

HB0093

Omnibus water bill-construction.

Sponsored By: Select Water Committee

AN ACT relating to water development projects; authorizing construction of designated water projects; describing projects; specifying terms and conditions of funding for projects; providing grants; providing appropriations; amending the sponsor's contingency fund; amending amounts and terms of appropriations for specified prior projects; transferring funds from water development account I to water development account II; transferring funds from the general fund to water development account III; clarifying fund limits to the emergency water projects account; repealing obsolete provisions; and providing for an effective date.

1/9/2023 Bill Number Assigned
1/10/2023 H Received for Introduction
1/12/2023 H Introduced and Referred to H05 - Agriculture
1/17/2023 H05 - Agriculture:Recommend Do Pass 9-0-0-0-0

ROLL CALL

Ayes: Representative(s) Allemand, Allred, Banks, Conrad, Crago, Davis, Eklund, Slagle, Winter

Ayes 9 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/17/2023 :Rerefer to H02 - Appropriations
1/19/2023 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Henderson, Larsen, Nicholas, Sherwood, Stith, Walters, Zwonitzer

Ayes 7 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

1/19/2023 H Placed on General File

HB0093HS001/ADOPTED

Page 49-line 14 Delete "fifty million".

Page 49-line 15 Delete "dollars (\$50,000,000.00)" and insert "fifteen million dollars (\$15,000,000.00)". NICHOLAS, CHAIRMAN

HB0093HW001/ADOPTED

Delete the House standing committee amendment (HB0093HS001/A) entirely and further amend as follows:

Page 49-line 14 Delete "fifty million".

Page 49-line 15 Delete "dollars (\$50,000,000.00)" and insert "thirty million dollars (\$30,000,000.00)". EKLUND

HB0093HW002/FAILED

Pages 51 and 52 Delete entirely and renumber as necessary.

Page 53-lines 1 and 2 Delete entirely.

Page 53-line 4 Delete "**Section 7.**" and insert "**Section 6.**".

1 Page 53-line 7 Delete "**Section 8.**" and insert "**Section 7.**". HORNOK
2
3 1/20/2023 H COW:Passed
4 1/24/2023 H 2nd Reading:Passed
5

HB0093H3001/FAILED

6 Page 2-lines 23 and 24 Delete entirely.
7
8 Pages 3 through 5 Delete entirely.
9
10 Page 6-lines 1 through 10 Delete entirely.
11
12 Page 6-line 12 Delete "(d)" and insert "(b)".
13
14 Page 8-line 5 Delete "(e)" and insert "(c)".
15
16 Page 9-line 18 Delete "(f)" and insert "(d)". STROCK
17

HB0093H3002/FAILED

18 Delete the House standing committee amendment (HB0093HS001/A) and the Eklund
19 committee of the whole amendment (HB0093HW001/A) entirely and further amend as
20 follows:

21
22 Page 1-line 8 After "II;" delete balance of line.
23
24 Page 1-line 9 Delete line through "III;".
25
26 Page 49-lines 14 through 16 Delete entirely and renumber as necessary.
27
28 Page 49-line 18 Delete "**Section 5.**" and insert "**Section 4.**".
29
30 Page 51-line 1 Delete "**Section 6.**" and insert "**Section 5.**".
31
32 Page 53-line 4 Delete "**Section 7.**" and insert "**Section 6.**".
33
34 Page 53-line 7 Delete "**Section 8.**" and insert "**Section 7.**". HARSHMAN
35

HB0093H3003/ADOPTED

36 Page 1-line 10 After "account;" insert "repealing obsolete
37 provisions;". EKLUND
38

39 1/25/2023 H 3rd Reading:Passed 56-5-1-0-0
40

ROLL CALL

42 **Ayes:** Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Berger,
43 Burkhardt, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund,
44 Haroldson, Harshman, Heiner, Henderson, Jennings, Knapp, Larsen, Lloyd, Larson,
45 Jt, Lawley, Locke, Neiman, Nicholas, Niemiec, Northrup, Oakley, Obermueller,
46 O'hearn, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams,
47 Sherwood, Singh, Slagle, Smith, Speaker Sommers, Stith, Storer, Tarver,
48 Trujillo, Walters, Ward, Washut, Western, Winter, Wylie, Yin, Zwonitzer, Dan,
49 Zwonitzer, Dave

50 **Nays:** Representative(s) Bear, Brown, Hornok, Strock, Styvar

51 **Excused:** Representative Newsome

52 **Ayes** 56 **Nays** 5 **Excused** 1 **Absent** 0 **Conflicts** 0
53

54 1/25/2023 S Received for Introduction

1 1/31/2023 S Introduced and Referred to S05 - Agriculture
2 2/8/2023 S05 - Agriculture:Recommend Amend and Do Pass 4-1-0-0-0

3
4 **ROLL CALL**

5 **Ayes:** Senator(s) French, Hicks, Ide, Steinmetz

6 **Nays:** Senator Kolb

7 **Ayes** 4 **Nays** 1 **Excused** 0 **Absent** 0 **Conflicts** 0

8
9 2/8/2023 :Rerefer to S02 - Appropriations

10 2/9/2023 S02 - Appropriations:Recommend Amend and Do Pass 3-0-2-0-0

11
12 **ROLL CALL**

13 **Ayes:** Senator(s) Anderson, Gierau, Salazar

14 **Excused:** Senator(s) Kinskey, Nethercott

15 **Ayes** 3 **Nays** 0 **Excused** 2 **Absent** 0 **Conflicts** 0

16
17 2/9/2023 S Placed on General File

18 **HB0093SS001/ADOPTED (TO ENGROSSED COPY)**

19 Page 1-line 11 Delete "an".

20
21 Page 1-line 12 Delete "date" and insert "dates".

22
23 Page 28-line 17 Strike "condition" and insert "conditions".

24
25 Page 49-line 14 Delete "thirty million".

26
27 Page 49-line 15 Delete "dollars (\$30,000,000.00)" and insert "seventy-
28 five million dollars (\$75,000,000.00)".

29
30 Page 53-after line 2 Insert:

31
32
33

"APPROPRIATION	GENERAL	FEDERAL	OTHER	TOTAL
FOR	FUND	FUNDS	FUNDS	APPROPRIATION
	\$	\$	\$	\$

34
35
36 **Section 7.** 2022 Wyoming Session Laws, Chapter 51, Section 2, Section 037
37 is amended to read:
38

1	Section 037. STATE ENGINEER				
2					
3	PROGRAM				
4	Administration	1,796,136		49,906 S1	1,846,042
5	Ground Water Div.	2,880,135			2,880,135
6	Surface Water Div.	1,999,168			1,999,168
7	Board of Control Div. ^{2.}	<u>7,129,414</u>		<u>14,258,827</u> S1	14,258,827
8				<u>7,129,413</u> S1	
9	Support Services Div.	1,493,867			1,493,867
10	Board of Registration PE			982,837 SR	982,837
11	Interstate Streams Div. ^{1.}	1,615,098		102,953 S1	1,718,051
12	Special Projects			17,820 SR	17,820
13	North Platte Settlement	1,380,530			1,380,530
14	Well Drillers' Licensing			251,160 SR	251,160
15	TOTALS	<u>11,164,934</u>	<u>0</u>	<u>15,663,503</u>	26,828,437
16		<u>18,294,343</u>		<u>8,534,089</u>	

17	AUTHORIZED EMPLOYEES	
18	Full Time	107
19	Part Time	9
20	TOTAL	<u>116</u>

24 1. Of this general fund appropriation, three hundred sixty-six thousand one
25 hundred eighteen dollars (\$366,118.00) is effective immediately.

26
27 2. It is the intent of the legislature that funds appropriated to the state
28 engineer for the board of control division shall be made from the general fund
29 in the 2025-2026 fiscal biennium and any subsequent fiscal biennium."

Page 53-line 4 Delete "7." and insert "8."

Page 53-lines 7 through 10 Delete entirely and insert:

"Section 9.

(a) Except as provided in subsection (b) of this section, this act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(b) Section 7 of this act is effective July 1, 2023.". STEINMETZ, CHAIRMAN

HB0093SS002/ADOPTED (TO ENGROSSED COPY)

Page 53-after line 2 Delete the Senate standing committee amendment (HB0093SS001/A) to this line and insert:

"APPROPRIATION FOR	GENERAL FUND	FEDERAL FUNDS	OTHER FUNDS	TOTAL APPROPRIATION
	\$	\$	\$	\$

Section 7. 2022 Wyoming Session Laws, Chapter 51, Section 2, Section 037 is amended to read:

Section 037. STATE ENGINEER

PROGRAM				
Administration ^{2.}	<u>1,796,136</u>		<u>49,906</u>	<u>S1</u>
1,846,042				

	<u>1,821,089</u>		<u>24,953 S1</u>	
Ground Water Div.	2,880,135			2,880,135
Surface Water Div.	1,999,168			1,999,168
Board of Control Div. 2.	<u>7,129,414</u>		<u>14,258,827 S1</u>	14,258,827
			<u>7,129,413 S1</u>	
Support Services Div.	1,493,867			1,493,867
Board of Registration PE			982,837 SR	982,837
Interstate Streams Div. ^{1.}	1,615,098		102,953 S1	1,718,051
Special Projects			17,820 SR	17,820
North Platte Settlement	1,380,530			1,380,530
Well Drillers' Licensing			251,160 SR	251,160
TOTALS	<u>11,164,934</u>	0	<u>15,663,503</u>	26,828,437
	<u>18,319,301</u>		<u>8,509,136</u>	

AUTHORIZED EMPLOYEES
Full Time 107
Part Time 9
TOTAL 116

1. Of this general fund appropriation, three hundred sixty-six thousand one hundred eighteen dollars (\$366,118.00) is effective immediately.

2. It is the intent of the legislature that funds appropriated to the state engineer for administration and the board of control division shall be made from the general fund in the 2025-2026 fiscal biennium and any subsequent fiscal biennium.". KINSKEY, CHAIRMAN

2/9/2023 S COW:Passed

HB0093S2001/ADOPTED (TO ENGROSSED COPY)

Page 53-after line 2 In the Senate standing committee amendment (HB0093SS002) to this line, in footnote 2 created by that amendment, after "2." insert "Of this general fund appropriation to the state engineer administration division, twenty four thousand nine hundred fifty-three dollars (\$24,953.00), and of this general fund appropriation to the state engineer board of control division, seven million one hundred fifty-four thousand three hundred sixty-seven dollars (\$7,154,367.00), shall not be reduced or otherwise reappropriated under 2023 House Bill 0001 or 2023 Senate File 096 if enacted into law. It is the intent of the legislature that these general fund appropriations be given precedence and prevail over the amendments to this section in 2023 House Bill 0001 and 2023 Senate File 0096, if enacted into law.". STEINMETZ, DRISKILL, HICKS

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Brennan, Dockstader, Ellis, French, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, President Driskill, Salazar, Schuler, Scott, Steinmetz

Nays: Senator(s) Barlow, Case, Cooper, Furphy, Gierau, Nethercott, Pappas, Rothfuss

Ayes 23 **Nays** 8 **Excused** 0 **Absent** 0 **Conflicts** 0

HB0093S2002/FAILED**(TO ENGROSSED COPY)**

Pages 3 through 5

Delete entirely and renumber as necessary.

Page 6-lines 2 through 11 Delete entirely.

Page 6-line 13 Delete "(d)" and insert "(b)".

Page 8-line 5 Delete "(e)" and insert "(c)".

Page 9-line 18 Delete "(f)" and insert "(d)". BITEMAN

ROLL CALL**Ayes:** Senator(s) Barlow, Biteman, Bouchard, Case, Ellis, Furphy, Gierau, Hutchings, Ide, Mckeown, President Driskill, Salazar, Scott**Nays:** Senator(s) Anderson, Baldwin, Boner, Brennan, Cooper, Dockstader, French, Hicks, Jones, Kinskey, Kolb, Landen, Laursen, Nethercott, Pappas, Rothfuss, Schuler, Steinmetz**Ayes** 13 **Nays** 18 **Excused** 0 **Absent** 0 **Conflicts** 0

2/13/2023 S 2nd Reading:Passed

HB0093S3001/FAILED**(TO ENGROSSED COPY)**

Page 49-line 15

In the first Senate standing committee amendment (HB0093SS001/AE) to this line, delete "seventy-five million dollars (\$75,000,000.00)" and insert "sixty-five million dollars (\$65,000,000.00)". GIERAU

ROLL CALL**Ayes:** Senator(s) Anderson, Barlow, Biteman, Brennan, Case, Dockstader, Ellis, Furphy, Gierau, Ide, Landen, Nethercott, Pappas, Rothfuss**Nays:** Senator(s) Baldwin, Boner, Bouchard, Cooper, French, Hicks, Hutchings, Jones, Kinskey, Kolb, Laursen, Mckeown, President Driskill, Salazar, Schuler, Scott, Steinmetz**Ayes** 14 **Nays** 17 **Excused** 0 **Absent** 0 **Conflicts** 0**HB0093S3002/ADOPTED****(TO ENGROSSED COPY)**

Page 3-line 7

Delete "Mountain" and insert "mountain".

Page 3-line 8 Delete "Ranges" and insert "ranges".

Page 4-line 22 Delete "Mountain".

Page 4-line 23 Delete "Mountain Ranges" and insert "mountain ranges".

Page 28-line 22 Strike "." and insert "i".Page 43-line 6 Strike "." and insert "i". HICKS**HB0093S3003/ADOPTED****(TO ENGROSSED COPY)**

Page 4-after line 14

Insert:

"(vii) The Wyoming water development office shall not enter into any contracts relating to this project that would extend any contractual obligations of the state beyond September 30, 2026. It is the intent of the legislature that no future cloudseeding projects be implemented."

Page 6-after line 11 Insert:

"(vii) The Wyoming water development office shall not enter into any contracts relating to this project that would extend any contractual obligations of the state beyond September 30, 2026. It is the intent of the legislature that no future cloudseeding projects be implemented.". BRENNAN, HICKS

2/14/2023 S 3rd Reading:Passed 31-0-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, Ellis, French, Furphy, Gierau, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Nethercott, Pappas, President Driskill, Rothfuss, Salazar, Schuler, Scott, Steinmetz

Ayes 31 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/14/2023 H Received for Concurrence

2/21/2023 H Concur:Failed 3-59-0-0-0

ROLL CALL

Ayes: Representative(s) Allemand, Bear, Strock

Nays: Representative(s) Allred, Andrew, Angelos, Banks, Berger, Brown, Burkhardt, Jr, Byron, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Hornok, Jennings, Knapp, Larsen, Lloyd, Larson, Jt, Lawley, Locke, Neiman, Newsome, Nicholas, Niemiec, Northrup, Oakley, Obermueller, O'hearn, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams, Sherwood, Singh, Slagle, Smith, Speaker Sommers, Stith, Storer, Styvar, Tarver, Trujillo, Walters, Ward, Washut, Western, Winter, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

Ayes 3 **Nays** 59 **Excused** 0 **Absent** 0 **Conflicts** 0

2/21/2023 H Appointed JCC01 Members
Representative(s) Larsen, L, Crago, Walters

2/22/2023 S Appointed JCC01 Members
Senator(s) Steinmetz, Gierau, Hicks

3/3/2023 H Adopted HB0093JC001: 52-3-7-0-0

HB0093JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Adopt the following Senate amendments:

HB0093S3002/A

Delete the following Senate amendments:

HB0093SS001/A

HB0093SS002/A

HB0093S2001/A

HB0093S3003/A

Further amend the ENGROSSED COPY as follows:

Page 51-line 14 After "41-2-124(a)(i)" insert "which shall be further appropriated from water development account I to the Wyoming water development commission".

Page 52-line 9 After "41-2-124(a)(ii)" insert "which shall be further appropriated from water development account II to the Wyoming water development commission".

Page 52-line 19

After "41-2-124(a)(ii)" insert "which shall be further appropriated from water development account II to the Wyoming water development commission". CRAGO, WALTERS, STEINMETZ, HICKS

ROLL CALL

Ayes: Representative(s) Allemand, Allred, Andrew, Angelos, Banks, Berger, Brown, Burkhart, Jr, Chadwick, Chestek, Clouston, Conrad, Crago, Davis, Eklund, Haroldson, Harshman, Heiner, Henderson, Hornok, Jennings, Knapp, Lawley, Locke, Neiman, Newsome, Nicholas, Niemiec, Northrup, Oakley, O'hearn, Olsen, Ottman, Pendergraft, Penn, Provenza, Rodriguez-Williams, Sherwood, Singh, Smith, Speaker Sommers, Stith, Storer, Tarver, Walters, Ward, Washut, Western, Wylie, Yin, Zwonitzer, Dan, Zwonitzer, Dave

Nays: Representative(s) Bear, Slagle, Winter

Excused: Representative(s) Byron, Larsen, Lloyd, Larson, Jt, Obermueller, Strock, Styvar, Trujillo

Ayes 52 **Nays** 3 **Excused** 7 **Absent** 0 **Conflicts** 0

3/3/2023 S Adopted HB0093JC001: 27-0-4-0-0

HB0093JC001/HADOPTEDSADOPTED (TO ENGROSSED COPY)

Adopt the following Senate amendments:

HB0093S3002/A

Delete the following Senate amendments:

HB0093SS001/A

HB0093SS002/A

HB0093S2001/A

HB0093S3003/A

Further amend the ENGROSSED COPY as follows:

Page 51-line 14

After "41-2-124(a)(i)" insert "which shall be further appropriated from water development account I to the Wyoming water development commission".

Page 52-line 9

After "41-2-124(a)(ii)" insert "which shall be further appropriated from water development account II to the Wyoming water development commission".

Page 52-line 19

After "41-2-124(a)(ii)" insert "which shall be further appropriated from water development account II to the Wyoming water development commission". CRAGO, WALTERS, STEINMETZ, HICKS

ROLL CALL

Ayes: Senator(s) Baldwin, Barlow, Biteman, Boner, Bouchard, Brennan, Case, Cooper, Dockstader, Ellis, French, Furphy, Hicks, Hutchings, Ide, Jones, Kinskey, Kolb, Landen, Laursen, Mckeown, Pappas, Rothfuss, Salazar, Schuler, Scott, Steinmetz

Excused: Senator(s) Anderson, Gierau, Nethercott, President Driskill

Ayes 27 **Nays** 0 **Excused** 4 **Absent** 0 **Conflicts** 0

3/3/2023 Assigned Number HEA No. 0092

3/3/2023 H Speaker Signed HEA No. 0092
3/3/2023 S President Signed HEA No. 0092
3/10/2023 Governor Signed HEA No. 0092
3/10/2023 Assigned Chapter Number 180

Chapter No. 180 Session Laws of Wyoming 2023