

## HOUSE BILL NO. HB0093

Omnibus water bill-construction.

Sponsored by: Select Water Committee

A BILL

for

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

13

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

15

1           **Section 1.** W.S. 99-3-2801 through 99-3-2804 are  
2 created to read:

3

4

ARTICLE 28

5

2023 CONSTRUCTION PROJECTS

6

7

**99-3-2801. Definitions.**

8

9 The definitions in W.S. 99-3-101 apply to this article.  
10

11

**99-3-2802. General authorization.**

12

13 The provisions of W.S. 99-3-102 apply to this article.  
14

15

**99-3-2803. Level III construction projects - new  
16 development.**

17

18           (a) Authorization is granted for the Level III new  
19 development construction projects identified in this  
20 section subject to the general conditions specified in W.S.  
21 99-3-103, provided that W.S. 99-3-103(a)(iii) shall not  
22 apply to the projects identified in this section unless  
23 required by W.S. 41-2-121.

24

1           (b) Project - Cloud Seeding: Medicine Bow and Sierra  
2 Madre Mountain Ranges 2024 (aerial):

3

4           (i) Project sponsor: The state of Wyoming;

5

6           (ii) Project purpose: To enhance the winter  
7 snowpack in the Medicine Bow and Sierra Madre Mountain  
8 Ranges;

9

10           (iii) Project description: Conduct an aerial  
11 operational winter snowpack augmentation program during the  
12 2023-2024 season;

13

14           (iv) Total project budget: Eight hundred  
15 seventy-five thousand dollars (\$875,000.00);

16

17           (v) Appropriation: There is appropriated from  
18 water development account I to the Wyoming water  
19 development office eight hundred twenty-five thousand  
20 dollars (\$825,000.00) or as much thereof as is necessary to  
21 carry out the purpose of this subsection. Unexpended funds  
22 appropriated under this subsection shall revert to water  
23 development account I on July 1, 2025;

1

2 (vi) Special conditions:

3

4 (A) The Wyoming water development office  
5 shall acquire funding commitments from Wyoming water users  
6 or other interested parties for operational costs which  
7 exceed the project appropriation;

8

9 (B) The Wyoming water development office is  
10 authorized to enter into contracts with Colorado  
11 organizations to extend aerial weather modification efforts  
12 into Colorado provided these organizations pay one hundred  
13 percent (100%) of the additional costs associated with  
14 operations in Colorado.

15

16 (c) Project - Cloud Seeding: Wind River and Sierra  
17 Madre Mountain Ranges 2024 (ground based):

18

19 (i) Project sponsor: The state of Wyoming;

20

21 (ii) Project purpose: To enhance the winter  
22 snowpack in the Wind River Mountain and Sierra Madre  
23 Mountain Ranges;

1

2 (iii) Project description: Conduct a  
3 ground-based operational winter snowpack augmentation  
4 program during the 2023-2024 season;

5

6 (iv) Total project budget: Eight hundred five  
7 thousand dollars (\$805,000.00);

8

9 (v) Appropriation: There is appropriated from  
10 water development account I to the Wyoming water  
11 development office three hundred one thousand dollars  
12 (\$301,000.00) or as much thereof as is necessary to carry  
13 out the purpose of this subsection. Unexpended funds  
14 appropriated under this subsection shall revert to water  
15 development account I on July 1, 2025;

16

17 (vi) Special conditions:

18

19 (A) The state of Wyoming shall participate  
20 in the project described in this subsection at a rate up to  
21 thirty-seven percent (37%) of actual project operations  
22 costs not to exceed three hundred one thousand dollars  
23 (\$301,000.00);

1

2 (B) Prior to commencing project operations,  
3 the Wyoming water development office shall acquire funding  
4 commitments from other Colorado River basin water users or  
5 other interested parties for a minimum of sixty-three  
6 percent (63%) of actual project operations costs;

7

8 (C) If the project is cancelled, the  
9 Wyoming water development office is authorized to use the  
10 appropriated funds to remove weather modification equipment  
11 and reclaim project sites.

12

13 (d) Project - Happy Valley Water Transmission and  
14 Storage 2023:

15

16 (i) Project sponsor: Happy Valley Water  
17 Improvement and Service District;

18

19 (ii) Project purpose: Municipal and rural  
20 domestic water supply;

21

22 (iii) Project description: Design and  
23 pre-construction of water transmission pipelines, storage

1 tanks, structures and appurtenances necessary to make the  
2 project function in the manner intended;

3

4 (iv) Total project budget: Four hundred sixty  
5 thousand dollars (\$460,000.00);

6

7 (v) Project grant: The state of Wyoming shall  
8 grant to the sponsor from water development account I  
9 through the commission for the design, permit procurement,  
10 project land procurement and pre-construction engineering  
11 of the project an amount not to exceed three hundred eight  
12 thousand two hundred dollars (\$308,200.00) or sixty-seven  
13 percent (67%) of these actual development costs, whichever  
14 is less;

15

16 (vi) Appropriation: There is appropriated from  
17 water development account I to the commission three hundred  
18 eight thousand two hundred dollars (\$308,200.00) or as much  
19 thereof as is necessary to carry out the purpose of this  
20 subsection. Unexpended funds appropriated under this  
21 subsection shall revert to water development account I on  
22 July 1, 2028;

23

1           (vii) Special conditions: The sponsor is  
2 responsible for acquiring thirty-three percent (33%) of the  
3 total project budget from other sources.

4

5           (e) Project - Sheridan Northeast Transmission Main  
6 Extension 2023:

7

8           (i) Project sponsor: City of Sheridan;

9

10           (ii) Project purpose: Municipal and rural  
11 domestic water supply;

12

13           (iii) Project description: Design and  
14 pre-construction of water transmission pipelines,  
15 structures and appurtenances necessary to make the project  
16 function in the manner intended;

17

18           (iv) Total project budget: Three hundred  
19 eighteen thousand dollars (\$318,000.00);

20

21           (v) Project grant: The state of Wyoming shall  
22 grant to the sponsor from water development account I  
23 through the commission for the design, permit procurement,



1 project land procurement and pre-construction engineering  
2 of the project an amount not to exceed two hundred thirteen  
3 thousand sixty dollars (\$213,060.00) or sixty-seven percent  
4 (67%) of these actual development costs, whichever is less;

5

6 (vi) Appropriation: There is appropriated from  
7 water development account I to the commission two hundred  
8 thirteen thousand sixty dollars (\$213,060.00) or as much  
9 thereof as is necessary to carry out the purpose of this  
10 subsection. Unexpended funds appropriated under this  
11 subsection shall revert to water development account I on  
12 July 1, 2028;

13

14 (vii) Special conditions: The sponsor is  
15 responsible for acquiring thirty-three percent (33%) of the  
16 total project budget from other sources.

17

18 (f) Project - South End Water Users ISD Pipeline  
19 2023:

20

21 (i) Project sponsor: South End Water Users  
22 Improvement and Service District;

23

1           (ii) Project purpose: Municipal and rural  
2 domestic water supply;

3

4           (iii) Project description: Design and  
5 pre-construction of water transmission pipelines,  
6 structures and appurtenances necessary to make the project  
7 function in the manner intended;

8

9           (iv) Total project budget: Four hundred  
10 fifty-nine thousand four hundred three dollars  
11 (\$459,403.00);

12

13           (v) Project grant: The state of Wyoming shall  
14 grant to the sponsor from water development account I  
15 through the commission for the design, permit procurement,  
16 project land procurement and pre-construction engineering  
17 of the project an amount not to exceed three hundred seven  
18 thousand eight hundred dollars (\$307,800.00) or sixty-seven  
19 percent (67%) of these actual development costs, whichever  
20 is less;

21

22           (vi) Appropriation: There is appropriated from  
23 water development account I to the commission three hundred

1 seven thousand eight hundred dollars (\$307,800.00) or as  
2 much thereof as is necessary to carry out the purpose of  
3 this subsection. Unexpended funds appropriated under this  
4 subsection shall revert to water development account I on  
5 July 1, 2028;

6

7 (vii) Special conditions: The sponsor is  
8 responsible for acquiring thirty-three percent (33%) of the  
9 total project budget from other sources.

10

11 **99-3-2804. Level III construction projects -**  
12 **rehabilitation.**

13

14 (a) Authorization is granted for the Level III  
15 rehabilitation construction projects identified in this  
16 section subject to the general conditions specified in W.S.  
17 99-3-104, provided that W.S. 99-3-104(a)(iii) shall not  
18 apply to the projects identified in this section unless  
19 required by W.S. 41-2-121.

20

21 (b) Project - CAID Lateral 256 Drop Structure 2023:

22

1           (i) Project sponsor: Casper Alcova Irrigation  
2 District;

3

4           (ii) Project purpose: Agricultural water supply;

5

6           (iii) Project description: Design and  
7 construction of water control structures and appurtenances  
8 necessary to make the project function in the manner  
9 intended;

10

11           (iv) Total project budget: Seven hundred twelve  
12 thousand dollars (\$712,000.00);

13

14           (v) Project grant: The state of Wyoming shall  
15 grant to the sponsor from water development account II  
16 through the commission for the design, permit procurement,  
17 project land procurement, construction engineering and  
18 construction of the project an amount not to exceed four  
19 hundred seventy-seven thousand forty dollars (\$477,040.00)  
20 or sixty-seven percent (67%) of these actual development  
21 costs, whichever is less;

22

1           (vi) Appropriation: There is appropriated from  
2 water development account II to the commission four hundred  
3 seventy-seven thousand forty dollars (\$477,040.00) or as  
4 much thereof as is necessary to carry out the purpose of  
5 this subsection. Unexpended funds appropriated under this  
6 subsection shall revert to water development account II on  
7 July 1, 2028;

8

9           (vii) Special Conditions:

10

11                   (A) The sponsor is responsible for  
12 acquiring thirty-three percent (33%) of the total project  
13 budget from other sources;

14

15                   (B) The appropriation of funds for this  
16 project is contingent upon the transfer of funds to water  
17 development account II as described in section 3 of this  
18 act or the transfer of funds from another funding source.

19

20           (c) Project - Enterprise WID Calvert Lateral 2023:

21

1           (i) Project sponsor: Enterprise Watershed  
2 Improvement District;

3

4           (ii) Project purpose: Agricultural water supply;

5

6           (iii) Project description: Design and  
7 construction of pipelines, structures and appurtenances  
8 necessary to make the project function in the manner  
9 intended;

10

11           (iv) Total project budget: Eight hundred seventy  
12 thousand dollars (\$870,000.00);

13

14           (v) Project grant: The state of Wyoming shall  
15 grant to the sponsor from water development account II  
16 through the commission for the design, permit procurement,  
17 project land procurement, construction engineering and  
18 construction of the project an amount not to exceed four  
19 hundred seventeen thousand six hundred dollars  
20 (\$417,600.00) or forty-eight percent (48%) of these actual  
21 development costs, whichever is less;

22

1           (vi) Project loan: The state of Wyoming shall  
2 loan to the sponsor from water development account II  
3 through the commission for the design, permit procurement,  
4 project land procurement, construction engineering and  
5 construction of the project an amount not to exceed two  
6 hundred eight thousand eight hundred dollars (\$208,800.00)  
7 or twenty-four percent (24%) of these actual development  
8 costs, whichever is less, for a term of fifty (50) years  
9 from the date the commission determines that project  
10 benefits accrue to the sponsor, at an annual interest rate  
11 of four percent (4%);

12

13           (vii) Appropriation: There is appropriated from  
14 water development account II to the commission six hundred  
15 twenty-six thousand four hundred dollars (\$626,400.00) or  
16 as much thereof as is necessary to carry out the purpose of  
17 this subsection. Unexpended funds appropriated under this  
18 subsection shall revert to water development account II on  
19 July 1, 2028;

20

21           (viii) Special Conditions:

22

1                   (A) The sponsor is responsible for  
2 acquiring twenty-eight percent (28%) of the total project  
3 budget from other sources;

4

5                   (B) The appropriation of funds for this  
6 project is contingent upon the transfer of funds to water  
7 development account II as described in section 3 of this  
8 act or the transfer of funds from another funding source.

9

10           (d) Project - Goshen ID 56.0 Pipeline Phase I 2023:

11

12                   (i) Project sponsor: Goshen Irrigation District;

13

14                   (ii) Project purpose: Agricultural water supply;

15

16                   (iii) Project description: Design and  
17 construction of pipelines, structures and appurtenances  
18 necessary to make the project function in the manner  
19 intended;

20

21                   (iv) Total project budget: Two hundred  
22 thirty-six thousand three hundred dollars (\$236,300.00);



1

2           (v) Project grant: The state of Wyoming shall  
3 grant to the sponsor from water development account II  
4 through the commission for the purchase of project  
5 materials as supported by vendor invoices and as approved  
6 by the commission an amount not to exceed one hundred  
7 forty-nine thousand six hundred dollars (\$149,600.00) or  
8 one hundred percent (100%) of the approved materials costs,  
9 whichever is less;

10

11           (vi) Appropriation: There is appropriated from  
12 water development account II to the commission one hundred  
13 forty-nine thousand six hundred dollars (\$149,600.00) or as  
14 much thereof as is necessary to carry out the purpose of  
15 this subsection. Unexpended funds appropriated under this  
16 subsection shall revert to water development account II on  
17 July 1, 2028;

18

19           (vii) Special conditions:

20

21           (A) The sponsor is responsible for all  
22 project costs with the exception of the purchase of project

1 materials as supported by vendor invoices and as approved  
2 by the commission;

3

4 (B) The sponsor is responsible for  
5 retaining professional engineering services to design the  
6 project, compile materials and bidding documents and  
7 monitor construction activities including the installation  
8 of project components and the tracking of project  
9 expenditures;

10

11 (C) The appropriation of funds for this  
12 project is contingent upon the transfer of funds to water  
13 development account II as described in section 3 of this  
14 act or transfer from another funding source.

15

16 (e) Project - Heart Mountain ID Lateral R4S 2023:

17

18 (i) Project sponsor: Heart Mountain Irrigation  
19 District;

20

21 (ii) Project purpose: Agricultural water supply;

22

1           (iii) Project description: Design and  
2 construction of pipelines, structures and appurtenances  
3 necessary to make the project function in the manner  
4 intended;

5

6           (iv) Total project budget: Four million six  
7 hundred fifty-six thousand dollars (\$4,656,000.00);

8

9           (v) Project grant: The state of Wyoming shall  
10 grant to the sponsor from water development account II  
11 through the commission for the design, permit procurement,  
12 project land procurement, construction engineering and  
13 construction of the project an amount not to exceed one  
14 million one hundred sixty-four thousand dollars  
15 (\$1,164,000.00) or twenty-five percent (25%) of these  
16 actual development costs, whichever is less;

17

18           (vi) Appropriation: There is appropriated from  
19 water development account II to the commission one million  
20 one hundred sixty-four thousand dollars (\$1,164,000.00) or  
21 as much thereof as is necessary to carry out the purpose of  
22 this subsection. Unexpended funds appropriated under this

1 subsection shall revert to water development account II on  
2 July 1, 2028;

3

4 (vii) Special Conditions:

5

6 (A) The sponsor is responsible for  
7 acquiring seventy-five percent (75%) of the total project  
8 budget from other sources;

9

10 (B) The appropriation of funds for this  
11 project is contingent upon the transfer of funds to water  
12 development account II as described in section 3 of this  
13 act or the transfer of funds from another funding source.

14

15 (f) Project - Interstate I&R ID Canal Phase III 2023:

16

17 (i) Project sponsor: Interstate Irrigation and  
18 Reservoir Irrigation District;

19

20 (ii) Project purpose: Agricultural water supply;

21

1           (iii) Project description: Design and  
2 construction of pipelines, structures and appurtenances  
3 necessary to make the project function in the manner  
4 intended;

5

6           (iv) Total project budget: Five million seven  
7 hundred thousand dollars (\$5,700,000.00);

8

9           (v) Project grant: The state of Wyoming shall  
10 grant to the sponsor from water development account II  
11 through the commission for the design, permit procurement,  
12 project land procurement, construction engineering and  
13 construction of the project an amount not to exceed three  
14 million two hundred twenty-six thousand two hundred dollars  
15 (\$3,226,200.00) or fifty-six and six-tenths percent (56.6%)  
16 of these actual development costs, whichever is less;

17

18           (vi) Appropriation: There is appropriated from  
19 water development account II to the commission three  
20 million two hundred twenty-six thousand two hundred dollars  
21 (\$3,226,200.00) or as much thereof as is necessary to carry  
22 out the purpose of this subsection. Unexpended funds

1 appropriated under this subsection shall revert to water  
2 development account II on July 1, 2028;

3

4 (vii) Special Conditions:

5

6 (A) The sponsor is responsible for  
7 acquiring forty-three and four-tenths percent (43.4%) of  
8 the total project budget from other sources;

9

10 (B) The appropriation of funds for this  
11 project is contingent upon the transfer of funds to water  
12 development account II as described in section 3 of this  
13 act or the transfer of funds from another funding source.

14

15 (g) Project - Lakeview ID Rock Creek Siphon 2023:

16

17 (i) Project sponsor: Lakeview Irrigation  
18 District;

19

20 (ii) Project purpose: Agricultural water supply;

21

1           (iii) Project description: Design and  
2 construction of water control structures and appurtenances  
3 necessary to make the project function in the manner  
4 intended;

5

6           (iv) Total project budget: Two million nine  
7 hundred fifty thousand dollars (\$2,950,000.00);

8

9           (v) Project grant: The state of Wyoming shall  
10 grant to the sponsor from water development account II  
11 through the commission for the design, permit procurement,  
12 project land procurement, construction engineering and  
13 construction of the project an amount not to exceed one  
14 million four hundred seventy-five thousand dollars  
15 (\$1,475,000.00) or fifty percent (50%) of these actual  
16 development costs, whichever is less;

17

18           (vi) Appropriation: There is appropriated from  
19 water development account II to the commission one million  
20 four hundred seventy-five thousand dollars (\$1,475,000.00)  
21 or as much thereof as is necessary to carry out the purpose  
22 of this subsection. Unexpended funds appropriated under

1 this subsection shall revert to water development account  
2 II on July 1, 2028;

3

4 (vii) Special Conditions:

5

6 (A) The sponsor is responsible for  
7 acquiring fifty percent (50%) of the total project budget  
8 from other sources;

9

10 (B) The appropriation of funds for this  
11 project is contingent upon the transfer of funds to water  
12 development account II as described in section 3 of this  
13 act or the transfer of funds from another funding source.

14

15 (h) Project - Midvale ID Wyoming Canal Phase I 2023:

16

17 (i) Project sponsor: Midvale Irrigation  
18 District;

19

20 (ii) Project purpose: Agricultural water supply;

21



1           (iii) Project description: Design and  
2 construction of canal lining and appurtenances necessary to  
3 make the project function in the manner intended;

4

5           (iv) Total project budget: Four million two  
6 hundred fifty thousand dollars (\$4,250,000.00);

7

8           (v) Project grant: The state of Wyoming shall  
9 grant to the sponsor from water development account II  
10 through the commission for the design, permit procurement,  
11 project land procurement, construction engineering and  
12 construction of the project an amount not to exceed two  
13 million two hundred fifty thousand dollars (\$2,250,000.00)  
14 or fifty-three percent (53%) of these actual development  
15 costs, whichever is less;

16

17           (vi) Appropriation: There is appropriated from  
18 water development account II to the commission two million  
19 two hundred fifty thousand dollars (\$2,250,000.00) or as  
20 much thereof as is necessary to carry out the purpose of  
21 this subsection. Unexpended funds appropriated under this

1 subsection shall revert to water development account II on  
2 July 1, 2028;

3

4 (vii) Special Conditions:

5

6 (A) The sponsor is responsible for  
7 acquiring forty-seven percent (47%) of the total project  
8 budget from other sources;

9

10 (B) The appropriation of funds for this  
11 project is contingent upon the transfer of funds to water  
12 development account II as described in section 3 of this  
13 act or the transfer of funds from another funding source.

14

15 [AMENDMENTS TO PRIOR PROJECTS]

16

17 **Section 2.** W.S. 99-3-1106(a)(iv), (vii), (b)(iv),  
18 (vii) and (viii), 99-3-1503(g)(iii) and (vi),  
19 99-3-1903(k)(iv) through (vi), 99-3-2003(b)(iv) through  
20 (vii), 99-3-2203(b)(vi) and (e)(vi), 99-3-2205(e)(iv)  
21 through (vii), 99-3-2303(b)(vi) and (e)(vi),  
22 99-3-2304(j)(vi), 99-3-2404(e)(vi) and (f)(iv) through

1 (vi), 99-3-2406(o)(iv) through (vi), 99-3-2503(g)(vi),  
2 99-3-2504(c)(iv) through (vii), by creating a new paragraph  
3 (viii), (m)(iv) through (vi) and (vii) by creating a new  
4 subparagraph (C), 99-3-2603(f)(vi), 99-3-2604(d)(iv)  
5 through (vi) and 99-3-2704(e)(vii) and (g)(iv) through (vi)  
6 are amended to read:

7

8 **99-3-1106. Sponsor's Contingency Funds.**

9

10 (a) Project - Sponsor's Contingency Fund - New  
11 Development:

12

13 (iv) Total project budget: ~~Three million dollars~~  
14 ~~(\$3,000,000.00)~~ Seven million dollars (\$7,000,000.00);

15

16 (vii) Appropriation: There is appropriated from  
17 water development account I to the commission ~~three million~~  
18 ~~dollars (\$3,000,000.00)~~ seven million dollars  
19 (\$7,000,000.00) or as much thereof as is necessary to carry  
20 out the purpose of this subsection. Unexpended funds  
21 appropriated under this subsection shall revert to water  
22 development account I on July 1, ~~2025-2027~~; and

23

1 (b) Project - Sponsor's Contingency

2 Fund-Rehabilitation:

3

4 (iv) Total project budget: ~~Four million five~~  
5 ~~hundred thousand dollars (\$4,500,000.00)~~ Five million seven  
6 hundred thousand dollars (\$5,700,000.00);

7

8 (vii) Appropriation: There is appropriated from  
9 water development account II to the commission ~~four million~~  
10 ~~five hundred thousand dollars (\$4,500,000.00)~~ five million  
11 seven hundred thousand dollars (\$5,700,000.00) or as much  
12 thereof as is necessary to carry out the purpose of this  
13 subsection. Unexpended funds appropriated under this  
14 subsection shall revert to water development account II on  
15 July 1, ~~2026~~ 2027; and

16

17 (viii) Special condition:

18

19 (A) The commission is authorized to  
20 consider and approve supplemental funding to complete  
21 existing water development program Level III construction  
22 projects any time during the calendar year.

23

1                   (B) The appropriation of additional funds  
 2 for this project in the amount of one million two hundred  
 3 thousand dollars (\$1,200,000.00) is contingent upon the  
 4 transfer of funds to water development account II as  
 5 described in section 3 of this act or the transfer of funds  
 6 from another funding source.

7

8           **99-3-1503. Level III construction projects - new**  
 9 **development.**

10

11           (g) Project - Ethete Water Supply:

12

13                   (iii) Project description: Design and  
 14 construction of a well field, ~~transmission pipeline,~~ pump  
 15 stations, storage tank improvements and appurtenances  
 16 necessary to make the project function in the manner  
 17 intended;

18

19                   (vi) Appropriation: There is appropriated from  
 20 water development account I to the commission two million  
 21 dollars (\$2,000,000.00) or as much thereof as is necessary  
 22 to carry out the purpose of this subsection. Unexpended

1 funds appropriated under this subsection shall revert to  
2 water development account I on July 1, ~~2023-2025~~;

3

4 **99-3-1903. Level III construction projects - new**  
5 **development.**

6

7 (k) Project - Small Water Development Projects -  
8 2014:

9

10 (iv) Total project budget: ~~Fifteen million three~~  
11 ~~hundred twenty-six thousand dollars (\$15,326,000.00)~~  
12 Seventeen million three hundred twenty-six thousand dollars  
13 (\$17,326,000.00);

14

15 (v) Project grant: The state of Wyoming shall  
16 grant to sponsors from water development account I through  
17 the commission for the design, permit procurement, project  
18 land procurement, construction engineering and construction  
19 of the project an amount not to exceed ~~seven million six~~  
20 ~~hundred sixty-three thousand dollars (\$7,663,000.00)~~ eight  
21 million six hundred sixty-three thousand dollars  
22 (\$8,663,000.00) or fifty percent (50%) of the actual  
23 development costs, whichever is less;

1

2 (vi) Appropriation: There is appropriated from  
3 water development account I to the commission ~~seven million~~  
4 ~~six hundred sixty three thousand dollars (\$7,663,000.00)~~  
5 eight million six hundred sixty-three thousand dollars  
6 (\$8,663,000.00) or as much thereof as is necessary to carry  
7 out the purpose of this subsection. The funds appropriated  
8 shall not lapse at the end of any fiscal period but shall  
9 carry over until expended or reverted by the legislature to  
10 water development account I;

11

12 **99-3-2003. Level III construction projects - new**  
13 **development.**

14

15 (b) Project - Arapahoe Pipeline and Tank:

16

17 (iv) Total project budget: ~~Two million eight~~  
18 ~~hundred seventy six thousand dollars (\$2,876,000.00)~~ Five  
19 million five hundred thousand dollars (\$5,500,000.00);

20

21 (v) Project grant: The state of Wyoming shall  
22 grant to the sponsor from water development account I  
23 through the commission for the design, permit procurement,

1 project land procurement, construction engineering and  
2 construction of the project an amount not to exceed ~~one~~  
3 ~~million nine hundred twenty six thousand nine hundred~~  
4 ~~twenty dollars (\$1,926,920.00)~~ two million four hundred  
5 twenty thousand dollars (\$2,420,000.00) or ~~sixty seven~~  
6 ~~percent (67%)~~ forty-four percent (44%) of the actual  
7 development costs, whichever is less;

8  
9 (vi) Appropriation: There is appropriated from  
10 water development account I to the commission ~~one million~~  
11 ~~nine hundred twenty six thousand nine hundred twenty~~  
12 ~~dollars (\$1,926,920.00)~~ two million four hundred twenty  
13 thousand dollars (\$2,420,000.00) or as much thereof as is  
14 necessary to carry out the purpose of this subsection.  
15 Unexpended funds appropriated under this subsection shall  
16 revert to water development account I on July 1, ~~2023-2025~~;

17  
18 (vii) Special conditions: The sponsor is  
19 responsible for acquiring ~~thirty-three percent (33%)~~  
20 fifty-six percent (56%) of the total project budget from  
21 other sources.

22



1           **99-3-2203. Level III construction projects - new**  
2 **development.**

3  
4           (b) Project - Broken Wheel Ranch Water Supply 2017:

5  
6                   (vi) Appropriation: There is appropriated from  
7 water development account I to the commission six hundred  
8 thirteen thousand fifty dollars (\$613,050.00) or as much  
9 thereof as is necessary to carry out the purpose of this  
10 subsection. Unexpended funds appropriated under this  
11 subsection shall revert to water development account I on  
12 July 1, ~~2023~~2025;

13

14           (e) Project - Gillette Regional Extensions 2017:

15

16                   (vi) Appropriation: There is appropriated from  
17 water development account I to the commission two million  
18 seven hundred fifty-three thousand seven hundred dollars  
19 (\$2,753,700.00) or as much thereof as is necessary to carry  
20 out the purpose of this subsection. Unexpended funds  
21 appropriated under this subsection shall revert to water  
22 development account I on July 1, ~~2024~~2025;

23

1           **99-3-2205. Level III construction projects - dams and**  
2 **reservoirs.**

3  
4           (e) Project - Leavitt Reservoir Expansion:

5  
6                   (iv) Total project budget: ~~Forty six million~~  
7 ~~dollars (\$46,000,000.00)~~ Seventy-eight million dollars  
8 (\$78,000,000.00);

9  
10                   (v) Project Grant: The state of Wyoming shall  
11 grant to the sponsor from water development account III  
12 through the commission for project land procurement,  
13 construction engineering and construction of the project an  
14 amount not to exceed ~~forty four million three hundred~~  
15 ~~nineteen thousand dollars (\$44,319,000.00)~~ seventy-six  
16 million two hundred eighty-four thousand dollars  
17 (\$76,284,000.00) or ~~ninety six and three tenths percent~~  
18 ~~(96.3%)~~ ninety-seven and eight-tenths percent (97.8%) of  
19 the actual development costs, whichever is less;

20  
21                   (vi) Project loan: The state of Wyoming shall  
22 loan to the sponsor from water development account III  
23 through the commission for project land procurement,

1 construction engineering and construction of the project an  
2 amount not to exceed ~~one million six hundred eighty one~~  
3 ~~thousand dollars (\$1,681,000.00)~~ one million seven hundred  
4 sixteen thousand dollars (\$1,716,000.00) or ~~three and seven~~  
5 ~~tenths percent (3.7%)~~ two and two-tenths percent (2.2%) of  
6 actual development costs, whichever is less, for a term of  
7 fifty (50) years from the date the commission determines  
8 that project benefits accrue to the sponsor, at an annual  
9 interest rate of four percent (4%);

10  
11 (vii) Appropriation and authorization: There is  
12 appropriated from water development account III to the  
13 commission forty-six million dollars (\$46,000,000.00) or as  
14 much thereof as is necessary to carry out the purpose of  
15 this subsection. Unexpended funds appropriated under this  
16 subsection shall revert to water development account III on  
17 July 1, ~~2025-2027~~. There is authorized for expenditure by  
18 the commission from the sponsor's contingency fund -  
19 account III, created by W.S. 99-3-2505(a), thirty-two  
20 million dollars (\$32,000,000.00) to carry out the purpose  
21 of this subsection.

22

1           **99-3-2303. Level III construction projects - new**  
2 **development.**

3

4           (b) Project - Gillette Regional Extensions Phase  
5 IV-2018:

6

7                   (vi) Appropriation: There is appropriated from  
8 water development account I to the commission one million  
9 five hundred twelve thousand one hundred ninety dollars  
10 (\$1,512,190.00) or as much thereof as is necessary to carry  
11 out the purpose of this subsection. Unexpended funds  
12 appropriated under this subsection shall revert to water  
13 development account I on July 1, ~~2023~~2025;

14

15           (e) Project - Melody Ranch Water System Improvements  
16 2018:

17

18                   (vi) Appropriation: There is appropriated from  
19 water development account I to the commission nine hundred  
20 forty-four thousand seven hundred dollars (\$944,700.00) or  
21 as much thereof as is necessary to carry out the purpose of  
22 this subsection. Unexpended funds appropriated under this

1 subsection shall revert to water development account I on  
2 July 1, ~~2023~~2026;

3

4 **99-3-2304. Level III construction projects -**  
5 **rehabilitation.**

6

7 (j) Project - Riverton Valley Irrigation District  
8 Rehabilitation 2018:

9

10 (vi) Appropriation: There is appropriated from  
11 water development account II to the commission five hundred  
12 forty-two thousand five hundred dollars (\$542,500.00) or as  
13 much thereof as is necessary to carry out the purpose of  
14 this subsection. Unexpended funds appropriated under this  
15 subsection shall revert to water development account II on  
16 July 1, ~~2023~~2025;

17

18 **99-3-2404. Level III construction projects - new**  
19 **development.**

20

21 (e) Project - GR/RS/SC JPWB Pump Station 2019:

22

1           (vi) Appropriation: There is appropriated from  
2 water development account I to the commission seven million  
3 four hundred ninety-seven thousand three hundred dollars  
4 (\$7,497,300.00) or as much thereof as is necessary to carry  
5 out the purpose of this subsection. Unexpended funds  
6 appropriated under this subsection shall revert to water  
7 development account I on July 1, ~~2024~~2026;

8

9           (f) Project - Lander Storage Tanks and Pump Station  
10 2019:

11

12           (iv) Total project budget: ~~Five million four~~  
13 ~~hundred fifty thousand dollars (\$5,450,000.00)~~ Ten million  
14 four hundred ninety thousand dollars (\$10,490,000.00);

15

16           (v) Project grant: The state of Wyoming shall  
17 grant to the sponsor from water development account I  
18 through the commission for the design, permit procurement,  
19 project land procurement, construction engineering and  
20 construction of the project an amount not to exceed ~~three~~  
21 ~~million six hundred fifty-one thousand five hundred dollars~~  
22 ~~(\$3,651,500.00)~~ seven million twenty-eight thousand three

1 hundred dollars (\$7,028,300.00) or sixty-seven percent  
2 (67%) of the actual development costs, whichever is less;

3

4 (vi) Appropriation: There is appropriated from  
5 water development account I to the commission ~~three million~~  
6 ~~six hundred fifty one thousand five hundred dollars~~  
7 ~~(\$3,651,500.00)~~ seven million twenty-eight thousand three  
8 hundred dollars (\$7,028,300.00) or as much thereof as is  
9 necessary to carry out the purpose of this subsection.  
10 Unexpended funds appropriated under this subsection shall  
11 revert to water development account I on July 1, 2024;

12

13 **99-3-2406. Level III construction projects -**  
14 **rehabilitation.**

15

16 (o) Project - Shoshone Irrigation District  
17 Rehabilitation 2019:

18

19 (iv) Total project budget: ~~Four hundred~~  
20 ~~seventy two thousand dollars (\$472,000.00)~~ Five hundred  
21 ninety-seven thousand dollars (\$597,000.000);

22

1           (v) Project grant: The state of Wyoming shall  
2 grant to the sponsor from water development account II  
3 through the commission for the purchase of project  
4 materials as supported by vendor invoices and as approved  
5 by the commission an amount not to exceed ~~one hundred~~  
6 ~~eighty-one thousand dollars (\$181,000.00)~~ two hundred  
7 eighty-two thousand dollars (\$282,000.00) or one hundred  
8 percent (100%) of the approved materials costs, whichever  
9 is less;

10

11           (vi) Appropriation: There is appropriated from  
12 water development account II to the commission ~~one hundred~~  
13 ~~eighty-one thousand dollars (\$181,000.00)~~ two hundred  
14 eighty-two thousand dollars (\$282,000.00) or as much  
15 thereof as is necessary to carry out the purpose of this  
16 subsection. Unexpended funds appropriated under this  
17 subsection shall revert to water development account II on  
18 July 1, 2024;

19

20           **99-3-2503. Level III construction projects - new**  
21 **development.**

22

23           (g) Project - Glenrock Transmission Pipeline 2020:



1

2 (vi) Appropriation: There is appropriated from  
 3 water development account I to the commission nine hundred  
 4 fifty-eight thousand one hundred dollars (\$958,100.00) or  
 5 as much thereof as is necessary to carry out the purpose of  
 6 this subsection. Unexpended funds appropriated under this  
 7 subsection shall revert to water development account I on  
 8 July 1, ~~2025-2027~~;

9

10 **99-3-2504. Level III Construction Projects -**  
 11 **rehabilitation.**

12

13 (c) Project - Cottonwood Irrigation District  
 14 Transmission Pipeline 2020:

15

16 (iv) Total project budget: ~~One million five~~  
 17 ~~hundred forty thousand dollars (\$1,540,000.00)~~ Three  
 18 million one hundred eleven thousand dollars  
 19 (\$3,111,000.00);

20

21 (v) Project grant: The state of Wyoming shall  
 22 grant to the sponsor from water development account II  
 23 through the commission for the design, permit procurement,

1 project land procurement, construction engineering and  
2 construction of the project an amount not to exceed ~~one~~  
3 ~~million thirty one thousand eight hundred dollars~~  
4 ~~(\$1,031,800.00)~~ one million seven hundred eleven thousand  
5 fifty dollars (\$1,711,050.00) or ~~sixty-seven percent (67%)~~  
6 fifty-five percent (55%) of the actual development costs,  
7 whichever is less;

8  
9 (vi) Project loan: The state of Wyoming shall  
10 loan to the sponsor from water development account II  
11 through the commission for the design, permit procurement,  
12 project land procurement, construction engineering and  
13 construction of the project an amount not to exceed ~~five~~  
14 ~~hundred eight thousand two hundred dollars (\$508,200.00)~~  
15 eight hundred eight thousand eight hundred sixty dollars  
16 (\$808,860.00) or ~~thirty-three percent (33%)~~ twenty-six  
17 percent (26%) of the actual development costs, whichever is  
18 less, for a term of forty (40) years from the date the  
19 commission determines that project benefits accrue to the  
20 sponsor, at an annual interest rate of four percent (4%);

21  
22 (vii) Appropriation: There is appropriated from  
23 water development account II to the commission ~~one million~~

1 ~~five hundred forty thousand dollars (\$1,540,000.00)~~ two  
2 million five hundred nineteen thousand nine hundred ten  
3 dollars (\$2,519,910.00) or as much thereof as is necessary  
4 to carry out the purpose of this subsection. Unexpended  
5 funds appropriated under this subsection shall revert to  
6 water development account II on July 1, 2025.

7  
8 (viii) Special conditions: The sponsor is  
9 responsible for acquiring nineteen percent (19%) of the  
10 total project budget from other sources.

11  
12 (m) Project - Sidon Irrigation District Sidon Canal  
13 2020:

14  
15 (iv) Total project budget: ~~One million seven~~  
16 ~~hundred fifty three thousand eight hundred fifty seven~~  
17 ~~dollars (\$1,753,857.00)~~ Two million five hundred fifty-four  
18 thousand dollars (\$2,554,000.00);

19  
20 (v) Project grant: The state of Wyoming shall  
21 grant to the sponsor from water development account II  
22 through the commission for the purchase of project  
23 materials as supported by vendor invoices and as approved

1 by the commission an amount not to exceed ~~one million sixty~~  
2 ~~thousand dollars (\$1,060,000.00)~~ one million seven hundred  
3 eleven thousand dollars (\$1,711,000.00) or one hundred  
4 percent (100%) of the approved materials costs, whichever  
5 is less;

6  
7 (vi) Appropriation: There is appropriated from  
8 water development account II to the commission ~~one million~~  
9 ~~sixty thousand dollars (\$1,060,000.00)~~ one million seven  
10 hundred eleven thousand dollars (\$1,711,000.00) or as much  
11 thereof as is necessary to carry out the purpose of this  
12 subsection. Unexpended funds appropriated under this  
13 subsection shall revert to water development account II on  
14 July 1, 2025;

15  
16 (vii) Special conditions:

17  
18 (C) The appropriation of additional funds  
19 for this project in the amount of six hundred fifty-one  
20 thousand dollars (\$651,000.00) is contingent upon the  
21 transfer of funds to water development account II as  
22 described in section 3 of this act or the transfer of funds  
23 from another funding source.

1

2           **99-3-2603. Level III construction projects - new**  
3 **development.**

4

5           (f) Project - Torrington Well Connection 2021:

6

7                   (vi) Appropriation: There is appropriated from  
8 water development account I to the commission three hundred  
9 eighty-nine thousand two hundred seventy dollars  
10 (\$389,270.00) or as much thereof as is necessary to carry  
11 out the purpose of this subsection. Unexpended funds  
12 appropriated under this subsection shall revert to water  
13 development account I on July 1, ~~2026~~2027;

14

15           **99-3-2604. Level III construction projects -**  
16 **rehabilitation.**

17

18           (d) Project - Shoshone Irrigation District  
19 Improvements 2021:

20

21                   (iv) Total project budget: ~~Four hundred~~  
22 ~~seventy seven thousand five hundred dollars (\$477,500.00)~~  
23 Five hundred eighty-five thousand dollars (\$585,000.00);

1

2 (v) Project grant: The state of Wyoming shall  
3 grant to the sponsor from water development account II  
4 through the commission for the purchase of project  
5 materials as supported by vendor invoices and as approved  
6 by the commission an amount not to exceed ~~two hundred forty~~  
7 ~~thousand dollars (\$240,000.00)~~ three hundred twenty-nine  
8 thousand dollars (\$329,000.00) or one hundred percent  
9 (100%) of the approved materials costs, whichever is less;

10

11 (vi) Appropriation: There is appropriated from  
12 water development account II to the commission ~~two hundred~~  
13 ~~forty thousand dollars (\$240,000.00)~~ three hundred  
14 twenty-nine thousand dollars (\$329,000.00) or as much  
15 thereof as is necessary to carry out the purpose of this  
16 subsection. Unexpended funds appropriated under this  
17 subsection shall revert to water development account II on  
18 July 1, 2026;

19

20 **99-3-2704. Level III construction projects -**  
21 **rehabilitation.**

22

1 (e) Project - Dry Creek Irrigation District Pipeline  
2 Replacement 2022:

3  
4 (vii) Appropriation: There is appropriated from  
5 water development account II to the commission one million  
6 eight hundred fifty thousand dollars (\$1,850,000.00) or as  
7 much thereof as is necessary to carry out the purpose of  
8 this subsection. Unexpended and unobligated funds  
9 appropriated under this subsection shall revert to water  
10 development account II on July 1, ~~2027~~2028;

11  
12 (g) Project - Goshen ID Tunnel Rehabilitation 2022:

13  
14 (iv) Total project budget: ~~Two million three~~  
15 ~~hundred fifty thousand dollars (\$2,350,000.00)~~ Four million  
16 seven hundred ninety-five thousand nine hundred twenty  
17 dollars (\$4,795,920.00). The sponsor's project budget is  
18 ~~one million one hundred fifty one thousand five hundred~~  
19 ~~dollars (\$1,151,500.00)~~ two million three hundred fifty  
20 thousand dollars (\$2,350,000.00) or forty-nine percent  
21 (49%) of the total project budget, whichever is less;

22

1           (v) Project grant: The state of Wyoming shall  
2 grant to the sponsor from water development account II  
3 through the commission for the engineering analysis,  
4 design, permit procurement, project land procurement, and  
5 pre-construction engineering of the project an amount not  
6 to exceed ~~seven hundred seventy one thousand five hundred~~  
7 ~~five dollars (\$771,505.00)~~ one million five hundred  
8 seventy-four thousand five hundred dollars (\$1,574,500.00)  
9 or sixty-seven percent (67%) of these actual development  
10 costs within the sponsor's project budget, whichever is  
11 less;

12  
13           (vi) Project loan: The state of Wyoming shall  
14 loan to the sponsor from water development account II  
15 through the commission for the engineering analysis,  
16 design, permit procurement, project land procurement and  
17 pre-construction engineering of the project an amount not  
18 to exceed ~~three hundred seventy nine thousand nine hundred~~  
19 ~~ninety five dollars (\$379,995.00)~~ seven hundred  
20 seventy-five thousand five hundred dollars (\$775,500.00) or  
21 thirty-three percent (33%) of these actual development  
22 costs within the sponsor's project budget, whichever is  
23 less, for a term of twenty (20) years from the date the



1 commission determines that project benefits accrue to the  
2 sponsor or the commission determines the project is not  
3 likely to proceed to construction, at an annual interest  
4 rate of four percent (4%);

5

6 [Transfer of Funds]

7

8 **Section 3.** The Wyoming water development commission  
9 is hereby authorized to transfer eleven million two hundred  
10 thousand dollars (\$11,200,000.00) from water development  
11 account I created by W.S. 41-2-124(a)(i) to water  
12 development account II created by W.S. 41-2-124(a)(ii).

13

14 **Section 4.** There is appropriated thirty million  
15 dollars (\$30,000,000.00) from the general fund to water  
16 development account III, created by W.S. 41-2-124(a)(iii).

17

18 **Section 5.** W.S. 41-2-124(h) is amended to read:

19

20 **41-2-124. Accounts created; unexpended balance.**

21

22 (h) The commission shall adopt rules providing for  
23 eligibility determination, procedures and criteria for the

1 application and award of funds from the emergency water  
2 projects account. The total amount awarded under this  
3 subsection for each emergency project shall not exceed  
4 three million dollars (\$3,000,000.00) per fiscal biennium.  
5 The maximum grant amount awarded for each emergency project  
6 shall not exceed seventy-five percent (75%) of the total  
7 emergency project costs, the remaining twenty-five percent  
8 (25%) may be funded by the commission in the form of a  
9 loan. The term of a loan shall not exceed fifty (50) years  
10 and interest shall provide a reasonable return and shall  
11 not be less than four percent (4%). The commission shall  
12 include the total amount of all emergency water project  
13 grant or loan funds provided under this subsection and  
14 subtract that total from the maximum allowable grant under  
15 W.S. 41-2-121(a)(ii)(E)(I) for a subsequent water  
16 development project involving the same entity and project  
17 components. All emergency water projects account funds  
18 awarded under this subsection shall be approved by the  
19 state loan and investment board after review and  
20 recommendation by the water development commission prior to  
21 the release of funds.

22

1           **Section 6.** 2022 Wyoming Session Laws, Chapter 74,  
2 Section 1(a)(i) through (iii) is amended to read:

3

4           **Section 1.**

5

6           (a) The following sums of money are  
7 appropriated from the legislative stabilization  
8 reserve account to the following accounts for the  
9 purposes specified. The governor is authorized to  
10 direct up to:

11

12                   (i) Twenty-five million dollars  
13 (\$25,000,000.00) to water development account I  
14 created by W.S. 41-2-124(a)(i) for the purpose of  
15 acquiring water storage capacity in Fontenelle  
16 reservoir. The Wyoming water development office  
17 is hereby authorized to negotiate a purchase  
18 agreement with the bureau of reclamation to  
19 acquire water storage capacity in Fontenelle  
20 reservoir. No funds shall be expended from this  
21 appropriation until the negotiated purchase  
22 agreement is approved by the Wyoming water  
23 development commission and the governor and the

1 ~~legislature~~ state loan and investment board  
2 authorizes the purchase of water storage capacity  
3 as a water development program construction  
4 project;

5  
6 (ii) Twenty-one million eight hundred  
7 ten thousand dollars (\$21,810,000.00) to water  
8 development account II created by W.S.  
9 41-2-124(a)(ii) for the Goshen irrigation  
10 district tunnels 1 and 2 rehabilitation water  
11 development project. No funds shall be expended  
12 from this appropriation until the ~~legislature~~  
13 state loan and investment board authorizes the  
14 project as a water development program  
15 construction project;

16  
17 (iii) Thirty million dollars  
18 (\$30,000,000.00) to water development account II  
19 created by W.S. 41-2-124(a)(ii) for the purpose  
20 of the LaPrele dam rehabilitation water  
21 development project. No funds shall be expended  
22 from this appropriation until the ~~legislature~~  
23 state loan and investment board authorizes the

1 project as a water development program  
2 construction project.

3

4 **Section 7.** W.S. 99-3-2604(d)(vii)(C) and  
5 99-3-2704(e)(viii), (g)(vii) and (ix) are repealed.

6

7 **Section 8.** 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)