

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

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 loans; providing
5 appropriations; amending the sponsor's contingency fund;
6 amending amounts and terms of appropriations for specified
7 prior projects; transferring funds from water development
8 account I to water development account II; transferring a
9 project; and providing for an effective date.

10

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

12

1 **Section 1.** W.S. 99-3-3001 through 99-3-3004 are
2 created to read:

3

4

ARTICLE 30

5

2025 CONSTRUCTION PROJECTS

6

7

99-3-3001. Definitions.

8

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

10

11

99-3-3002. General authorization.

12

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

14

15

**99-3-3003. 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.

1 (b) Project - Big Horn Regional JPB South
2 Transmission Project 2025:

3

4 (i) Project sponsor: Big Horn Regional Joint
5 Powers Board;

6

7 (ii) Project purpose: Municipal and rural
8 domestic water supply;

9

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

14

15 (iv) Total project budget: Eight hundred ten
16 thousand dollars (\$810,000.00);

17

18 (v) Project grant: The state of Wyoming shall
19 grant to the sponsor from water development account I
20 through the commission for the design, permit procurement,
21 project land procurement and pre-construction engineering
22 of the project an amount not to exceed four hundred five

1 thousand dollars (\$405,000.00) or fifty percent (50%) of
2 these actual development costs, whichever is less;

3

4 (vi) Appropriations: There is appropriated from
5 water development account I to the commission four hundred
6 five thousand dollars (\$405,000.00) or as much thereof as
7 is necessary to carry out the purpose of this subsection.
8 Unexpended funds appropriated under this subsection shall
9 revert to water development account I on July 1, 2030;

10

11 (vii) Special conditions: The sponsor is
12 responsible for acquiring fifty percent (50%) of the total
13 project budget from other sources;

14

15 (c) Project - Cloud Seeding: Medicine Bow and Sierra
16 Madre mountain ranges 2026 (aerial):

17

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

19

20 (ii) Project purpose: To enhance the winter
21 snowpack in the Medicine Bow and Sierra Madre mountain
22 ranges;

23

1 (iii) Project description: Conduct an aerial
2 operational winter snowpack augmentation program during the
3 2025-2026 season;

4

5 (iv) Total project budget: Nine hundred twenty-
6 five thousand dollars (\$925,000.00);

7

8 (v) Appropriation: There is appropriated from
9 water development account I to the Wyoming water
10 development office eight hundred seventy-five thousand
11 dollars (\$875,000.00) or as much thereof as is necessary to
12 carry out the purpose of this subsection. Unexpended funds
13 appropriated under this subsection shall revert to water
14 development account I on July 1, 2027;

15

16 (vi) Special conditions: The Wyoming water
17 development office shall acquire funding commitments from
18 Wyoming water users or other interested parties for
19 operational costs that exceed the project appropriation.

20

21 (d) Project - Cloud Seeding: Wind River and Sierra
22 Madre mountain ranges 2026 (ground-based):

23

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

2

3 (ii) Project purpose: To enhance the winter
4 snowpack in the Wind River and Sierra Madre mountain
5 ranges;

6

7 (iii) Project description: Conduct a ground-
8 based operational winter snowpack augmentation program
9 during the 2025-2026 season;

10

11 (iv) Total project budget: Eight hundred sixty-
12 two thousand one hundred forty-three dollars (\$862,143.00);

13

14 (v) Appropriation: There is appropriated from
15 water development account I to the Wyoming water
16 development office three hundred twenty-two thousand one
17 hundred forty-three dollars (\$322,143.00) or as much
18 thereof as is necessary to carry out the purpose of this
19 subsection. Unexpended funds appropriated under this
20 subsection shall revert to water development account I on
21 July 1, 2027;

22

23 (vi) Special conditions:

1

2 (A) The state of Wyoming shall participate
3 at a rate up to thirty-seven percent (37%) of actual
4 project operations costs not to exceed three hundred
5 twenty-two thousand one hundred forty-three dollars
6 (\$322,143.00);

7

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

13

14 (C) If the project is cancelled, the
15 Wyoming water development office is authorized to use the
16 appropriated funds under this subsection to remove weather
17 modification equipment and reclaim project sites.

18

19 (e) Project - Hoback Junction Public Water System
20 2025:

21

22 (i) Project sponsor: Hoback Junction Water and
23 Sewer District;

1

2 (ii) Project purpose: Rural domestic water
3 supply;

4

5 (iii) Project description: Design and pre-
6 construction of a diversion structure, pumping facilities,
7 water transmission pipelines, tank, structures and
8 appurtenances necessary to make the project function in the
9 manner intended;

10

11 (iv) Total project budget: Five hundred forty-
12 eight thousand nine hundred dollars (\$548,900.00);

13

14 (v) Project grant: The state of Wyoming shall
15 grant to the sponsor from water development account I
16 through the commission for the design, permit procurement,
17 project land procurement and pre-construction engineering
18 of the project an amount not to exceed two hundred seventy-
19 four thousand four hundred fifty dollars (\$274,450.00) or
20 fifty percent (50%) of these actual development costs,
21 whichever is less;

22

1 (vi) Appropriations: There is appropriated from
2 water development account I to the commission two hundred
3 seventy-four thousand four hundred fifty dollars
4 (\$274,450.00) 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, 2030;

8

9 (vii) Special conditions: The sponsor is
10 responsible for acquiring fifty percent (50%) of the total
11 project budget from other sources.

12

13 (f) Project - SAWS JPB Upper Road Transmission Main
14 Phase I 2025:

15

16 (i) Project sponsor: Sheridan Area Water Supply
17 Joint Powers Board;

18

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

21

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

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

3

4 (iv) Total project budget: Four million four
5 hundred thirteen thousand five hundred dollars
6 (\$4,413,500.00);

7

8 (v) Project grant: The state of Wyoming shall
9 grant to the sponsor from water development account I
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 six thousand seven hundred fifty
14 dollars (\$2,206,750.00) or fifty percent (50%) of these
15 actual development costs, whichever is less;

16

17 (vi) Appropriation: There is appropriated from
18 water development account I to the commission two million
19 two hundred six thousand seven hundred fifty dollars
20 (\$2,206,750.00) or as much thereof as is necessary to carry
21 out the purpose of this subsection. Unexpended funds
22 appropriated under this subsection shall revert to water
23 development account I on July 1, 2030;

1

2 (vii) Special conditions: The sponsor is
3 responsible for acquiring fifty percent (50%) of the total
4 project budget from other sources.

5

6 (g) Project - Small Water Development Projects - New
7 Development 2025:

8

9 (i) Project sponsor: Eligible public entities;

10

11 (ii) Project purpose: Multi-purpose -
12 agriculture, recreation and environmental;

13

14 (iii) Project description: Small dams,
15 windmills, springs, guzzlers and other water collection,
16 storage and drinking systems, pipelines, etc., to impound,
17 develop and convey water for livestock, wildlife,
18 irrigation, environmental and recreational purposes;

19

20 (iv) Total project budget: Three million dollars
21 (\$3,000,000.00);

22

1 (v) Project grant: The state of Wyoming shall
2 grant to sponsors of small water development projects from
3 water development account I through the commission for the
4 design, permit procurement, project land procurement,
5 construction engineering and construction of the project a
6 total amount not to exceed one million five hundred
7 thousand dollars (\$1,500,000.00) or fifty percent (50%) of
8 the actual development costs of the small water development
9 projects, whichever is less;

10

11 (vi) Appropriation: There is appropriated from
12 water development account I to the commission one million
13 five hundred thousand dollars (\$1,500,000.00) or as much
14 thereof as is necessary to carry out the purpose of this
15 subsection. Unexpended funds appropriated under this
16 subsection shall revert to water development account I on
17 July 1, 2030;

18

19 (vii) Definition: "Small water development
20 project" means a project where the maximum financial
21 contribution from the commission is thirty-five thousand
22 dollars (\$35,000.00) or less;

23

1 (viii) Special conditions:

2

3 (A) The commission may grant a sponsor
4 fifty percent (50%) of the design, permit procurement,
5 project land procurement, construction engineering and
6 construction cost of a small project. No grant shall be
7 more than thirty-five thousand dollars (\$35,000.00);

8

9 (B) The small water development project
10 sponsors shall substantiate the public benefit that will be
11 derived from proposed small water development projects;

12

13 (C) The commission may make monthly
14 progress payments for no more than fifty percent (50%) of
15 eligible monthly project expenses;

16

17 (D) An appropriate land management or
18 resource management entity shall certify that the proposed
19 small water development project will meet expectations and
20 that appropriate engineering standards, as approved by the
21 commission, will be adhered to;

22

1 (E) The establishment of criteria and
2 administrative procedures for the development of small
3 water development projects under this subsection and
4 decisions of the commission relating to the
5 recommendations, prioritization or disqualification of
6 small water development projects are specifically exempt
7 from the provisions of the Wyoming Administrative Procedure
8 Act including judicial review under W.S. 16-3-114 and 16-3-
9 115;

10

11 (F) W.S. 16-6-116 shall not apply to a
12 small water development project unless the project sponsor
13 determines the small water development project meets the
14 definition of a "public work" as defined in W.S. 16-6-
15 101(a)(ix).

16

17 **99-3-3004. Level III construction projects -**
18 **rehabilitation.**

19

20 (a) Authorization is granted for the Level III
21 rehabilitation construction projects identified in this
22 section subject to the general conditions specified in W.S.
23 99-3-104, provided that W.S. 99-3-104(a)(iii) shall not

1 apply to the projects identified in this section unless
2 required by W.S. 41-2-121.

3

4 (b) Project - CAID Lateral 256 Check Structure
5 Rehabilitation 2025:

6

7 (i) Project sponsor: Casper Alcova Irrigation
8 District;

9

10 (ii) Project purpose: Agricultural water supply;

11

12 (iii) Project description: Design and
13 construction of a check structure and appurtenances
14 necessary to make the project function in the manner
15 intended;

16

17 (iv) Total project budget: Seven hundred forty-
18 five thousand dollars (\$745,000.00);

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 design, permit procurement,
23 project land procurement, construction engineering and

1 construction of the project an amount not to exceed three
2 hundred seventy-two thousand five hundred dollars
3 (\$372,500.00) or fifty percent (50%) of these actual
4 development costs, whichever is less;

5

6 (vi) Appropriation: There is appropriated from
7 water development account II to the commission three
8 hundred seventy-two thousand five hundred dollars
9 (\$372,500.00) or as much thereof as is necessary to carry
10 out the purpose of this subsection. Unexpended funds
11 appropriated under this subsection shall revert to water
12 development account II on July 1, 2030;

13

14 (vii) Special conditions: The sponsor is
15 responsible for acquiring fifty percent (50%) of the total
16 project budget from other sources.

17

18 (c) Project - Casper Tank Replacement 2025:

19

20 (i) Project sponsor: City of Casper;

21

22 (ii) Project purpose: Municipal water supply;

23

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

5

6 (iv) Total project budget: Eleven million three
7 hundred forty-four thousand dollars (\$11,344,000.00);

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 five
14 million six hundred seventy-two thousand dollars
15 (\$5,672,000.00) 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 five million
20 six hundred seventy-two thousand dollars (\$5,672,000.00) 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, 2030;

3

4 (vii) Special conditions: The sponsor is
5 responsible for acquiring fifty percent (50%) of the total
6 project budget from other sources.

7

8 (d) Project - Cottonwood Irrigation District Pipeline
9 Replacement 2025:

10

11 (i) Project sponsor: Cottonwood Irrigation
12 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: One million one
22 hundred two thousand dollars (\$1,102,000.00);

23

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 design, permit procurement,
4 project land procurement, construction engineering and
5 construction of the project an amount not to exceed five
6 hundred fifty-one thousand dollars (\$551,000.00) or fifty
7 percent (50%) of these actual development costs, whichever
8 is less;

9

10 (vi) Project loan: The state of Wyoming shall
11 loan to the sponsor from water development account II
12 through the commission for the design, permit procurement
13 and project land procurement of the project an amount not
14 to exceed forty-seven thousand dollars (\$47,000.00) or
15 fifty percent (50%) of these actual development costs,
16 whichever is less, for a term of twenty (20) years from the
17 date the commission determines that project benefits accrue
18 to the sponsor, at an annual interest rate of four percent
19 (4%);

20

21 (vii) Appropriation: There is appropriated from
22 water development account II to the commission five hundred
23 ninety-eight thousand dollars (\$598,000.00) or as much

1 thereof as is necessary to carry out the purpose of this
2 subsection. Unexpended funds appropriated under this
3 subsection shall revert to water development account II on
4 July 1, 2030.

5

6 (viii) Special conditions: The sponsor is
7 responsible for acquiring forty-five and seventy-four
8 hundredths percent (45.74%) of the total project budget
9 from other sources.

10

11 (e) Project - EVIDD Farson Lateral Phase 4A 2025:

12

13 (i) Project sponsor: Eden Valley Irrigation and
14 Drainage District;

15

16 (ii) Project purpose: Agricultural water supply;

17

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

21

22 (iv) Total project budget: Four million four
23 hundred fifty thousand dollars (\$4,450,000.00);

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 permit procurement, project
5 land procurement and construction of the project an amount
6 not to exceed one million one hundred twelve thousand five
7 hundred dollars (\$1,112,500.00) or twenty-five percent
8 (25%) of these actual development costs, whichever is less;

9

10 (vi) Appropriation: There is appropriated from
11 water development account II to the commission one million
12 one hundred twelve thousand five hundred dollars
13 (\$1,112,500.00) or as much thereof as is necessary to carry
14 out the purpose of this subsection. Unexpended funds
15 appropriated under this subsection shall revert to water
16 development account II on July 1, 2030;

17

18 (vii) Special conditions: The sponsor is
19 responsible for acquiring seventy-five percent (75%) of the
20 total project budget from other sources.

21

22 (f) Project - GID 62.2 Check Structure Project 2025:

23

1 (i) Project sponsor: Goshen Irrigation District;

2

3 (ii) Project purpose: Agricultural water supply;

4

5 (iii) Project description: Design and
6 construction of a check structure and appurtenances
7 necessary to make the project function in the manner
8 intended;

9

10 (iv) Total project budget: One million three
11 hundred twenty-two thousand dollars (\$1,322,000.00);

12

13 (v) Project grant: The state of Wyoming shall
14 grant to the sponsor from water development account II
15 through the commission for the design, permit procurement,
16 project land procurement, construction engineering and
17 construction of the project an amount not to exceed six
18 hundred sixty-one thousand dollars (\$661,000.00) or fifty
19 percent (50%) of these actual development costs, whichever
20 is less;

21

22 (vi) Project loan: The state of Wyoming shall
23 loan to the sponsor from water development account II

1 through the commission for the design, permit procurement,
2 project land procurement, construction engineering and
3 construction of the project an amount not to exceed six
4 hundred sixty-one thousand dollars (\$661,000.00) or fifty
5 percent (50%) of these actual development costs, whichever
6 is less, for a term of twenty (20) years from the date the
7 commission determines that project benefits accrue to the
8 sponsor, at an annual interest rate of four percent (4%);

9

10 (vii) Appropriation: There is appropriated from
11 water development account II to the commission one million
12 three hundred twenty-two thousand dollars (\$1,322,000.00)
13 or as much thereof as is necessary to carry out the purpose
14 of this subsection. Unexpended funds appropriated under
15 this subsection shall revert to water development account
16 II on July 1, 2030.

17

18 (g) Project - Kirby Creek Spillway Replacement 2025:

19

20 (i) Project sponsor: Kirby Ditch Irrigation
21 District;

22

23 (ii) Project purpose: Agricultural water supply;

1

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

5

6 (iv) Total project budget: Five hundred fifty-
7 four thousand dollars (\$554,000.00);

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 two
14 hundred seventy-seven thousand dollars (\$277,000.00) or
15 fifty percent (50%) of these actual development costs,
16 whichever is less;

17

18 (vi) Project loan: The state of Wyoming shall
19 loan to the sponsor from water development account II
20 through the commission for the design, permit procurement,
21 project land procurement, construction engineering and
22 construction of the project an amount not to exceed two
23 hundred seventy-seven thousand dollars (\$277,000.00) or

1 fifty percent (50%) of these actual development costs,
2 whichever is less, for a term of thirty (30) years from the
3 date the commission determines that project benefits accrue
4 to the sponsor, at an annual interest rate of four percent
5 (4%);

6
7 (vii) Appropriation: There is appropriated from
8 water development account II to the commission five hundred
9 fifty-four thousand dollars (\$554,000.00) or as much
10 thereof as is necessary to carry out the purpose of this
11 subsection. Unexpended funds appropriated under this
12 subsection shall revert to water development account II on
13 July 1, 2030.

14
15 (h) Project - Meeteetse Trails Estates 2025:

16
17 (i) Project sponsor: Town of Meeteetse;

18
19 (ii) Project purpose: Municipal water supply;

20
21 (iii) Project description: Design and
22 construction of water storage tank and appurtenances

1 necessary to make the project function in the manner
2 intended;

3

4 (iv) Total project budget: One million one
5 hundred eighty-one thousand dollars (\$1,181,000.00);

6

7 (v) Project grant: The state of Wyoming shall
8 grant to the sponsor from water development account II
9 through the commission for the design, permit procurement,
10 project land procurement, construction engineering and
11 construction of the project an amount not to exceed three
12 hundred twenty-four thousand five hundred eighty-one
13 dollars (\$324,581.00) or twenty-seven and five tenths
14 percent (27.5%) of these actual development costs,
15 whichever is less;

16

17 (vi) Appropriation: There is appropriated from
18 water development account II to the commission three
19 hundred twenty-four thousand five hundred eighty-one
20 dollars (\$324,581.00) 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 II on July 1, 2030;

1

2 (vii) Special conditions: The sponsor is
3 responsible for acquiring seventy-two and five tenths
4 percent (72.5%) of the total project budget from other
5 sources.

6

7 (j) Project - Rawlins Sage Creek Pipeline 2025:

8

9 (i) Project sponsor: City of Rawlins;

10

11 (ii) Project purpose: Municipal water supply;

12

13 (iii) Project description: Design and
14 construction of blowoffs, air and vacuum stations, inline
15 valves and appurtenances necessary to make the project
16 function in the manner intended;

17

18 (iv) Total project budget: Five million six
19 hundred seventy thousand dollars (\$5,670,000.00);

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 two
3 million eight hundred thirty-five thousand dollars
4 (\$2,835,000.00) or fifty percent (50%) of these actual
5 development costs, whichever is less;

6

7 (vi) Appropriation: There is appropriated from
8 water development account II to the commission two million
9 eight hundred thirty-five thousand dollars (\$2,835,000.00)
10 or as much thereof as is necessary to carry out the purpose
11 of this subsection. Unexpended funds appropriated under
12 this subsection shall revert to water development account
13 II on July 1, 2030;

14

15 (vii) Special conditions: The sponsor is
16 responsible for acquiring fifty percent (50%) of the total
17 project budget from other sources.

18

19 (k) Project - Sidon ID Canal Crossing 2025:

20

21 (i) Project sponsor: Sidon Irrigation District;

22

23 (ii) Project purpose: Agricultural water supply;

1

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

6

7 (iv) Total project budget: Eight hundred ninety-
8 five thousand one hundred ten dollars (\$895,110.00);

9

10 (v) Project grant: The state of Wyoming shall
11 grant to the sponsor from water development account II
12 through the commission for the purchase of project
13 materials as supported by vendor invoices and as approved
14 by the commission an amount not to exceed four hundred
15 thirty-two thousand dollars (\$432,000.00) or one hundred
16 percent (100%) of the approved materials costs, whichever
17 is less;

18

19 (vi) Appropriation: There is appropriated from
20 water development account II to the commission four hundred
21 thirty-two thousand dollars (\$432,000.00) or as much
22 thereof as is necessary to carry out the purpose of this

1 subsection. Unexpended funds appropriated under this
2 subsection shall revert to water development account II on
3 July 1, 2030;

4

5 (vii) Special conditions:

6

7 (A) The sponsor is responsible for all
8 project costs with the exception of the purchase of project
9 materials as supported by vendor invoices and as approved
10 by the commission, up to the amount appropriated in this
11 subsection;

12

13 (B) The sponsor is responsible for retaining
14 professional engineering services to design the project,
15 compile materials and bidding documents and monitor
16 construction activities including the installation of
17 project components and the tracking of project
18 expenditures.

19

20 (m) Project - Small Water Development Projects -
21 Rehabilitation 2025:

22

23 (i) Project sponsor: Eligible public entities;

1

2 (ii) Project purpose: Multi-purpose -
3 agriculture, recreation and environmental;

4

5 (iii) Project description: Rehabilitation and
6 replacement of small dams, windmills, springs, guzzlers and
7 other water collection, storage and drinking systems,
8 pipelines, etc., to impound, develop and convey water for
9 livestock, wildlife, irrigation, environmental and
10 recreational purposes;

11

12 (iv) Total project budget: One million dollars
13 (\$1,000,000.00);

14

15 (v) Project grant: The state of Wyoming shall
16 grant to sponsors of small water development projects from
17 water development account II through the commission for the
18 design, permit procurement, project land procurement,
19 construction engineering and construction of small water
20 development projects a total amount not to exceed five
21 hundred thousand dollars (\$500,000.00) or fifty percent
22 (50%) of the actual development costs of the small water
23 development projects, whichever is less;

1

2 (vi) Appropriation: There is appropriated from
3 water development account II to the commission five hundred
4 thousand dollars (\$500,000.00) or as much thereof as is
5 necessary to carry out the purpose of this subsection.
6 Unexpended funds appropriated under this subsection shall
7 revert to water development account II on July 1, 2030;

8

9 (vii) Definition: "Small water development
10 project" means a project where the maximum financial
11 contribution from the commission is thirty-five thousand
12 dollars (\$35,000.00) or less;

13

14 (viii) Special conditions:

15

16 (A) The commission may grant a sponsor
17 fifty percent (50%) of the design, permit procurement,
18 project land procurement, construction engineering and
19 construction cost of a small water development project. No
20 grant shall be more than thirty-five thousand dollars
21 (\$35,000.00);

22

1 (B) The small water development project
2 sponsors shall substantiate the public benefit that will be
3 derived from proposed small water development projects;

4

5 (C) The commission may make monthly
6 progress payments for not more than fifty percent (50%) of
7 eligible monthly project expenses;

8

9 (D) An appropriate land management or
10 resource management entity shall certify that the proposed
11 small water development project will meet expectations and
12 that appropriate engineering standards, as approved by the
13 commission, will be adhered to;

14

15 (E) The establishment of criteria and
16 administrative procedures for the development of small
17 water development projects under this subsection and
18 decisions of the commission relating to the
19 recommendations, prioritization or disqualification of
20 small water development projects are specifically exempt
21 from the provisions of the Wyoming Administrative Procedure
22 Act including judicial review under W.S. 16-3-114 and 16-3-
23 115;

1

2 (F) W.S. 16-6-116 shall not apply to a
3 small water development project unless the project sponsor
4 determines the small water development project meets the
5 definition of a "public work" as defined in W.S. 16-6-
6 101(a)(ix).

7

8 (n) Project - Upper Bluff Pump Plant No. 1 Pipeline
9 2025:

10

11 (i) Project sponsor: Upper Bluff Irrigation
12 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: Seven hundred
22 thirteen thousand five hundred dollars (\$713,500.00);

23

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 design, permit procurement,
4 project land procurement, construction engineering and
5 construction of the project an amount not to exceed three
6 hundred fifty-six thousand seven hundred fifty dollars
7 (\$356,750.00) or fifty percent (50%) of these actual
8 development costs, whichever is less;

9

10 (vi) Appropriation: There is appropriated from
11 water development account II to the commission three
12 hundred fifty-six thousand seven hundred fifty dollars
13 (\$356,750.00) or as much thereof as is necessary to carry
14 out the purpose of this subsection. Unexpended funds
15 appropriated under this subsection shall revert to water
16 development account II on July 1, 2030;

17

18 (vii) Special conditions: The sponsor is
19 responsible for acquiring fifty percent (50%) of the total
20 project budget from other sources.

21

22 (o) Project - West Afton ID Phase I Project 2025:

23

1 (i) Project sponsor: West Afton Irrigation
2 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: One million three
12 hundred seventeen thousand dollars (\$1,317,000.00);

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 six
19 hundred fifty-eight thousand five hundred dollars
20 (\$658,500.00) or fifty percent (50%) 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 six
6 hundred fifty-eight thousand five hundred dollars
7 (\$658,500.00) or fifty percent (50%) of these actual
8 development costs, whichever is less, for a term of twenty
9 (20) years from the date the commission determines that
10 project benefits accrue to the sponsor, at an annual
11 interest rate of four percent (4%);

12

13 (vii) Appropriation: There is appropriated from
14 water development account II to the commission one million
15 three hundred seventeen thousand dollars (\$1,317,000.00) 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, 2030;

20

21 (viii) Special conditions: The appropriation
22 of funds for this project is contingent upon the transfer
23 of funds to water development account II as described in

1 section 3 of this act or transfer from another funding
2 source.

3

4 (p) Project - Willwood ID Willwood Chute 2025:

5

6 (i) Project sponsor: Willwood Irrigation
7 District;

8

9 (ii) Project purpose: Agricultural water supply;

10

11 (iii) Project description: Design and
12 construction of a chute, structures and appurtenances
13 necessary to make the project function in the manner
14 intended;

15

16 (iv) Total project budget: One million six
17 hundred ninety-eight thousand dollars (\$1,698,000.00);

18

19 (v) Project grant: The state of Wyoming shall
20 grant to the sponsor from water development account II
21 through the commission for the design, permit procurement,
22 project land procurement, construction engineering and

1 construction of the project an amount not to exceed seven
2 hundred ninety-eight thousand dollars (\$798,000.00) or
3 forty-seven percent (47%) of these actual development
4 costs, whichever is less;

5

6 (vi) Project loan: The state of Wyoming shall
7 loan to the sponsor from water development account II
8 through the commission for the design, permit procurement,
9 project land procurement, construction engineering and
10 construction of the project an amount not to exceed nine
11 hundred thousand dollars (\$900,000.00) or fifty-three
12 percent (53%) of these actual development costs, whichever
13 is less, for a term of twenty (20) years from the date the
14 commission determines that project benefits accrue to the
15 sponsor, at an annual interest rate of four percent (4%);

16

17 (vii) Appropriation: There is appropriated from
18 water development account II to the commission one million
19 six hundred ninety-eight thousand dollars (\$1,698,000.00)
20 or as much thereof as is necessary to carry out the purpose
21 of this subsection. Unexpended funds appropriated under
22 this subsection shall revert to water development account
23 II on July 1, 2030.

1

2 **Section 2.** W.S. 99-3-1106(b)(iv), (vi), (vii) and
 3 (viii)(B), 99-3-2203(b)(iv) through (vi) and (vii)(B) and
 4 (e)(vi), 99-3-2205(c)(v) and (d)(vii), 99-3-2303(b)(vi),
 5 99-3-2404(e)(iv) through (vii), 99-3-2406(h)(iii) through
 6 (vii) and (vii)(A), 99-3-2503(f)(vi), 99-3-2504(g)(vii) and
 7 (j)(vii), 99-3-2603(d)(iv) through (vi) and 99-3-
 8 2803(f)(iii) through (vi) are amended to read:

9

10 **99-3-1106. Sponsor's Contingency Funds.**

11

12 (b) Project - Sponsor's Contingency Fund-
 13 Rehabilitation:

14

15 (iv) Total project budget: ~~Five million seven~~
 16 ~~hundred thousand dollars (\$5,700,000.00)~~ Eight million six
 17 hundred thousand dollars (\$8,600,000.00);

18

19 (vi) Project loan: The state of Wyoming shall
 20 loan to sponsors from water development account II through
 21 the commission sufficient supplemental funds which may be
 22 used to complete construction of projects up to an amount

1 not to exceed ~~thirty three percent (33%)~~ fifty percent
2 (50%) of the difference between the original project budget
3 and the actual cost of construction, at an annual rate of
4 four percent (4%);

5
6 (vii) Appropriation: There is appropriated from
7 water development account II to the commission ~~five million~~
8 ~~seven hundred thousand dollars (\$5,700,000.00)~~ eight
9 million six hundred thousand dollars (\$8,600,000.00) or as
10 much thereof as is necessary to carry out the purpose of
11 this subsection. Unexpended funds appropriated under this
12 subsection shall revert to water development account II on
13 July 1, ~~2027-2028~~; and

14

15 (viii) Special condition:

16

17 (B) The appropriation of additional funds
18 for this project in the amount of ~~one million two hundred~~
19 ~~thousand dollars (\$1,200,000.00)~~ two million nine hundred
20 thousand dollars (\$2,900,000.00) 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 **99-3-2203. Level III construction projects - new**
3 **development.**

4

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

6

7 (iv) Total project budget: ~~Nine hundred fifteen~~
8 ~~thousand dollars (\$915,000.00)~~ One million eight hundred
9 forty-nine thousand four hundred eighty-seven dollars
10 (\$1,849,487.00);

11

12 (v) Project grant: The state of Wyoming shall
13 grant to the sponsor from water development account I
14 through the commission for the design, permit procurement,
15 project land procurement, construction engineering and
16 construction of the project an amount not to exceed ~~six~~
17 ~~hundred thirteen thousand fifty dollars (\$613,050.00)~~ or
18 sixty seven percent (67%) nine hundred thirteen thousand
19 fifty dollars (\$913,050.00) or forty-nine and four tenths
20 percent (49.4%) of the actual development costs, whichever
21 is less;

22

1 (vi) Appropriation: There is appropriated from
2 water development account I to the commission ~~six hundred~~
3 ~~thirteen thousand fifty dollars (\$613,050.00)~~ nine hundred
4 thirteen thousand fifty dollars (\$913,050.00) or as much
5 thereof as is necessary to carry out the purpose of this
6 subsection. Unexpended funds appropriated under this
7 subsection shall revert to water development account I on
8 July 1, ~~2025-2026~~;

9

10 (vii) Special conditions:

11

12 (B) The sponsor is responsible for
13 acquiring ~~thirty-three percent (33%)~~ fifty and six tenths
14 percent (50.6%) of the total project budget from other
15 sources.

16

17 (e) Project - Gillette Regional Extensions 2017:

18

19 (vi) Appropriation: There is appropriated from
20 water development account I to the commission two million
21 seven hundred fifty-three thousand seven hundred dollars
22 (\$2,753,700.00) or as much thereof as is necessary to carry
23 out the purpose of this subsection. Unexpended funds

1 appropriated under this subsection shall revert to water
2 development account I on July 1, ~~2025~~2026;

3

4 **99-3-2205. Level III construction projects - dams and**
5 **reservoirs.**

6

7 (c) Project - Middle Piney Reservoir:

8

9 (v) Appropriation: There is appropriated from
10 water development account III to the commission for project
11 land procurement, construction engineering and construction
12 of the project fourteen million two hundred twenty-eight
13 thousand dollars (\$14,228,000.00) 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 III on July 1, ~~2025~~
17 2027;

18

19 (d) Project - Alkali Creek Reservoir:

20

21 (vii) Appropriation: There is appropriated from
22 water development account III to the commission fifty-nine
23 million dollars (\$59,000,000.00) or as much thereof as is

1 necessary to carry out the purpose of this subsection.
2 Unexpended funds appropriated under this subsection shall
3 revert to water development account III on July 1, ~~2025~~
4 2027.

5

6 **99-3-2303. Level III construction projects - new**
7 **development.**

8

9 (b) Project - Gillette Regional Extensions Phase IV
10 2018:

11

12 (vi) Appropriation: There is appropriated from
13 water development account I to the commission one million
14 five hundred twelve thousand one hundred ninety dollars
15 (\$1,512,190.00) or as much thereof as is necessary to carry
16 out the purpose of this subsection. Unexpended funds
17 appropriated under this subsection shall revert to water
18 development account I on July 1, ~~2025-2026~~;

19

20 **99-3-2404. Level III construction projects - new**
21 **development.**

22

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

1

2 (iv) Total project budget: ~~Eleven million one~~
3 ~~hundred ninety thousand dollars (\$11,190,000.00)~~ Twenty
4 million one hundred twenty thousand dollars
5 (\$20,120,000.00);

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, construction engineering and
11 construction of the project an amount not to exceed ~~seven~~
12 ~~million four hundred ninety seven thousand three hundred~~
13 ~~dollars (\$7,497,300.00) or sixty seven percent (67%)~~ eleven
14 million nine hundred sixty-two thousand three hundred
15 dollars (\$11,962,300.00) or fifty-nine and five tenths
16 percent (59.5%) of the actual development costs, whichever
17 is less;

18

19 (vi) Appropriation: There is appropriated from
20 water development account I to the commission ~~seven million~~
21 ~~four hundred ninety seven thousand three hundred dollars~~
22 ~~(\$7,497,300.00)~~ eleven million nine hundred sixty-two
23 thousand three hundred dollars (\$11,962,300.00) or as much

1 thereof as is necessary to carry out the purpose of this
2 subsection. Unexpended funds appropriated under this
3 subsection shall revert to water development account I on
4 July 1, ~~2026~~2028;

5

6 (vii) Special conditions: The sponsor is
7 responsible for acquiring ~~thirty-three percent (33%)~~forty
8 and five tenths percent (40.5%) of the total project budget
9 from other sources.

10

11 **99-3-2406. Level III construction projects -**
12 **rehabilitation.**

13

14 (h) Project - Eden Valley Irrigation District System
15 Improvements 2019:

16

17 (iii) Project description: Design and
18 construction of ~~canal lining,~~ sandtrap structure and
19 appurtenances necessary to make the project function in the
20 manner intended;

21

1 (iv) Total project budget: ~~Six hundred fifty~~
2 ~~thousand dollars (\$650,000.00)~~ One million four hundred
3 four thousand dollars (\$1,404,000.00);

4
5 (v) Project grant: The state of Wyoming shall
6 grant to the sponsor from water development account II
7 through the commission for the design, permit procurement,
8 project land procurement, construction engineering and
9 construction of the project an amount not to exceed three
10 hundred fifty-one thousand dollars (\$351,000.00) or ~~fifty-~~
11 ~~four percent (54%)~~ twenty-five percent (25%) of the actual
12 development costs, whichever is less;

13
14 (vi) Appropriation: There is appropriated from
15 water development account II to the commission three
16 hundred fifty-one thousand dollars (\$351,000.00) or as much
17 thereof as is necessary to carry out the purpose of this
18 subsection. Unexpended funds appropriated under this
19 subsection shall revert to water development account II on
20 July 1, ~~2026-2028~~;

21

22 (vii) Special conditions:

23

1 (A) The sponsor is responsible for
2 acquiring ~~forty-six percent (46%)~~ seventy-five percent
3 (75%) of the total project budget from other sources;

4

5 **99-3-2503. Level III construction projects new**
6 **development.**

7

8 (f) Project - Gillette Regional Extensions Phase V
9 2020:

10

11 (vi) Appropriation: There is appropriated from
12 water development account I to the commission three million
13 eighty-eight thousand seven hundred dollars (\$3,088,700.00)
14 or as much thereof as is necessary to carry out the purpose
15 of this subsection. Unexpended funds appropriated under
16 this subsection shall revert to water development account I
17 on July 1, ~~2025~~2027;

18

19 **99-3-2504. Level III construction projects -**
20 **rehabilitation.**

21

22 (g) Project - Enterprise Watershed Improvement
23 District Canal Lining 2020:

1

2

(vii) Appropriation: There is appropriated from water development account II to the commission six hundred ten thousand dollars (\$610,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2025~~ 2027.

9

10

(j) Project - Laramie Valley Diversion Structure
2020:

11

12

13

(vii) Appropriation: There is appropriated from water development account II to the commission one million eight hundred fifty thousand dollars (\$1,850,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, ~~2025~~ 2027.

20

21

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

22

23

1 (d) Project - Lander Well and Transmission Pipeline
2 2021:

3
4 (iv) Total project budget: ~~One million three~~
5 ~~hundred twenty thousand dollars (\$1,320,000.00)~~ Two million
6 eight hundred fifty-seven thousand four hundred dollars
7 (\$2,857,400.00);

8
9 (v) Project grant: The state of Wyoming shall
10 grant to the sponsor from water development account I
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 ~~eight~~
14 ~~hundred eighty four thousand four hundred dollars~~
15 ~~(\$884,400.00)~~ one million nine hundred fourteen thousand
16 four hundred fifty-eight dollars (\$1,914,458.00) or sixty-
17 seven percent (67%) of the actual development costs,
18 whichever is less;

19
20 (vi) Appropriation: There is appropriated from
21 water development account I to the commission ~~eight hundred~~
22 ~~eighty four thousand four hundred dollars (\$884,400.00)~~ one
23 million nine hundred fourteen thousand four hundred fifty-

1 eight dollars (\$1,914,458.00) or as much thereof as is
2 necessary to carry out the purpose of this subsection.
3 Unexpended funds appropriated under this subsection shall
4 revert to water development account I on July 1, ~~2026~~2028;

5

6 **99-3-2803. Level III construction projects new**
7 **development.**

8

9 (f) Project South End Water Users ISD Pipeline
10 2023:

11

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

16

17 (iv) Total project budget: ~~Four hundred fifty-~~
18 ~~nine thousand four hundred three dollars (\$459,403.00)~~ Five
19 million five hundred forty-eight thousand four hundred
20 three dollars (\$5,548,403.00);

21

22 (v) Project grant: The state of Wyoming shall
23 grant to the sponsor from water development account I

1 through the commission for the design, permit procurement,
2 project land procurement and ~~pre-construction~~ construction
3 engineering and construction of the project an amount not
4 to exceed ~~three hundred seven thousand eight hundred~~
5 ~~dollars (\$307,800.00)~~ three million seven hundred seventeen
6 thousand four hundred thirty dollars (\$3,717,430.00) or
7 sixty-seven percent (67%) of these actual development
8 costs, whichever is less;

9
10 (vi) Appropriation: There is appropriated from
11 water development account I to the commission ~~three hundred~~
12 ~~seven thousand eight hundred dollars (\$307,800.00)~~ three
13 million seven hundred seventeen thousand four hundred
14 thirty dollars (\$3,717,430.00) or as much thereof as is
15 necessary to carry out the purpose of this subsection.
16 Unexpended funds appropriated under this subsection shall
17 revert to water development account I on July 1, 2028;

18

19 **Section 3.**

20

21 (a) The Wyoming water development commission is
22 hereby authorized to transfer four million two hundred
23 thousand dollars (\$4,200,000.00) from water development

1 account I created by W.S. 41-2-124(a)(i) to water
2 development account II created by W.S. 41-2-124(a)(ii).

3

4 (b) In accordance with W.S. 41-2-115(c), upon a
5 finding that the transfer of test wells, Belvoir No. 5 and
6 Belvoir No. 6, developed as part of the level II
7 feasibility study authorized under 2004 Wyoming Session
8 Laws Chapter 34, Section 4, to the Cheyenne Board of Public
9 Utilities (BOPU) is desirable and in the public interest
10 and that BOPU is capable of constructing, operating and
11 maintaining the project and accomplishing the public
12 interest, the water development commission shall transfer
13 to BOPU test wells, Belvoir No. 5 and Belvoir No. 6,
14 developed as part of a level II feasibility study for
15 further development by BOPU, provided the Cheyenne Board of
16 Public Utilities agrees to terms outlined by the commission
17 for reimbursement of the expense of predevelopment costs,
18 an amount which shall be not less than two hundred eighteen
19 thousand dollars (\$218,000.00), payment for property and
20 assurances of construction, operation and maintenance of
21 the test wells, Belvoir No. 5 and Belvoir No. 6 in
22 compliance with all applicable state and federal laws.

23

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

5

6

(END)