

SENATE FILE NO. SF0069

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 2010; amending funding for specified
5 previously approved large projects; requiring specified
6 conservation easements to include the state of Wyoming as a
7 third party beneficiary as specified; providing
8 appropriations; providing for reversion of funds; and
9 providing for an effective date.

10

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

12

13 **Section 1.** W.S. 9-15-501 through 9-15-508 are created
14 to read:

15

16 ARTICLE 5

17 2010 LARGE PROJECT FUNDING

1

2 **9-15-501. Sixty Seven Ranch Easement.**

3

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

6

7 (b) Project: Sixty Seven Ranch easement:

8

9 (i) Project sponsor: Green River Valley Land
10 Trust;

11

12 (ii) Project purpose: Permanent use restriction
13 on approximately eight thousand four hundred (8,400) acres
14 in Sublette county in order to:

15

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

19

20 (B) Maintain essential migration routes for
21 moose, mule deer, elk and sage grouse; and

22

23 (C) Maintain agricultural production.

24

1 (iii) Project description: Conservation
2 easement;

3

4 (iv) Total project budget: Five million five
5 hundred thousand dollars (\$5,500,000.00);

6

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

11

12 (vi) Appropriation: There is appropriated from
13 the income account to the board five hundred thousand
14 dollars (\$500,000.00) or as much thereof as is necessary to
15 carry out the purpose of this subsection. Unexpended and
16 unobligated funds appropriated under this subsection shall
17 revert to the income account on June 30, 2013.

18

19 **9-15-502. Sage Creek CRM.**

20

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

23

24 (b) Project: Sage Creek CRM:

1

2 (i) Project sponsor: Big Horn County Weed and
3 Pest;

4

5 (ii) Project purpose: Removal of invasive
6 Russian olive, saltcedar and other vegetation and
7 restoration of native and improved vegetation on
8 approximately eight thousand (8,000) acres in Big Horn
9 county in order to:

10

11 (A) Improve hydrologic and watershed
12 function, including water yield and use; and

13

14 (B) Maintain habitats for native and game
15 species including deer, turkey, pheasants, songbirds, fish
16 and amphibians.

17

18 (iii) Project description: Invasive species
19 eradication and landscape restoration;

20

21 (iv) Total project budget: Eight hundred eighty-
22 two thousand dollars (\$882,000.00);

23

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

5
6 (vi) Appropriation: There is appropriated from
7 the income account to the board one hundred thousand
8 dollars (\$100,000.00) or as much thereof as is necessary to
9 carry out the purpose of this subsection. Unexpended and
10 unobligated funds appropriated under this subsection shall
11 revert to the income account on June 30, 2013.

12
13 **9-15-503. Greybull River Watershed.**

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

17
18 (b) Project: Greybull River Watershed:

19
20 (i) Project sponsor: South Big Horn
21 Conservation District;

22
23 (ii) Project purpose: Removal of invasive
24 Russian olive, saltcedar and other vegetation and

1 restoration of native and improved vegetation on portions
2 of a watershed comprising approximately two hundred fifty-
3 six thousand three hundred eighty-six (256,386) acres in
4 Big Horn county in order to:

5

6 (A) Improve hydrologic and watershed
7 function, including water yield and use; and

8

9 (B) Maintain habitats for native and game
10 species including deer, turkey, pheasants, songbirds, fish
11 and amphibians.

12

13 (iii) Project description: Invasive species
14 eradication and landscape restoration;

15

16 (iv) Total project budget: Two million five
17 hundred seventy thousand dollars (\$2,570,000.00);

18

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

23

1 (vi) Appropriation: There is appropriated from
2 the income account to the board one hundred fifty thousand
3 dollars (\$150,000.00) or as much thereof as is necessary to
4 carry out the purpose of this subsection. Unexpended and
5 unobligated funds appropriated under this subsection shall
6 revert to the income account on June 30, 2013.

7
8 **9-15-504. Shoshone/Clarks Fork Watershed.**
9

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

12
13 (b) Project: Shoshone/Clarks Fork Watershed:

14
15 (i) Project sponsor: Park County Weed
16 Management;

17
18 (ii) Project purpose: Removal of invasive
19 Russian olive, saltcedar and other vegetation and
20 restoration of native and improved vegetation on portions
21 of a watershed of approximately eight hundred fifteen
22 thousand (815,000) acres in Park county in order to:

1 (A) Improve hydrologic and watershed
2 function, including water yield and use; and

3

4 (B) Maintain habitats for native and game
5 species including deer, turkey, pheasants, songbirds, fish
6 and amphibians.

7

8 (iii) Project description: Invasive species
9 eradication and landscape restoration;

10

11 (iv) Total project budget: One million seven
12 hundred eighty thousand dollars (\$1,780,000.00);

13

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

18

19 (vi) Appropriation: There is appropriated from
20 the income account to the board one hundred fifty thousand
21 dollars (\$150,000.00) 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, 2013.

1

2 **9-15-505. Shepperson Ranch Conservation Easement.**

3

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

6

7 (b) Project: Shepperson Ranch easement:

8

9 (i) Project sponsor: Wyoming Stock Growers
10 Agricultural Land Trust;

11

12 (ii) Project purpose: Permanent use restriction
13 on approximately thirteen thousand six hundred fifty-seven
14 (13,657) acres in Park county in order to:

15

16 (A) Preclude loss of habitat for moose,
17 mule deer, elk, antelope, sage grouse, cutthroat trout,
18 waterfowl, songbirds and other species;

19

20 (B) Maintain essential migration routes for
21 antelope, elk and mule deer; and

22

23 (C) Maintain agricultural production.

24

1 (iii) Project description: Conservation
2 easement;

3

4 (iv) Total project budget: One million twenty
5 thousand dollars (\$1,020,000.00);

6

7 (v) Project grant: The Wyoming wildlife and
8 natural resource trust account board is authorized to grant
9 to the sponsor two hundred eighty thousand dollars
10 (\$280,000.00) for the purposes specified in this
11 subsection;

12

13 (vi) Appropriation: There is appropriated from
14 the income account to the board two hundred eighty thousand
15 dollars (\$280,000.00) or as much thereof as is necessary to
16 carry out the purpose of this subsection. Unexpended and
17 unobligated funds appropriated under this subsection shall
18 revert to the income account on June 30, 2013.

19

20 **9-15-506. Beckton Ranch Easement.**

21

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

24

1 (b) Project: Beckton Ranch easement:

2

3 (i) Project sponsor: The Nature Conservancy;

4

5 (ii) Project purpose: Permanent use restriction
6 on approximately one thousand twenty-eight (1,028) acres in
7 Sheridan county in order to:

8

9 (A) Preclude loss of habitat for elk, mule
10 deer, antelope, sharp-tailed grouse, songbirds and other
11 species;

12

13 (B) Maintain essential migration routes for
14 elk and mule deer; and

15

16 (C) Maintain agricultural production.

17

18 (iii) Project description: Conservation
19 easement;

20

21 (iv) Total project budget: Two million four
22 hundred seventy-six thousand dollars (\$2,476,000.00);

23

1 (v) Project grant: The Wyoming wildlife and
2 natural resource trust account board is authorized to grant
3 to the sponsor three hundred fifty thousand dollars
4 (\$350,000.00) for the purposes specified in this
5 subsection;

6
7 (vi) Appropriation: There is appropriated from
8 the income account to the board three hundred fifty
9 thousand dollars (\$350,000.00) or as much thereof as is
10 necessary to carry out the purpose of this subsection.
11 Unexpended and unobligated funds appropriated under this
12 subsection shall revert to the income account on June 30,
13 2013.

14
15 **9-15-507. Upper Gros Ventre Wetlands.**

16
17 (a) Authorization is granted for funding of the
18 following large project as provided in this section.

19
20 (b) Project: Upper Gros Ventre Wetlands:

21
22 (i) Project sponsors: Wyoming Wetland Society;

1 (ii) Project purpose: Maintain and enhance
2 wetland and riparian habitats and migration corridors for
3 elk, bighorn sheep, mule deer, antelope, trumpeter swan and
4 other species on approximately nine (9) miles of the Gros
5 Ventre River in Teton county;

6
7 (iii) Project description: Re-establishment and
8 enhancement of stream and wetland habitats, including
9 hydrologic modifications, vegetation management and other
10 physical improvements;

11
12 (iv) Total project budget: Two million six
13 hundred five thousand dollars (\$2,605,000.00) over an
14 anticipated period of 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 twenty-one thousand two hundred
19 dollars (\$221,200.00) over a period of not more than three
20 (3) years for the purposes specified in this subsection;

21
22 (vi) Appropriation: There is appropriated from
23 the income account to the board two hundred twenty-one
24 thousand two hundred dollars (\$221,200.00) or as much

1 thereof as is necessary to carry out the purpose of this
2 subsection. Unexpended and unobligated funds appropriated
3 under this subsection shall revert to the income account on
4 June 30, 2013.

5
6 **9-15-508. Laramie River Restoration.**

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

10
11 (b) Project: Laramie River Restoration:

12
13 (i) Project sponsor: Laramie Beautification
14 Committee;

15
16 (ii) Project purpose: Re-establishment of stream
17 function and elimination of bank erosion on approximately
18 four (4) miles of the Laramie River within the City of
19 Laramie in Albany county in order to:

20
21 (A) Reduce or eliminate erosion and loss of
22 stable stream banks which provide habitat for songbirds,
23 small mammals, deer and other species;

1 (B) Improve hydrologic function of the
2 watershed and improve fisheries habitat and migration
3 routes; and

4
5 (C) Improve water quality and quantity.

6
7 (iii) Project description: Re-establishment of
8 a functional stream through placement of stream altering
9 structures and vegetation;

10

11 (iv) Total project budget: One million one
12 hundred eighty thousand three hundred ninety-three dollars
13 (\$1,180,393.00) over an anticipated period of approximately
14 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 sponsor three hundred forty-four thousand dollars
19 (\$344,000.00) over a period of not more than three (3)
20 years for the purposes specified in this subsection;

21

22 (vi) Appropriation: There is appropriated from
23 the income account to the board one hundred seventy-two
24 thousand dollars (\$172,000.00) or as much thereof as is

1 necessary to carry out the purpose of this subsection.
2 Unexpended and unobligated funds appropriated under this
3 subsection shall revert to the income account on June 30,
4 2013.

5
6 **Section 2.** W.S. 9-15-201(b)(iv) through (vi),
7 9-15-302(b)(iv) through (vi), 9-15-309(b)(iv) through (vi),
8 9-15-402(b)(iv) through (vi) and 9-15-405(b)(ii), (iv), (v)
9 and (vi) are amended to read:

10
11 **9-15-201. Wyoming wildlife and natural resource large**
12 **project funding; 2007.**

13
14 (b) Project - Bates Creek Watershed Restoration:

15
16 (iv) Total project budget: ~~One million sixty~~
17 ~~thousand seven hundred fifty dollars (\$1,060,750.00)~~ two
18 million four hundred twenty-five thousand dollars
19 (\$2,425,000.00) over an anticipated period of approximately
20 sixteen (16) years;

21
22 (v) Project grant: The Wyoming wildlife and
23 natural resource trust account board is authorized to
24 grant to the sponsors not to exceed ~~five hundred sixty~~

1 ~~seven thousand two hundred ninety-three dollars~~
2 ~~(\$567,293.00)~~ eight hundred sixty-seven thousand two
3 hundred ninety-three dollars (\$867,293.00) over a period of
4 not more than three (3) years for the purposes specified in
5 this subsection;

6
7 (vi) Appropriation: There is appropriated from
8 the income account to the board three hundred thousand
9 dollars (\$300,000.00) or as much thereof as is necessary to
10 carry out the purpose of this subsection. In addition to
11 any amounts appropriated prior to 2009, there is
12 appropriated from the income account to the board two
13 hundred sixty-seven thousand two hundred ninety-three
14 dollars (\$267,293.00) or as much thereof as is necessary to
15 carry out the purpose of this subsection. In addition to
16 any amounts appropriated prior to 2010, there is
17 appropriated from the income account to the board three
18 hundred thousand dollars (\$300,000.00) or as much thereof
19 as is necessary to carry out the purposes of this
20 subsection. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and
21 9-4-207(a), unexpended and unobligated funds appropriated
22 under this subsection shall not lapse on June 30, ~~2008~~
23 2012, but shall revert to the income account on June 30,
24 ~~2012-2013~~.

1
2 **9-15-302. Wyoming Range Aspen Enhancement.**

3
4 (b) Project - Wyoming Range Aspen Enhancement:

5
6 (iv) Total project budget: ~~One million ninety~~
7 ~~thousand dollars (\$1,090,000.00)~~ Two million four hundred
8 forty thousand dollars (\$2,440,000.00) over an anticipated
9 period of approximately three (3) years;

10
11 (v) Project grant: The Wyoming wildlife and
12 natural resource trust account board is authorized to grant
13 to the sponsors ~~four hundred ten thousand dollars~~
14 ~~(\$410,000.00)~~ six hundred thirty thousand dollars
15 (\$630,000.00) over a period of not more than three (3)
16 years for the purposes specified in this subsection;

17
18 (vi) Appropriation: There is appropriated from
19 the income account to the board two hundred sixty thousand
20 dollars (\$260,000.00) or as much thereof as is necessary to
21 carry out the purpose of this subsection. In addition to
22 any amounts appropriated prior to 2009, there is
23 appropriated from the income account to the board one
24 hundred fifty thousand dollars (\$150,000.00) or as much

1 thereof as is necessary to carry out the purpose of this
2 subsection. In addition to any amounts appropriated prior
3 to 2010, there is appropriated from the income account to
4 the board two hundred twenty thousand dollars (\$220,000.00)
5 or as much thereof as is necessary to carry out the
6 purposes of this subsection. Notwithstanding W.S. 9-2-1008,
7 9-2-1012(e) and 9-4-207(a), unexpended and unobligated
8 funds appropriated under this subsection shall not lapse on
9 June 30, 2010, but shall revert to the income account on
10 June 30, ~~2012~~2013.

11

12 **9-15-309. Yellowtail CRM II.**

13

14 (b) Project - Yellowtail CRM II:

15

16 (iv) Total project budget: ~~Nine hundred forty~~
17 ~~four thousand five hundred dollars (\$944,500.00)~~ One
18 million seven hundred eighty thousand dollars
19 (\$1,780,000.00) over an anticipated period of approximately
20 three (3) years;

21

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

1 four hundred thousand dollars (\$400,000.00) over a period
2 of not more than ~~three (3)~~ six (6) years for the purposes
3 specified in this subsection;

4
5 (vi) Appropriation: There is appropriated from
6 the income account to the board two hundred thousand
7 dollars (\$200,000.00) or as much thereof as is necessary to
8 carry out the purpose of this subsection. In addition to
9 any amounts appropriated prior to 2010, there is
10 appropriated from the income account to the board one
11 hundred ten thousand dollars (\$110,000.00) or as much
12 thereof as is necessary to carry out the purposes of this
13 subsection. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and
14 9-4-207(a), unexpended and unobligated funds appropriated
15 under this subsection shall not lapse on June 30, 2010, but
16 shall revert to the income account on June 30, ~~2011~~ 2013.

17
18 **9-15-402. Cottonwood-North Bench easements.**

19
20 (b) Project: Cottonwood-North Bench easements:

21
22 (iv) Total project budget: ~~Three million one~~
23 ~~hundred twenty-four thousand nine hundred dollars~~

1 ~~(\$3,124,900.00)~~ Five million nine hundred four thousand
2 nine hundred dollars (\$5,904,900.00);

3
4 (v) Project grant: The Wyoming wildlife and
5 natural resource trust account board is authorized to grant
6 to the sponsor ~~three hundred ninety thousand dollars~~
7 ~~(\$390,000.00)~~ seven hundred forty thousand dollars
8 (\$740,000.00) for the purposes specified in this
9 subsection;

10
11 (vi) Appropriation: There is appropriated from
12 the income account to the board one hundred ninety-five
13 thousand dollars (\$195,000.00) or as much thereof as is
14 necessary to carry out the purpose of this subsection. In
15 addition to any amounts appropriated prior to 2010 there is
16 appropriated from the income account to the board three
17 hundred fifty thousand dollars (\$350,000.00) or as much
18 there as is necessary to carry out the purposes of this
19 subsection. Unexpended and unobligated funds appropriated
20 under this subsection shall revert to the income account on
21 June 30, ~~2011~~ 2013.

22
23 **9-15-405. Sublette wildlife fence initiative.**
24

1 (b) Project: Sublette wildlife fence initiative:

2

3 (ii) Project purpose: Promote the seasonal
4 migration of mule deer and antelope on approximately
5 ~~thirty-seven thousand five hundred (37,500)~~ seventy
6 thousand (70,000) acres in southwest Wyoming to reduce or
7 eliminate loss of wildlife;

8

9 (iv) Total project budget: ~~Two million four~~
10 ~~hundred six thousand one hundred eighty dollars~~
11 ~~(\$2,406,180.00)~~ six million eighty-four thousand dollars
12 (\$6,084,000.00) over an anticipated period of approximately
13 three (3) years;

14

15 (v) Project grant: The Wyoming wildlife and
16 natural resource trust account board is authorized to grant
17 to the sponsor ~~two hundred thousand dollars (\$200,000.00)~~
18 four hundred thousand dollars (\$400,000.00) over a period
19 of not more than three (3) years for the purposes specified
20 in this subsection;

21

22 (vi) Appropriation: There is appropriated from
23 the income account to the board two hundred thousand
24 dollars (\$200,000.00) or as much thereof as is necessary to

1 carry out the purpose of this subsection. In addition to
2 any amounts appropriated prior to 2010, there is
3 appropriated from the income account to the board an
4 additional two hundred thousand dollars (\$200,000.00) or as
5 much thereof as is necessary to carry out the purposes of
6 this subsection. Unexpended and unobligated funds
7 appropriated under this subsection shall revert to the
8 income account on June 30, ~~2012~~2013.

9
10 **Section 3.** Each conservation easement for which
11 funding is authorized under Section 1 of this act shall
12 include the state of Wyoming as a third party beneficiary
13 with the right to enforce the terms of the agreement and,
14 if the easement is transferred or extinguished, the right
15 to recover the state's pro rata share of funds provided for
16 the creation of the easement up to one hundred percent
17 (100%) of the funds granted by the state for the creation
18 of the easement.

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

5

6

(END)