

## HOUSE BILL NO. HB0190

Wyoming value added energy and industrial plan.

Sponsored by: Representative(s) Harshman, Burkhart,  
Henderson, Larsen, L, Larson, JT, Nicholas,  
Niemiec, Stith, Walters and Wylie and  
Senator(s) Anderson, Cooper, Dockstader and  
Rothfuss

## A BILL

for

1 AN ACT relating to the administration of government;  
2 creating the select committee on the Wyoming value added  
3 energy, economic development and industrial plan;  
4 specifying membership and duties of the select committee;  
5 authorizing the creation of task forces; specifying  
6 requirements and duties associated with created task  
7 forces; requiring reports and recommendations; providing  
8 appropriations; providing legislative findings; and  
9 providing for an effective date.

10

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

12

13 **Section 1.**

14

1           (a) The legislature finds that:

2

3           (i) The state of Wyoming is currently presented  
4 with multiple projects that may encourage expansion and  
5 diversification of Wyoming's energy and industrial economy  
6 while utilizing Wyoming's natural resources, infrastructure  
7 and human capital;

8

9           (ii) These projects have the potential to result  
10 in substantial public benefit to the state of Wyoming;

11

12           (iii) To maximize the ability of the state of  
13 Wyoming to capitalize on these projects, it is beneficial  
14 to have a coordinated, global approach between the  
15 legislative and executive branches of government to  
16 determine whether these proposed projects have a  
17 substantial likelihood of delivering a significant public  
18 benefit to the state of Wyoming and to determine  
19 appropriate policies, processes or procedures to allocate  
20 resources to secure the development of these projects.

21

22           **Section 2.**

23

1           (a) There is created the select committee on the  
2 Wyoming value added energy, economic development and  
3 industrial plan. The select committee shall meet as  
4 necessary to accomplish the purposes of this section.  
5 Members shall be appointed to the select committee as  
6 follows:

7

8           (i) Three (3) members of the senate shall be  
9 appointed by the president of the senate. Members appointed  
10 under this paragraph shall include:

11

12                   (A) One (1) member of the senate  
13 appropriations committee;

14

15                   (B) One (1) member of the senate minerals,  
16 business and economic development standing committee;

17

18                   (C) One (1) member of the senate appointed  
19 at the discretion of the president of the senate.

20

21           (ii) Three (3) members of the house of  
22 representatives appointed by the speaker of the house.  
23 Members appointed under this paragraph shall include:

1

2 (A) One (1) member of the house  
3 appropriations committee;

4

5 (B) One (1) member of the house minerals,  
6 business and economic development standing committee;

7

8 (C) One (1) member of the house appointed  
9 at the discretion of the speaker of the house.

10

11 (b) Members appointed by the speaker of the house and  
12 the president of the senate shall be apportioned as nearly  
13 as possible to reflect the percentage of the elected  
14 members of the majority and minority parties, provided that  
15 not more than five (5) of the members appointed under  
16 subsection (a) of this section shall be from the same  
17 political party.

18

19 (c) The select committee shall:

20

21 (i) Select from among its members one (1)  
22 senator and one (1) member of the house to serve as co-  
23 chairmen;

1

2 (ii) Meet as necessary to review outlines,  
3 timelines, proposed deliverables; project proposals,  
4 reports and recommendations of any task force established  
5 under this section to implement the Wyoming value added  
6 energy, economic development and industrial plan and  
7 accomplish other duties as prescribed by this section;

8

9 (iii) Not later than November 1, 2023, report to  
10 the joint appropriations committee and the joint minerals,  
11 business and economic development interim committee on any  
12 recommendations received from task forces established under  
13 this section and on legislative action the select committee  
14 determines is necessary to further the purposes of this  
15 section;

16

17 (iv) Pursuant to W.S. 28-8-104(e), develop and  
18 sponsor legislation as the select committee deems  
19 appropriate to further the purposes of this section.

20

21 (d) The governor may establish task forces to study  
22 the topics and projects identified in this section. For the

1 appointment of a task force under this subsection, the  
2 following shall apply:

3

4 (i) The governor may appoint one (1) or more  
5 task forces to study whether the proposed projects listed  
6 in this paragraph have a substantial likelihood of  
7 delivering a significant public benefit to the state of  
8 Wyoming and to study, prepare and recommend policies,  
9 processes or procedures to allocate resources to secure the  
10 development of these proposed projects. Any task force  
11 appointed under this subsection shall consider, but are not  
12 limited to considering, the following or similar projects:

13

14 (A) Development of a project or strategy to  
15 maximize the development of Wyoming's energy and natural  
16 resources in the most efficient, sustainable and cost-  
17 effective manner based on the model of the industrial  
18 heartland area in Alberta, Canada;

19

20 (B) Projects and initiatives to encourage  
21 the development of liquid natural gas export facilities  
22 using Wyoming produced natural gas or to expand the use of  
23 Wyoming liquefied natural gas;

1

2 (C) The development and construction of  
3 natural gas to liquid fuels facilities in the state of  
4 Wyoming and scenario analysis on how best to encourage the  
5 development and construction of these facilities;

6

7 (D) The development and construction of  
8 electronics manufacturing facilities, owned by domestic or  
9 international companies, in the state of Wyoming and  
10 scenario analysis on how best to encourage the development  
11 and construction of these facilities;

12

13 (E) Coordination of efforts and strategies  
14 to identify and develop opportunities to improve Wyoming's  
15 access to and growth in domestic and international markets  
16 for natural gas, oil, coal, uranium, power, nuclear energy,  
17 hydrogen, manufacturing, tourism and other commodities and  
18 products. Consideration of efforts and strategies under  
19 this subparagraph shall include:

20

21 (I) Encouraging the development of  
22 deep water ports to export Wyoming nonrenewable natural  
23 resources, including the potential to institute or

1 participate in legal actions to secure the access of  
2 Wyoming nonrenewable natural resources to these deep water  
3 ports;

4

5 (II) Taking actions to improve the  
6 state's relative strength in the global market;

7

8 (III) Taking actions to improve access  
9 to markets and address related regulatory, logistic and  
10 infrastructure concerns;

11

12 (IV) Making recommendations for  
13 outreach, marketing, trade representation and international  
14 relations;

15

16 (V) Identifying opportunities to add  
17 value to Wyoming commodities and products;

18

19 (VI) Coordinating state agency efforts  
20 relating to international markets.

21

22 (F) To build Wyoming's energy strategy  
23 initiatives, including but not limited to baseline water

1 testing, carbon dioxide pipeline corridors, an energy  
2 atlas, hydrogen projects, trona projects, soda ash  
3 projects, liquid natural gas infrastructure planning and  
4 hybrid energy solutions and strategies;

5

6 (G) Economic development opportunities  
7 likely to provide a substantial public benefit to the state  
8 of Wyoming, including but not limited to opportunities for  
9 economic development and land purchases along Wyoming's  
10 interstate and major transportation corridors, the  
11 creation, development or purchase of museums in Wyoming and  
12 the development or expansion of major tourist events in  
13 Wyoming.

14

15 (ii) In determining the number of task forces to  
16 appoint under this subsection and the assignment of duties  
17 and areas of study to the task forces, the governor shall  
18 consult with the select committee created in this section  
19 to determine the most efficient manner in which to achieve  
20 the purposes of this section, the expertise required to  
21 effectively capitalize on each project and whether the  
22 purposes of this section would be best achieved by a  
23 particular task force considering one (1) or more projects;

1

2           (iii) Each task force created by the governor  
3 shall have not less than one (1) and not more than two (2)  
4 members of the Wyoming legislature appointed to the task  
5 force by either the president of the senate or the speaker  
6 of the house of representatives, respectively. The  
7 president of the senate and the speaker of the house shall  
8 alternate appointment of members under this paragraph as  
9 needed for the total legislative membership on each task  
10 force created under this subsection;

11

12           (iv) In considering appointments to task forces  
13 of members who are not members of the legislature, the  
14 governor may consider the expertise required to produce  
15 timelines, outlines, deliverables and recommendations to  
16 the select committee created in this section, and shall  
17 consider appointing personnel from the state treasurer's  
18 office, the office of state lands and investments, the  
19 attorney general's office, the University of Wyoming, the  
20 Wyoming business council, the Wyoming oil and gas  
21 conservation commission, the Wyoming energy authority, the  
22 University of Wyoming school of energy resources and  
23 private industry and business, including representatives of

1 the western research institute and the Idaho national  
2 laboratory. Members may serve on more than one (1) task  
3 force;

4

5 (v) For each task force appointed under this  
6 subsection, the governor shall appoint a chairman from  
7 among the members of the task force.

8

9 (e) Task forces created under this section shall meet  
10 as necessary to timely accomplish the following  
11 assignments:

12

13 (i) On or before May 15, 2023, provide the  
14 select committee with an outline of the objectives,  
15 timelines and deliverables of each task force established  
16 under this section;

17

18 (ii) On or before August 31, 2023, report each  
19 task force's recommendations to the select committee for  
20 further legislative action necessary to secure the  
21 development of projects within the task force's areas of  
22 study with the potential of delivering a substantial public  
23 benefit to the state of Wyoming. Each task force shall

1 provide the attorney general with an adequate amount of  
2 time and opportunity to review the recommendations of each  
3 task force before August 31, 2023 so that the attorney  
4 general may first determine whether the recommendations  
5 presented to the select committee are lawful. For purposes  
6 of this paragraph, the attorney general shall review and  
7 determine the legality of any recommendation made by a task  
8 force;

9

10 (iii) Assist the select committee and the  
11 legislative service office in developing appropriate  
12 legislative action as the select committee deems necessary.

13

14 (f) A task force may contract with experts as the  
15 task force deems necessary to fulfill the duties assigned  
16 under this section, with the approval of the governor. Task  
17 forces may recommend expenditure of funds appropriated in  
18 section 3 of this act for specific projects or purposes to  
19 the governor or the select committee, provided that no task  
20 force shall have the authority to authorize the expenditure  
21 of public funds.

22

1           (g) Unless earlier terminated by the governor, task  
2 forces established under this section shall exist until  
3 December 31, 2026.

4

5           (h) The select committee created under this section  
6 shall exist until December 31, 2026.

7

8           (j) Members of any task force established under this  
9 section who are not state employees or members of the  
10 legislature shall not receive a salary but shall receive  
11 reimbursement for mileage and per diem expenses at the rate  
12 provided for legislators under W.S. 28-5-501.

13

14           **Section 3.**

15

16           (a) Of unexpended, unobligated funds appropriated in  
17 2022 Wyoming Session Laws, Chapter 51, Section 325, there  
18 is appropriated to the office of the governor:

19

20                   (i) Two hundred thousand dollars (\$200,000.00)  
21 to be expended for administrative purposes;

22

1           (ii) Fifty thousand dollars (\$50,000.00) for the  
2 development of a project based on the model of the  
3 industrial heartland area in Alberta, Canada;

4

5           (iii) Fifty thousand dollars (\$50,000.00) to  
6 encourage the development and construction of natural gas  
7 to liquid fuels facilities in the state of Wyoming;

8

9           (iv) Fifty thousand dollars (\$50,000.00) to  
10 encourage the development and construction of electronics  
11 manufacturing facilities in Wyoming;

12

13           (v) Eight hundred fifty thousand dollars  
14 (\$850,000.00) to improve Wyoming's access to and growth in  
15 domestic and international markets for Wyoming's products  
16 and natural resources;

17

18           (vi) One million dollars (\$1,000,000.00) to  
19 develop Wyoming's energy initiatives, including but not  
20 limited to the purposes and projects specified in section  
21 2(d)(i)(F) of this act;

22

1           (vi) One million dollars (\$1,000,000.00) to  
2 develop economic development initiatives, including but not  
3 limited to the purposes and projects specified in section  
4 2(d)(i)(G) of this act.

5

6           (b) Funds appropriated under subsection (a) of this  
7 section are subject to the following conditions:

8

9           (i) It is the intent of the legislature that the  
10 appropriations in subsection (a) of this section not be  
11 included in the governor's office's standard budget for the  
12 immediately succeeding fiscal biennium;

13

14           (ii) If the total appropriations in subsection  
15 (a) of this section exceed the unexpended, unobligated  
16 funds available for appropriation, the appropriations shall  
17 be reduced on a pro rata basis until the appropriations do  
18 not exceed the total unexpended, unobligated funds;

19

20           (iii) Notwithstanding any other provision of  
21 law, funds appropriated in subsection (a) shall not require  
22 any match before expenditure in accordance with this  
23 section;

1

2 (iv) Funds appropriated under subsection (a) of  
3 this section shall not be expended for any other purpose  
4 and any unexpended, unobligated funds remaining from the  
5 appropriations shall revert as provided by law on June 30,  
6 2027.

7

8 (c) There is appropriated from the general fund to  
9 the legislative service office:

10

11 (i) Fifty thousand dollars (\$50,000.00) to  
12 provide salary, travel and per diem to members of the  
13 select committee created under section 2(a) of this act;

14

15 (ii) Fifty thousand dollars (\$50,000.00) to  
16 provide travel and per diem for legislative members  
17 appointed to serve on a task force established under  
18 section 2(d) of this act, including salary for attending  
19 meetings of the task force.

20

21 (d) Funds appropriated under subsection (c) of this  
22 section shall be for the period beginning with the  
23 effective date of this act and ending June 30, 2027 and

1 shall not be expended for any other purpose except those  
2 specified in subsection (c) of this section. Any  
3 unexpended, unobligated funds remaining from the  
4 appropriations in subsection (c) of this section shall  
5 revert as provided by law on June 30, 2027.

6

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

11

12

(END)