

SENATE FILE NO. SF0103

Gillette Madison water project financing.

Sponsored by: Senator(s) Hines and Von Flatern and
Representative(s) Blikre, Kasperik, Lubnau
and Wallis

A BILL

for

1 AN ACT relating to water development; amending the Gillette
2 Madison water project as specified; providing for funding;
3 and providing for an effective date.

4

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

6

7 **Section 1.** W.S. 99-3-1405(e)(iii), (g)(i), (ii),
8 (h)(i)(B), (ii), (iii), (iv)(A) and (B) is amended to read:

9

10 **99-3-1405. Gillette Madison pipeline project;**
11 **definitions; description; purposes; authorization;**
12 **finances; conditions.**

13

14 (e) Project financing: The following shall apply:

15

1 (iii) Project loan: The state of Wyoming shall
2 loan to the sponsor from the permanent Wyoming mineral
3 trust fund through the commission for the design,
4 groundwater exploration and drilling, permit procurement
5 and project land procurement for the project an amount not
6 to exceed five million five hundred twenty-seven thousand
7 five hundred dollars (\$5,527,500.00) or thirty-three
8 percent (33%) of the actual development costs, whichever is
9 less, for a term of ~~thirty (30)~~ five (5) years from the
10 date the commission determines project benefits accrue to
11 the sponsor, at an annual rate of four percent (4%);

12

13 (g) General authorization: The following shall
14 apply:

15

16 (i) The commission shall contract with the
17 sponsor for the construction engineering and construction
18 ~~for Phase I of the project which includes an expanded~~
19 ~~Madison well field, including five (5) wells, pumps and~~
20 ~~pipng, the southwest treated water transmission pipeline,~~
21 ~~and appurtenances necessary to make Phase I of the project~~
22 ~~function in the manner intended~~ in a manner consistent with
23 this section and to administer the contract on behalf of
24 the state of Wyoming;

1

2 (ii) Upon execution of the contract outlined in
3 paragraph (i) of this subsection, the sponsor may complete
4 construction engineering and construction for ~~Phase I of~~
5 the project in a manner consistent with the terms and
6 conditions outlined in the contract.

7

8 (h) Project financing: The following shall apply:

9

10 (i) Project budget:

11

12 (B) Partial budget authorized by this
13 section: ~~Twenty-four million five hundred thousand dollars~~
14 ~~(\$24,500,000.00)~~ Seventy-four million five hundred thousand
15 dollars (\$74,500,000.00).

16

17 (ii) Project grant: The state of Wyoming shall
18 grant to the sponsor from water development account III
19 through the commission for the construction engineering and
20 construction for ~~Phase I of~~ the project an amount not to
21 exceed sixteen million four hundred fifteen thousand
22 dollars (\$16,415,000.00). ~~or sixty seven percent (67%) of~~
23 ~~the actual costs, whichever is less~~ The state of Wyoming
24 shall also grant to the sponsor from the budget reserve

1 account through the commission for the construction
2 engineering and construction of the project an amount not
3 to exceed thirty-three million five hundred thousand
4 dollars (\$33,500,000.00) or sixty-seven percent (67%) of
5 the actual costs, whichever is less;

6
7 (iii) Project loan: The state of Wyoming shall
8 loan to the sponsor from the permanent Wyoming mineral
9 trust fund through the commission for the construction
10 engineering and construction ~~for Phase I~~ of the project an
11 amount not to exceed ~~eight million eighty-five thousand~~
12 ~~dollars (\$8,085,000.00)~~ twenty-four million five hundred
13 eighty-five thousand dollars (\$24,585,000.00) or thirty-
14 three percent (33%) of the actual development costs,
15 whichever is less, for a term of ~~thirty (30)~~ five (5) years
16 from the date the commission determines project benefits
17 accrue to the sponsor, at an annual rate of four percent
18 (4%);

19
20 (iv) Appropriations and funding:

21
22 (A) There is appropriated from water
23 development account III to the commission sixteen million
24 four hundred fifteen thousand dollars (\$16,415,000.00) or

1 as much thereof as is necessary to carry out the purpose of
2 this section. Unexpended funds appropriated under this
3 subparagraph shall revert to the budget reserve account on
4 July 1, 2015. From available surplus funds, the governor
5 shall make a recommendation in the supplemental budget
6 request to reimburse water development account III for any
7 amount expended from that account for this project. There
8 is appropriated from the budget reserve account to the
9 commission thirty-three million five hundred thousand
10 dollars (\$33,500,000.00) or as much thereof as is necessary
11 to carry out the purpose of this section. Unexpended funds
12 appropriated under this subparagraph shall revert to budget
13 reserve account on July 1, 2015;

14

15 (B) The state treasurer shall make
16 available from the permanent Wyoming mineral trust fund to
17 the commission ~~eight million eighty-five thousand dollars~~
18 ~~(\$8,085,000.00)~~ twenty-four million five hundred eighty-
19 five thousand dollars (\$24,585,000.00) or as much thereof
20 as is necessary to carry out the purpose of this section.

21

22 **Section 2.** This act is effective July 1, 2011.

23

24

(END)