

SENATE FILE NO. SF0074

Permit not required for using a de minimis amount of water.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to water; eliminating permitting  
2 requirements for the beneficial use of a de minimis amount  
3 of water; and providing for an effective date.

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

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7 **Section 1.** W.S. 41-4-501(a) is amended to read:

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9 **41-4-501. Permit required prior to construction of**  
10 **ditches, canals or other distributing works; contents of**  
11 **application; unlawful diversion or use of water prohibited;**  
12 **rulemaking authority.**

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14 (a) Any person, association or corporation hereafter  
15 intending to acquire the right to the beneficial use of the  
16 public water of the state of Wyoming shall, before

1 commencing the construction, enlargement or extension of  
2 any ditch, canal or other distributing works, or performing  
3 any work in connection with said construction, or proposed  
4 appropriation, make an application to the state engineer  
5 for a permit to make such appropriation. Such application  
6 must set forth the name and post-office address of the  
7 applicant, the source of the water supply, the nature of  
8 the proposed use, the location and description of the  
9 proposed ditch, canal or other work, the time within which  
10 it is proposed to begin construction, the time required for  
11 completion of construction and the time required for the  
12 complete application of the water to the proposed use. The  
13 beneficial use of less than one-half (1/2) acre-foot of  
14 water per annum, through the construction of not more than  
15 ten (10) temporary structures within one-quarter (1/4) mile  
16 of any perennial, intermittent or ephemeral stream segment,  
17 shall not require an application to the state engineer for  
18 a permit to appropriate water under this subsection. Any  
19 person who shall willfully divert or use water to the  
20 detriment of others without compliance with law shall be  
21 deemed guilty of a misdemeanor punishable pursuant to W.S.  
22 41-3-616.

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1           **Section 2.** This act is effective July 1, 2020.

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(END)