There is appropriated from
33 water development account I to the commission nine hundred
34 thirty thousand dollars (\$930,000.00) or as much thereof as
35 is necessary to carry out the purpose of this subsection.
36 Unexpended funds appropriated under this subsection shall
37 revert to water development account I on July 1, 2015.

38
39 (e) Project - Casper Zone IV Improvements:

40
41 (i) Project sponsor: City of Casper;

42
43 (ii) Project purpose: Municipal, rural domestic
44 water supply;

45
46 (iii) Project description: Design and
47 construction of a transmission pipeline, storage tank

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

3
4 (iv) Total project budget: Nine hundred ninety
5 thousand dollars (\$990,000.00);

6
7 (v) Project grant: The state of Wyoming shall
8 grant to the sponsor from water development account I
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed six
12 hundred sixty-three thousand three hundred dollars
13 (\$663,300.00) or sixty-seven percent (67%) of the actual
14 development costs, whichever is less;

15
16 (vi) Appropriation: There is appropriated from
17 water development account I to the commission six hundred
18 sixty-three thousand three hundred dollars (\$663,300.00) or
19 as much thereof as is necessary to carry out the purpose of
20 this subsection. Unexpended funds appropriated under this
21 subsection shall revert to water development account I on
22 July 1, 2015;

23
24 (vii) Special condition: The sponsor is
25 responsible for acquiring thirty-three percent (33%) of the
26 total project budget from other sources.

27
28 (f) Project - Cook Road Well:

29
30 (i) Project sponsor: Cook Road Water District;

31
32 (ii) Project purpose: Rural domestic and
33 municipal water supply;

34
35 (iii) Project description: Design and
36 construction of a groundwater well, connection of the well
37 to the existing water supply system, transmission pipeline
38 and appurtenances necessary to make the project function in
39 the manner intended;

40
41 (iv) Total project budget: One million two
42 hundred ninety thousand dollars (\$1,290,000.00);

43
44 (v) Project grant: The state of Wyoming shall
45 grant to the sponsor from water development account I
46 through the commission for the design, permit procurement,

1 project land procurement, construction engineering and
2 construction of the project an amount not to exceed eight
3 hundred sixty-four thousand three hundred dollars
4 (\$864,300.00) or sixty-seven percent (67%) of the actual
5 development costs, whichever is less;

6
7 (vi) Project loan: The state of Wyoming shall
8 loan to the sponsor from water development account I
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed four
12 hundred twenty-five thousand seven hundred dollars
13 (\$425,700.00) or thirty-three percent (33%) of the actual
14 development costs, whichever is less, for a term of twenty
15 (20) years from the date the commission determines project
16 benefits accrue to the sponsor, at an annual rate of four
17 percent (4%);

18
19 (vii) Appropriation: There is appropriated from
20 water development account I to the commission one million
21 two hundred ninety thousand dollars (\$1,290,000.00) or as
22 much thereof as is necessary to carry out the purpose of
23 this subsection. Unexpended funds appropriated under this
24 subsection shall revert to water development account I on
25 July 1, 2015.

26
27 (g) Project - Ethete Water Supply:

28
29 (i) Project sponsor: Northern Arapaho Tribe;

30
31 (ii) Project purpose: Rural domestic and
32 municipal water supply;

33
34 (iii) Project description: Design and
35 construction of a well field, transmission pipeline, pump
36 stations, storage tank improvements and appurtenances
37 necessary to make the project function in the manner
38 intended;

39
40 (iv) Total project budget: Four million dollars
41 (\$4,000,000.00);

42
43 (v) Project grant: The state of Wyoming shall
44 grant to the sponsor from water development account I
45 through the commission for the design, permit procurement,
46 project land procurement, construction engineering and
47 construction of the project an amount not to exceed two

1 million dollars (\$2,000,000.00) or fifty percent (50%) of
2 the actual development costs, whichever is less;

3
4 (vi) Appropriation: There is appropriated from
5 water development account I to the commission two million
6 dollars (\$2,000,000.00) or as much thereof as is necessary
7 to carry out the purpose of this subsection. Unexpended
8 funds appropriated under this subsection shall revert to
9 water development account I on July 1, 2015;

10
11 (vii) Special condition: The sponsor is
12 responsible for acquiring fifty percent (50%) of the total
13 project budget from other sources.

14
15 (h) Project - Farview Water Supply:

16
17 (i) Project sponsor: Farview Water District;

18
19 (ii) Project purpose: Rural domestic water
20 supply;

21
22 (iii) Project description: Design and
23 construction of a connection of a well to the existing
24 water supply system and appurtenances necessary to make the
25 project function in the manner intended;

26
27 (iv) Total project budget: One hundred thousand
28 dollars (\$100,000.00);

29
30 (v) Project grant: The state of Wyoming shall
31 grant to the sponsor from water development account I
32 through the commission for the design, permit procurement,
33 project land procurement, construction engineering and
34 construction of the project an amount not to exceed sixty-
35 seven thousand dollars (\$67,000.00) or sixty-seven percent
36 (67%) of the actual development costs, whichever is less;

37
38 (vi) Project loan: The state of Wyoming shall
39 loan to the sponsor from water development account I
40 through the commission for the design, permit procurement,
41 project land procurement, construction engineering and
42 construction of the project an amount not to exceed thirty-
43 three thousand dollars (\$33,000.00) or thirty-three percent
44 (33%) of the actual development costs, whichever is less,
45 for a term of twenty (20) years from the date the

1 commission determines project benefits accrue to the
2 sponsor, at an annual rate of four percent (4%);
3

4 (vii) Appropriation: There is appropriated from
5 water development account I to the commission one hundred
6 thousand dollars (\$100,000.00) or as much thereof as is
7 necessary to carry out the purpose of this subsection.
8 Unexpended funds appropriated under this subsection shall
9 revert to water development account I on July 1, 2015;
10

11 (viii) Special conditions: The sponsor shall
12 purchase the well drilled during the Level II study for a
13 price not to exceed thirty-three percent (33%) of the
14 well's actual construction costs. The sponsor may purchase
15 the well with a lump sum payment or with amortized payments
16 for a term of twenty (20) years from the date the
17 commission determines project benefits accrue to the
18 sponsor at an interest rate of four percent (4%).
19

20 (j) Project - Jackson Storage Tanks:
21

22 (i) Project sponsor: Town of Jackson;
23

24 (ii) Project purpose: Municipal and rural
25 domestic water supply;
26

27 (iii) Project description: Design and
28 construction of two (2) storage tanks, connections for the
29 tanks to the existing water supply system and appurtenances
30 necessary to make the project function in the manner
31 intended;
32

33 (iv) Total project budget: Four million dollars
34 (\$4,000,000.00);
35

36 (v) Project grant: The state of Wyoming shall
37 grant to the sponsor from water development account I
38 through the commission for the design, permit procurement,
39 project land procurement, construction engineering and
40 construction of the project an amount not to exceed two
41 million six hundred eighty thousand dollars (\$2,680,000.00)
42 or sixty-seven percent (67%) of the actual development
43 costs, whichever is less;
44

45 (vi) Project loan: The state of Wyoming shall
46 loan to the sponsor from water development account I
47 through the commission for the design, permit procurement,

1 project land procurement, construction engineering and
2 construction of the project an amount not to exceed one
3 million three hundred twenty thousand dollars
4 (\$1,320,000.00) or thirty-three percent (33%) of the actual
5 development costs, whichever is less, for a term of thirty
6 (30) years from the date the commission determines project
7 benefits accrue to the sponsor, at an annual rate of four
8 percent (4%);
9

10 (vii) Appropriation: There is appropriated from
11 water development account I to the commission four million
12 dollars (\$4,000,000.00) or as much thereof as is necessary
13 to carry out the purpose of this subsection. Unexpended
14 funds appropriated under this subsection shall revert to
15 water development account I on July 1, 2015.
16

17 (k) Project - Owl Creek Water Supply:
18

19 (i) Project sponsor: Owl Creek Rural Water
20 District;
21

22 (ii) Project purpose: Rural domestic and
23 municipal water supply;
24

25 (iii) Project description: Design and
26 construction of transmission pipelines, pump stations,
27 connection to the Town of Thermopolis's water supply system
28 and appurtenances necessary to make the project function in
29 the manner intended;
30

31 (iv) Total project budget: Four million seven
32 hundred fifty thousand dollars (\$4,750,000.00);
33

34 (v) Project grant: The state of Wyoming shall
35 grant to the sponsor from water development account I
36 through the commission for the design, permit procurement,
37 project land procurement, construction engineering and
38 construction of the project an amount not to exceed three
39 million one hundred eighty-two thousand five hundred
40 dollars (\$3,182,500.00) or sixty-seven percent (67%) of the
41 actual development costs, whichever is less;
42

43 (vi) Appropriation: There is appropriated from
44 water development account I to the commission three million
45 one hundred eighty-two thousand five hundred dollars
46 (\$3,182,500.00) or as much thereof as is necessary to carry
47 out the purpose of this subsection. Unexpended funds

1 appropriated under this subsection shall revert to water
2 development account I on July 1, 2015;

3
4 (vii) Special condition: The sponsor is
5 responsible for acquiring thirty-three percent (33%) of the
6 total project budget from other sources.

7
8 (m) Project - South Laramie Water Supply:

9
10 (i) Project sponsor: City of Laramie;

11
12 (ii) Project purpose: Municipal and rural
13 domestic water supply;

14
15 (iii) Project description: Design and
16 construction of transmission pipelines and appurtenances
17 necessary to make the project function in the manner
18 intended;

19
20 (iv) Total project budget: Three million one
21 hundred thousand dollars (\$3,100,000.00);

22
23 (v) Project grant: The state of Wyoming shall
24 grant to the sponsor from water development account I
25 through the commission for the design, permit procurement,
26 project land procurement, construction engineering and
27 construction of the project an amount not to exceed two
28 million seventy-seven thousand dollars (\$2,077,000.00) or
29 sixty-seven percent (67%) of the actual development costs,
30 whichever is less;

31
32 (vi) Project loan: The state of Wyoming shall
33 loan to the sponsor from water development account I
34 through the commission for the design, permit procurement,
35 project land procurement, construction engineering and
36 construction of the project an amount not to exceed one
37 million twenty-three thousand dollars (\$1,023,000.00) or
38 thirty-three percent (33%) of the actual development costs,
39 whichever is less, for a term of twenty (20) years from the
40 date the commission determines project benefits accrue to
41 the sponsor, at an annual rate of four percent (4%);

42
43 (vii) Appropriation: There is appropriated from
44 water development account I to the commission three million
45 one hundred thousand dollars (\$3,100,000.00) or as much
46 thereof as is necessary to carry out the purpose of this

1 subsection. Unexpended funds appropriated under this
2 subsection shall revert to water development account I on
3 July 1, 2015.

4
5 (n) Project - South Thermopolis Water Supply:

6
7 (i) Project sponsor: South Thermopolis Water
8 and Sewer Water District;

9
10 (ii) Project purpose: Rural domestic and
11 municipal water supply;

12
13 (iii) Project description: Design and
14 construction of transmission pipelines, pump stations and
15 appurtenances necessary to make the project function in the
16 manner intended;

17
18 (iv) Total project budget: Three million one
19 hundred sixty thousand dollars (\$3,160,000.00);

20
21 (v) Project grant: The state of Wyoming shall
22 grant to the sponsor from water development account I
23 through the commission for the design, permit procurement,
24 project land procurement, construction engineering and
25 construction of the project an amount not to exceed two
26 million one hundred seventeen thousand two hundred dollars
27 (\$2,117,200.00) or sixty-seven percent (67%) of the actual
28 development costs, whichever is less;

29
30 (vi) Appropriation: There is appropriated from
31 water development account I to the commission two million
32 one hundred seventeen thousand two hundred dollars
33 (\$2,117,200.00) or as much thereof as is necessary to carry
34 out the purpose of this subsection. Unexpended funds
35 appropriated under this subsection shall revert to water
36 development account I on July 1, 2015;

37
38 (vii) Special condition: The sponsor is
39 responsible for acquiring thirty-three percent (33%) of the
40 total project budget from other sources.

41
42 (o) Project - Wamsutter Well 2010:

43
44 (i) Project sponsor: Town of Wamsutter;

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

3
4 (iii) Project description: Design and
5 construction of a connection of a well to the existing
6 water supply system and appurtenances necessary to make the
7 project function in the manner intended;

8
9 (iv) Total project budget: One million one
10 hundred thirty thousand dollars (\$1,130,000.00);

11
12 (v) Project grant: The state of Wyoming shall
13 grant to the sponsor from water development account I
14 through the commission for the design, permit procurement,
15 project land procurement, construction engineering and
16 construction of the project an amount not to exceed seven
17 hundred fifty-seven thousand one hundred dollars
18 (\$757,100.00) or sixty-seven percent (67%) of the actual
19 development costs, whichever is less;

20
21 (vi) Appropriation: There is appropriated from
22 water development account I to the commission seven hundred
23 fifty-seven thousand one hundred dollars (\$757,100.00) or
24 as much thereof as is necessary to carry out the purpose of
25 this subsection. Unexpended funds appropriated under this
26 subsection shall revert to water development account I on
27 July 1, 2015.

28
29 (vii) Special conditions:

30
31 (A) The sponsor is responsible for
32 acquiring thirty-three percent (33%) of the total project
33 budget from other sources;

34
35 (B) The sponsor shall purchase the well
36 drilled during the Level II study for a price not to exceed
37 thirty-three percent (33%) of the well's actual
38 construction costs. The sponsor shall purchase the well
39 with a lump sum payment. The sponsor shall make the
40 payment described herein prior to the commencement of the
41 project. The payment shall be deposited by the commission
42 into water development account I.

43
44 [REHABILITATION CONSTRUCTION PROJECTS]

45
46 9-3-1504. Level III construction projects -
47 rehabilitation.

1
2 (a) Authorization is granted for the Level III
3 rehabilitation construction projects identified in this
4 section, subject to the general conditions specified in
5 W.S. 99-3-104.

6
7 (b) Project - Casper Alcova Rehabilitation 2010:

8
9 (i) Project sponsor: Casper Alcova Irrigation
10 District;

11
12 (ii) Project purpose: Agriculture water supply;

13
14 (iii) Project description: Design and
15 construction of lateral improvements and appurtenances
16 necessary to make the project function in the manner
17 intended;

18
19 (iv) Total project budget: Seven hundred twelve
20 thousand dollars (\$712,000.00);

21
22 (v) Project grant: The state of Wyoming shall
23 grant to the sponsor from water development account II
24 through the commission for the design, permit procurement,
25 project land procurement, construction engineering and
26 construction of the project four hundred seventy-seven
27 thousand forty dollars (\$477,040.00) or sixty-seven percent
28 (67%) of the actual development costs, whichever is less;

29
30 (vi) Appropriation: There is appropriated from
31 water development account II to the commission four hundred
32 seventy-seven thousand forty dollars (\$477,040.00) or as
33 much thereof as is necessary to carry out the purpose of
34 this subsection. Unexpended funds appropriated under this
35 subsection shall revert to water development account II on
36 July 1, 2015;

37
38 (vii) Special conditions: The sponsor is
39 responsible for acquiring thirty-three percent (33%) of the
40 total project budget from other sources.

41
42 (c) Project - Heart Mountain Rehabilitation 2010:

1 (i) Project sponsor: Heart Mountain Irrigation
2 District;

3
4 (ii) Project purpose: Agriculture water supply;

5
6 (iii) Project description: Design and
7 construction of rehabilitation measures for the irrigation
8 system and appurtenances necessary to make the project
9 function in the manner intended;

10
11 (iv) Total project budget: Two million one
12 hundred twenty-two thousand dollars (\$2,122,000.00);

13
14 (v) Project grant: The state of Wyoming shall
15 grant to the sponsor from water development account II
16 through the commission for the purchase of project
17 materials as supported by vendor invoices and approved by
18 the commission an amount not to exceed one million one
19 hundred eighty thousand dollars (\$1,180,000.00) or one
20 hundred percent (100%) of the approved materials costs,
21 whichever is less;

22
23 (vi) Appropriation: There is appropriated from
24 water development account II to the commission one million
25 one hundred eighty thousand dollars (\$1,180,000.00) or as
26 much thereof as is necessary to carry out the purpose of
27 this subsection. Unexpended funds appropriated under this
28 subsection shall revert to water development account II on
29 July 1, 2015;

30
31 (vii) Special conditions:

32
33 (A) The sponsor is responsible for all
34 project costs with the exception of the purchase of project
35 materials as supported by vendor invoices and approved by
36 the commission;

37
38 (B) The sponsor is responsible for
39 retaining professional engineering services to design the
40 project, compile materials bidding documents and monitor
41 construction activities including the installation of
42 project components and the tracking of project
43 expenditures.

1
2 (d) Project - Little Snake Diversions:

3
4 (i) Project sponsor: Savery-Little Snake
5 Conservancy District;

6
7 (ii) Project purpose: Agriculture water supply;

8
9 (iii) Project description: Design and
10 construction of improvements to diversion structures and
11 appurtenances necessary to make the project function in the
12 manner intended;

13
14 (iv) Total project budget: Nine hundred ninety
15 thousand dollars (\$990,000.00);

16
17 (v) Project grant: The state of Wyoming shall
18 grant to the sponsor from water development account II
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 six
22 hundred sixty-three thousand three hundred dollars
23 (\$663,300.00) or sixty-seven percent (67%) of the actual
24 development costs, whichever is less;

25
26 (vi) Project loan: The state of Wyoming shall
27 loan to the sponsor from water development account II
28 through the commission for the design, permit procurement,
29 project land procurement, construction engineering and
30 construction of the project an amount not to exceed three
31 hundred twenty-six thousand seven hundred dollars
32 (\$326,700.00) or thirty-three percent (33%) of actual
33 development costs, whichever is less, for a term of twenty
34 (20) years from the date the commission determines project
35 benefits accrue to the sponsor, at an annual rate of four
36 percent (4%);

37
38 (vii) Appropriation: There is appropriated from
39 water development account II to the commission nine hundred
40 ninety thousand dollars (\$990,000.00) or as much thereof as
41 is necessary to carry out the purpose of this subsection.
42 Unexpended funds appropriated under this subsection shall
43 revert to water development account II on July 1, 2015.

44
45 (e) Project - Midvale Rehabilitation 2010:
46

1 (i) Project sponsor: Midvale Irrigation
2 District;

3
4 (ii) Project purpose: Agriculture water supply;

5
6 (iii) Project description: Design and
7 construction of rehabilitation measures for the irrigation
8 system and appurtenances necessary to make the project
9 function in the manner intended;

10
11 (iv) Total project budget: Four hundred seventy
12 thousand dollars (\$470,000.00);

13
14 (v) Project grant: The state of Wyoming shall
15 grant to the sponsor from water development account II
16 through the commission for the purchase of project
17 materials as supported by vendor invoices and approved by
18 the commission an amount not to exceed two hundred sixty-
19 three thousand dollars (\$263,000.00) or one hundred percent
20 (100%) of the approved materials costs, whichever is less;

21
22 (vi) Appropriation: There is appropriated from
23 water development account II to the commission two hundred
24 sixty-three thousand dollars (\$263,000.00) or as much
25 thereof as is necessary to carry out the purpose of this
26 subsection. Unexpended funds appropriated under this
27 subsection shall revert to water development account II on
28 July 1, 2015;

29
30 (vii) Special conditions:

31
32 (A) The sponsor is responsible for all
33 project costs with the exception of the purchase of project
34 materials as supported by vendor invoices and approved by
35 the commission;

36
37 (B) The sponsor is responsible for
38 retaining professional engineering services to design the
39 project, compile materials bidding documents and monitor
40 construction activities including the installation of
41 project components and the tracking of project
42 expenditures.

1 (f) Project - Rawlins Atlantic Rim Reservoir:

2

3 (i) Project sponsor: City of Rawlins;

4

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

7

8 (iii) Project description: Design and
9 construction of improvements to Atlantic Rim Reservoir and
10 appurtenances necessary to make the project function in the
11 manner intended;

12

13 (iv) Total project budget: Four million dollars
14 (\$4,000,000.00);

15

16 (v) Project grant: The state of Wyoming shall
17 grant to the sponsor from water development account II
18 through the commission for the design, permit procurement,
19 project land procurement, construction engineering and
20 construction of the project an amount not to exceed two
21 million six hundred eighty thousand dollars (\$2,680,000.00)
22 or sixty-seven percent (67%) of the actual development
23 costs, whichever is less;

24

25 (vi) Project loan: The state of Wyoming shall
26 loan to the sponsor from water development account II
27 through the commission for the design, permit procurement,
28 project land procurement, construction engineering and
29 construction of the project an amount not to exceed one
30 million three hundred twenty thousand dollars
31 (\$1,320,000.00) or thirty-three percent (33%) of actual
32 development costs, whichever is less, for a term of thirty
33 (30) years from the date the commission determines project
34 benefits accrue to the sponsor, at an annual rate of four
35 percent (4%);

36

37 (vii) Appropriation: There is appropriated from
38 water development account II to the commission four million
39 dollars (\$4,000,000.00) or as much thereof as is necessary
40 to carry out the purpose of this subsection. Unexpended
41 funds appropriated under this subsection shall revert to
42 water development account II on July 1, 2015.

43

44 (g) Project - Willwood Rehabilitation 2010:

45

46 (i) Project sponsor: Willwood Irrigation
47 District;

1

2 (ii) Project purpose: Agriculture water supply;

3

4 (iii) Project description: Design and
5 construction of rehabilitation measures for the irrigation
6 system and appurtenances necessary to make the project
7 function in the manner intended;

8

9 (iv) Total project budget: One million three
10 hundred fifty-two thousand dollars (\$1,352,000.00);

11

12 (v) Project grant: The state of Wyoming shall
13 grant to the sponsor from water development account II
14 through the commission for the purchase of project
15 materials as supported by vendor invoices and approved by
16 the commission an amount not to exceed seven hundred forty-
17 six thousand dollars (\$746,000.00) or one hundred percent
18 (100%) of the approved materials costs, whichever is less;

19

20 (vi) Appropriation: There is appropriated from
21 water development account II to the commission seven
22 hundred forty-six thousand dollars (\$746,000.00) or as much
23 thereof as is necessary to carry out the purpose of this
24 subsection. Unexpended funds appropriated under this
25 subsection shall revert to water development account II on
26 July 1, 2015;

27

28 (vii) Special conditions:

29

30 (A) The sponsor is responsible for all
31 project costs with the exception of the purchase of project
32 materials as supported by vendor invoices and approved by
33 the commission;34 (B) The sponsor is responsible for
35 retaining professional engineering services to design the
36 project, compile materials bidding documents and monitor
37 construction activities including the installation of
38 project components and the tracking of project
39 expenditures.

40

41 [AMENDMENTS TO PRIOR PROJECTS]

1 **Section 2.** W.S. 99-1-105, 99-2-303(f)(v)(C),
2 99-3-703(f)(xiii)(C), (j)(iv) through (vi) and (ix),
3 99-3-704(g)(iv) through (vi) and (ix), 99-3-804(d)(vii) and
4 (viii) by creating a new subparagraph (C), 99-3-904(n)(vi),
5 99-3-1103(m)(vii), 99-3-1104(g)(vi), 99-3-1403(j)(iii)
6 through (vii), (k)(iii) through (vii), (m)(iii) through
7 (vii) and (o)(iii) through (vii), 99-3-1404(b)(iv) through
8 (vii) and 99-99-1001(a) by creating a new paragraph (vii),
9 (g) and by creating a new subsection (k) are amended to
10 read:

11
12 **(Deer Creek Project)**
13

14 **99-1-105. Project appropriation.**
15

16 The total project budget is forty-five million dollars
17 (\$45,000,000.00). There is appropriated from that portion
18 of the water development account funded from revenues
19 pursuant to W.S. 39-6-305(g) to the commission ~~thirteen~~
20 ~~million five hundred thousand dollars (\$13,500,000.00)~~ ~~five~~
21 ~~million two hundred fifty thousand dollars (\$5,250,000.00)~~
22 or as much thereof as is necessary to carry out the
23 purposes of this act. Unexpended funds appropriated under
24 this section shall revert to the account established in
25 W.S. 99-99-1001(a)(vii) on July 1, 2010.
26

27 **99-2-303. Level III construction projects - new**
28 **development.**
29

30 (f) Project - Little Snake River Valley Dam and
31 Reservoir Project:
32

33 (v) Appropriation:
34

35 (C) Unexpended funds appropriated under
36 this subsection shall revert to ~~water development account~~ ~~I~~
37 the account established in W.S. 99-99-1001(a)(vi) on July
38 1, ~~2005~~ 2010.
39

40 **99-3-703. Level III construction projects - new**
41 **development.**
42

43 (f) Project - Little Snake River Small Dams and
44 Reservoirs Phase II Project:
45

46 (xiii) Special supplemental conditions:
47

(C) Supplemental funding shall be limited to the twelve (12) projects identified and recommended for construction in the Little Snake River Basin Small Reservoir Development Project, the Doty Mountain Five Project, Coal Gulch Dam Project and the Grieve Reservoir Project. The sponsor shall obtain the approval of the commission prior to the construction of any individual facility.

(j) Project - Small Water Development Projects:

(iv) Total project budget: ~~Three million five hundred thousand dollars (\$3,500,000.00)~~ Three million nine hundred thousand dollars (\$3,900,000.00);

(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 ~~one million seven hundred fifty thousand dollars (\$1,750,000.00)~~ one million nine hundred fifty thousand dollars (\$1,950,000.00) 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 ~~one million seven hundred fifty thousand dollars (\$1,750,000.00)~~ one million nine hundred fifty thousand dollars (\$1,950,000.00) 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;

(ix) No new project shall be authorized under this subsection on or after ~~April 1, 2010~~ July 1, 2012.

99-3-704. Level III construction projects-rehabilitation

(g) Project - Small Water Development Projects:

(iv) Total project budget: ~~Three million five hundred thousand dollars (\$3,500,000.00)~~ Three million one hundred thousand dollars (\$3,100,000.00);

(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 of the project an amount not to exceed ~~one million seven hundred fifty thousand dollars (\$1,750,000.00)~~ one million five hundred fifty thousand dollars (\$1,550,000.00) 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 ~~one million seven hundred fifty thousand dollars (\$1,750,000.00)~~ one million five hundred fifty thousand dollars (\$1,550,000.00) 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 II;

(ix) No new project shall be authorized under this subsection on or after ~~April 1, 2010~~ July 1, 2012.

99-3-804. Level III construction projects-rehabilitation.

(d) Project - Byron Raw Water Supply:

(vii) Appropriation: There is appropriated from water development account II to the commission one million five hundred sixty-one thousand dollars (\$1,561,000.00) 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, ~~2013~~ 2010; and

(viii) Special conditions:

(C) Notwithstanding the other provisions of this subsection to the contrary, since the sponsor has abandoned the project, the sponsor shall be obligated to pay the funds disbursed by the commission for project purposes in the amount of one hundred seventy thousand two hundred fourteen dollars (\$170,214.00). The sponsor shall make the payment described herein not later than July 1, 2010. The payment shall be deposited by the commission into water development account II.

1
2 **99-3-904. Level III construction projects-**
3 **rehabilitation.**

4
5 (n) Project - Wind River Irrigation Project:

6
7 (vi) Appropriation: There is appropriated from
8 water development account II to the commission three
9 million five hundred thousand dollars (\$3,500,000.00) or as
10 much thereof as is necessary to carry out the purpose of
11 this subsection. Unexpended funds appropriated under this
12 subsection shall revert to water development account II on
13 July 1, ~~2010~~2015; and

14
15 **99-3-1103. Level III construction projects-new**
16 **development.**

17
18 (m) Project - Pine Haven Transmission 2006 Project:

19
20 (vii) Appropriation: There is appropriated from
21 water development account I to the commission three hundred
22 forty-eight thousand dollars (\$348,000.00) or as much
23 thereof as is necessary to carry out the purpose of this
24 subsection. Unexpended funds appropriated under this
25 subsection shall revert to water development account I on
26 July 1, ~~2010~~2012.

27
28 **99-3-1104. Level III construction projects-**
29 **rehabilitation.**

30
31 (g) Project - Midvale Irrigation District
32 Conservation/Automation Project:

33
34 (vi) Appropriation: There is appropriated from
35 water development account II to the commission five hundred
36 forty-two thousand seven hundred dollars (\$542,700.00) or
37 as much thereof as is necessary to carry out the purpose of
38 this subsection. Unexpended funds appropriated under this
39 subsection shall revert to water development account II on
40 July 1, ~~2010~~2012; and

41
42 **99-3-1403. Level III construction projects-new**
43 **development.**

44
45 (j) Project - Pinedale Pipelines-Phase I:

1 (iii) Project description: Design, permit
2 procurement, project land procurement, ~~for two (2)~~
3 ~~transmission pipelines and~~ construction engineering and
4 construction of ~~one (1)~~ two (2) transmission ~~pipeline~~
5 pipelines and appurtenances necessary to make the project
6 function in the manner intended;

7
8 (iv) Total project budget: ~~Eleven million six~~
9 ~~hundred seventy thousand dollars (\$11,670,000.00)~~ Eleven
10 million four hundred seventy thousand dollars
11 (\$11,470,000.00);

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, ~~for two (2)~~ ~~transmission~~
17 ~~pipelines and~~ construction engineering and construction of
18 ~~one (1) transmission pipeline~~ the project an amount not to
19 exceed ~~five million two hundred ninety three thousand~~
20 ~~dollars (\$5,293,000.00)~~ seven million six hundred eighty-
21 four thousand nine hundred dollars (\$7,684,900.00) or
22 sixty-seven percent (67%) of the actual costs, whichever is
23 less;

24
25 (vi) Project loan: The state of Wyoming shall
26 loan to the sponsor from water development account I
27 through the commission for the design, permit procurement,
28 project land procurement, ~~for two (2)~~ ~~transmission~~
29 ~~pipelines and~~ construction engineering and construction of
30 ~~one (1) transmission pipeline~~ the project an amount not to
31 exceed ~~two million six hundred seven thousand dollars~~
32 ~~(\$2,607,000.00)~~ three million seven hundred eighty-five
33 thousand one hundred dollars (\$3,785,100.00) or thirty-
34 three percent (33%) of the actual costs, whichever is less,
35 for a term of thirty (30) years from the date the
36 commission determines project benefits accrue to the
37 sponsor, at an annual rate of four percent (4%);

38
39 (vii) Appropriation: There is appropriated from
40 water development account I to the commission ~~seven million~~
41 ~~nine hundred thousand dollars (\$7,900,000.00)~~ eleven
42 million four hundred seventy thousand dollars
43 (\$11,470,000.00) or as much thereof as is necessary to
44 carry out the purpose of this subsection. Unexpended funds
45 appropriated under this subsection shall revert to water
46 development account I on July 1, 2014.

47

1 (k) Project - Rawlins Reservoir and Atlantic Rim
2 Pipeline Phase I:

3
4 (iii) Project description: Design and
5 construction of a ~~reservoir and~~ transmission ~~pipelines~~
6 pipeline, pump station, outlet works improvements and
7 appurtenances necessary to make the project function in the
8 manner intended;

9
10 (iv) Total project budget: ~~Sixteen million four~~
11 ~~hundred fifteen thousand dollars (\$16,415,000.00)~~ Three
12 million nine hundred thousand dollars (\$3,900,000.00);

13
14 (v) Project grant: The state of Wyoming shall
15 grant to the sponsor from water development account I
16 through the commission for the design, permit procurement,
17 project land procurement, construction engineering and
18 construction for the project an amount not to exceed ~~nine~~
19 ~~hundred four thousand five hundred dollars (\$904,500.00)~~
20 two million six hundred thirteen thousand dollars
21 (\$2,613,000.00) or sixty-seven percent (67%) of the actual
22 costs, whichever is less;

23
24 (vi) Project loan: The state of Wyoming shall
25 loan to the sponsor from water development account I
26 through the commission for the design, permit procurement,
27 ~~and~~ project land procurement, construction engineering and
28 construction for the project an amount not to exceed ~~four~~
29 ~~hundred forty-five thousand five hundred dollars~~
30 ~~(\$445,500.00)~~ one million two hundred eighty-seven thousand
31 dollars (\$1,287,000.00) or thirty-three percent (33%) of
32 the actual costs, whichever is less, for a term of thirty
33 (30) years from the date the commission determines project
34 benefits accrue to the sponsor, at an annual rate of four
35 percent (4%);

36
37 (vii) Appropriation: There is appropriated from
38 water development account I to the commission ~~one million~~
39 ~~three hundred fifty thousand dollars (\$1,350,000.00)~~ three
40 million nine hundred thousand dollars (\$3,900,000.00) or as
41 much thereof as is necessary to carry out the purpose of
42 this subsection. Unexpended funds appropriated under this
43 subsection shall revert to water development account I on
44 July 1, 2014.

45
46 (m) Project - Riverton Water Supply:
47

1 (iii) Project description: Design and
2 construction of a storage tank, transmission pipelines,
3 pump stations, well connection and appurtenances necessary
4 to make the project function in the manner intended;

5
6 (iv) Total project budget: ~~Six million four~~
7 ~~hundred forty thousand dollars (\$6,440,000.00)~~ Nine million
8 two hundred thousand dollars (\$9,200,000.00);

9
10 (v) Project grant: The state of Wyoming shall
11 grant to the sponsor from water development account I
12 through the commission for the design, permit procurement,
13 ~~and~~ project land procurement, construction engineering and
14 construction for the project an amount not to exceed ~~four~~
15 ~~million three hundred fourteen thousand eight hundred~~
16 ~~dollars (\$4,314,800.00)~~ six million one hundred sixty-four
17 thousand dollars (\$6,164,000.00) or sixty-seven percent
18 (67%) of the actual development costs, whichever is less;

19
20 (vi) Project loan: The state of Wyoming shall
21 loan to the sponsor from water development account I
22 through the commission for the design, permit procurement,
23 ~~and~~ project land procurement, construction engineering and
24 construction for the project an amount not to exceed ~~six~~
25 ~~hundred forty four thousand dollars (\$644,000.00)~~ nine
26 hundred twenty thousand dollars (\$920,000.00) or ten
27 percent (10%) of the actual development costs, whichever is
28 less, for a term of twenty (20) years from the date the
29 commission determines project benefits accrue to the
30 sponsor, at an annual rate of four percent (4%);

31
32 (vii) Appropriation: There is appropriated from
33 water development account I to the commission ~~four million~~
34 ~~nine hundred fifty eight thousand eight hundred dollars~~
35 ~~(\$4,958,800.00)~~ seven million eighty-four thousand dollars
36 (\$7,084,000.00) or as much thereof as is necessary to carry
37 out the purpose of this subsection. Unexpended funds
38 appropriated under this subsection shall revert to water
39 development account I on July 1, 2014;

40
41 (o) Project - Star Valley Ranch Water Supply:

42
43 (iii) Project description: Design and
44 construction of a storage tank, well, well ~~connection~~
45 connections, pipelines, pump stations, spring development,
46 purchase of a storage tank and appurtenances necessary to
47 make the project function in the manner intended;

1
2 (iv) Total project budget: ~~Two million six~~
3 ~~hundred twenty thousand dollars (\$2,620,000.00)~~ Four
4 million nine hundred ninety-five thousand dollars
5 (\$4,995,000.00);

6
7 (v) Project grant: The state of Wyoming shall
8 grant to the sponsor from water development account I
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed ~~one~~
12 ~~million seven hundred fifty five thousand four hundred~~
13 ~~dollars (\$1,755,400.00)~~ three million three hundred forty-
14 six thousand six hundred fifty dollars (\$3,346,650.00) or
15 sixty-seven percent (67%) of the actual development costs,
16 whichever is less;

17
18 (vi) Project loan: The state of Wyoming shall
19 loan to the sponsor from water development account I
20 through the commission for the design, permit procurement,
21 project land procurement, construction engineering and
22 construction of the project an amount not to exceed ~~eight~~
23 ~~hundred sixty four thousand six hundred dollars~~
24 ~~(\$864,600.00)~~ one million six hundred forty-eight thousand
25 three hundred fifty dollars (\$1,648,350.00) or thirty-three
26 percent (33%) of the actual development costs, whichever is
27 less, for a term of thirty (30) years from the date the
28 commission determines project benefits accrue to the
29 sponsor, at an annual rate of four percent (4%);

30
31 (vii) Appropriation: There is appropriated from
32 water development account I to the commission ~~two million~~
33 ~~six hundred twenty thousand dollars (\$2,620,000.00)~~ four
34 million nine hundred ninety-five thousand dollars
35 (\$4,995,000.00) or as much thereof as is necessary to carry
36 out the purpose of this subsection. Unexpended funds
37 appropriated under this subsection shall revert to water
38 development account I on July 1, 2014;

39
40 **99-3-1404. Level III construction projects -**
41 **rehabilitation.**

42
43 (b) Project - Big Horn Canal Rehabilitation 2009:

44
45 (iv) Total project budget: ~~Nine hundred forty-~~
46 ~~five thousand dollars (\$945,000.00)~~ One million one hundred
47 eighty thousand dollars (\$1,180,000.00);

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 ~~six~~
7 ~~hundred thirty three thousand one hundred fifty dollars~~
8 ~~(\$633,150.00)~~ seven hundred ninety thousand six hundred
9 dollars (\$790,600.00) or sixty-seven percent (67%) of the
10 actual development costs, whichever is less;

11
12 (vi) Project loan: The state of Wyoming shall
13 loan to the sponsor from water development account II
14 through the commission for the design, permit procurement,
15 project land procurement, construction engineering and
16 construction of the project an amount not to exceed ~~three~~
17 ~~hundred eleven thousand eight hundred fifty dollars~~
18 ~~(\$311,850.00)~~ three hundred eighty-nine thousand four
19 hundred dollars (\$389,400.00) or thirty-three percent (33%)
20 of actual development costs, whichever is less, for a term
21 of thirty (30) years from the date the commission
22 determines project benefits accrue to the sponsor, at an
23 annual rate of four percent (4%);

24
25 (vii) Appropriation: There is appropriated from
26 water development account II to the commission ~~nine hundred~~
27 ~~forty five thousand dollars (\$945,000.00)~~ one million one
28 hundred eighty thousand dollars (\$1,180,000.00) or as much
29 thereof as is necessary to carry out the purpose of this
30 subsection. Unexpended funds appropriated under this
31 subsection shall revert to water development account II on
32 July 1, 2014.

33
34 **99-99-1001. Creation; use of funds; interest.**

35
36 (a) The following accounts are created:

37
38 (vii) Pathfinder modification account.
39

40 (g) Revenues received by the state from the lease,
41 sale, assignment or transfer of water from projects funded
42 by the Wyoming water development program or from the lease,
43 sale, assignment or transfer of projects, or any portions
44 thereof, funded by the Wyoming water development program
45 shall be deposited into the account created by paragraph
46 (a)(iv) of this section. The Wyoming water development
47 commission shall administer the account and use any monies

1 in the account to meet the contract obligations of the
2 state relative to said leases, sales, assignments or
3 transfers. The account balance shall at no time exceed
4 ~~fifty thousand dollars (\$50,000.00)~~ one hundred thousand
5 dollars (\$100,000.00).

6
7 (k) All revenues received by the state from the
8 lease, sale, assignment or transfer of ownership of water
9 resulting from the state's interest in the Pathfinder
10 modification project shall be deposited in the account
11 created by paragraph (a)(vii) of this section. The Wyoming
12 water development commission shall use any monies in the
13 account to meet the operation, maintenance, replacement and
14 mitigation obligations of the state related to the
15 Pathfinder modification project. Two million two hundred
16 fifty thousand dollars (\$2,250,000.00) from the
17 appropriation from water development account II provided in
18 the 2000 Wyoming Session Laws, Chapter 36, Section 6 is
19 hereby transferred to the account created by paragraph
20 (a)(vii) of this section.

21
22 **Section 3.** This act is effective immediately upon
23 completion of all acts necessary for a bill to become law
24 as provided by Article 4, Section 8 of the Wyoming
25 Constitution.

26
27 (END)