

ENROLLED ACT NO. 50, SENATE

FIFTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING
2004 BUDGET SESSION

AN ACT relating to water development projects; authorizing construction of designated water projects; describing projects; specifying terms and conditions of funding for projects; providing appropriations; modifying project descriptions and terms of appropriations for various specified prior projects; and providing for an effective date.

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

Section 1. W.S. 99-3-901 through 99-3-904 are created to read:

ARTICLE 9
2004 CONSTRUCTION PROJECTS
[AUTHORIZATION FOR 2004 CONSTRUCTION PROJECTS]

99-3-901. Definitions.

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

99-3-902. General authorization.

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

[2004 NEW DEVELOPMENT PROJECTS]

99-3-903. Level III construction projects - new development.

(a) Authorization is granted for the Level III new development construction projects identified in this section subject to the general conditions specified in W.S. 99-3-103.

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(b) Project - Bedford Water Tank Project:

(i) Project sponsor: Bedford Water and Sewer District;

(ii) Project purpose: Rural domestic water supply;

(iii) Project description: Design and construction of a new water storage tank and appurtenances necessary to make the project function in the manner intended;

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

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering, and construction of the project an amount not to exceed five hundred thousand dollars (\$500,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission five hundred thousand dollars (\$500,000.00) 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 I on July 1, 2008;

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

(c) Project - Casper Raw Water Supply Project:

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- (i) Project sponsor: City of Casper;
- (ii) Project purpose: Municipal raw water supply;
- (iii) Project description: Sedimentation pond, pipelines, pumps and appurtenances necessary to make the project complete and function in the manner intended;
- (iv) Total project budget: Nine hundred five thousand dollars (\$905,000.00);
- (v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed four hundred fifty-two thousand five hundred dollars (\$452,500.00) or fifty percent (50%) of the actual development costs, whichever is less;
- (vi) Appropriation: There is appropriated from water development account I to the commission four hundred fifty-two thousand five hundred dollars (\$452,500.00) 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 I on July 1, 2008; and
- (vii) Special condition: The sponsor is responsible for acquiring fifty percent (50%) of the total project budget from other sources.

(d) Project - Dayton Well Purchase and Mitigation Project:

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- (i) Project sponsor: Town of Dayton;
- (ii) Project purpose: Municipal, rural domestic water supply;
- (iii) Project description: Transfer of the well that was drilled during a Level II Groundwater Exploration Program and to plant trees to serve as project mitigation and appurtenances necessary to make the project function in the manner intended;
- (iv) Total project budget: Six thousand dollars (\$6,000.00);
- (v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the planting of trees to meet mitigation requirements of the water supply project an amount not to exceed three thousand dollars (\$3,000.00) or fifty percent (50%) of the actual costs, whichever is less;
- (vi) Appropriation: There is appropriated from water development account I to the commission three thousand dollars (\$3,000.00) 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 I on July 1, 2008;
- (vii) Special conditions:
 - (A) The sponsor is responsible for acquiring fifty percent (50%) of the total project budget from other sources;

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(B) The sponsor shall purchase the well completed during the Level II study for a price not to exceed one hundred seventy-seven thousand five hundred dollars (\$177,500.00) or fifty percent (50%) of the actual construction costs of the groundwater well completed during the Level II study, whichever is less. The sponsor may purchase the well with a lump sum payment or with amortized payments for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor at an interest rate of six percent (6%). In either event, the well purchase agreement shall be completed prior to completing the mitigation measures.

(e) Project - Dubois SCADA Project:

(i) Project sponsor: Town of Dubois;

(ii) Project purpose: Municipal water supply;

(iii) Project description: Construction and installation of a new supervisory control and data acquisition system to replace the worn and outdated control system for the town's water system and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Ninety thousand dollars (\$90,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, construction engineering, project land procurement, and construction of the project an amount not to exceed forty-five thousand dollars (\$45,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

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(vi) Appropriation: There is appropriated from water development account I to the commission forty-five thousand dollars (\$45,000.00) 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 I on July 1, 2008; and

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

(f) Project - Grieve and Cottonwood Creek Dams Project:

(i) Project sponsor: Little Snake River Conservation District and the Savery Little Snake Water Conservancy District;

(ii) Project purpose: Agricultural water supply;

(iii) Project description: Reconstruction of Grieve Reservoir within the Little Snake River drainage and a new reservoir within the Cottonwood Creek drainage and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Five million eight hundred thousand dollars (\$5,800,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed two million nine hundred thousand dollars (\$2,900,000.00) or

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fifty percent (50%) of the actual development costs,
whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two million nine hundred thousand dollars (\$2,900,000.00) 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 I on July 1, 2010; and

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

(g) Project - Sleepy Hollow Project:

(i) Project sponsor: Central Campbell County Improvement and Service District;

(ii) Project purpose: Rural/domestic water supply;

(iii) Project description: Pipelines to connect a well to the existing system and appurtenances necessary to make the project complete and function in the manner intended;

(iv) Total project budget: Four hundred thousand dollars (\$400,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed two

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hundred thousand dollars (\$200,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two hundred thousand dollars (\$200,000.00) 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 I on July 1, 2008; and

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

(h) Project - Sunset Pipeline Project:

(i) Project sponsor: Sunset Water District;

(ii) Project purpose: Rural domestic water supply;

(iii) Project description: The project includes construction of a pipeline to connect to the City of Newcastle's water system and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Four hundred twenty-five thousand dollars (\$425,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed two hundred twelve thousand five hundred dollars (\$212,500.00)

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or fifty percent (50%) of the actual development costs,
whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission two hundred twelve thousand five hundred dollars (\$212,500.00) 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 I on July 1, 2008; and

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

[REHABILITATION CONSTRUCTION PROJECTS]

99-3-904. Level III construction projects-rehabilitation.

(a) Authorization is granted for the Level III rehabilitation construction projects identified in this section, subject to the general conditions specified in W.S. 99-3-104.

(b) Project - Albin Pipelines and Well Rehabilitation:

(i) Project sponsor: Town of Albin;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Rehabilitation of existing wells and construction of a new pipeline from the Station Well to their 100,000 gallon elevated storage tank

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

(iv) Total project budget: Four hundred thirty thousand dollars (\$430,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering, and construction of the project an amount not to exceed two hundred fifteen thousand dollars (\$215,000.00) or fifty percent (50%) of the actual development costs, whichever is less; and

(vi) Appropriation: There is appropriated from water development account II to the commission two hundred fifteen thousand dollars (\$215,000.00) 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, 2008; and

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

(c) Project - Casper Alcova Rehabilitation Project:

(i) Project sponsor: Casper Alcova Irrigation District;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: Repair and replacement of aged open ditch drop structures with new

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drop structures and headwalls, replacement of open ditches with plastic pipe and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million one hundred ninety thousand dollars (\$1,190,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by the commission an amount not to exceed five hundred ninety-five thousand dollars (\$595,000.00) or one hundred percent (100%) of the cost of the materials, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission five hundred ninety-five thousand dollars (\$595,000.00) 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, 2010; and

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

(d) Project - Gillette Madison and Pine Ridge Tanks Project:

(i) Project sponsor: City of Gillette;

(ii) Project purpose: Municipal water supply;

(iii) Project description: Design and construction of new, redundant water storage tanks that are

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needed to facilitate maintenance of the existing storage tanks and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million one hundred thousand dollars (1,100,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed five hundred fifty thousand dollars (\$550,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission five hundred fifty thousand dollars (\$550,000.00) 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, 2008; and

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

(e) Project - Glenrock Sunup Ridge Tank Rehabilitation Project:

(i) Project sponsor: Town of Glenrock;

(ii) Project purpose: Municipal water supply;

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(iii) Project description: Rehabilitation of the town's Sunup Ridge tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Two hundred sixty-five thousand five hundred dollars (\$265,500.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed one hundred thirty-two thousand seven hundred fifty dollars (\$132,750.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission one hundred thirty-two thousand seven hundred fifty dollars (\$132,750.00) 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, 2008; and

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

(f) Project - Guernsey Tanks and Pipelines Project:

(i) Project sponsor: Town of Guernsey;

(ii) Project purpose: Municipal water supply;

(iii) Project description: The project will rehabilitate the town's water storage facilities, provide

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for an emergency connection to the Wyoming Army National Guard Camp, replace undersized and aged transmission mains and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million two hundred thirty thousand dollars (\$1,230,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed six hundred fifteen thousand dollars (\$615,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission six hundred fifteen thousand dollars (\$615,000.00) 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, 2008; and

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

(g) Project - Heart Mountain Pipe Conversion Project:

(i) Project sponsor: Heart Mountain Irrigation District;

(ii) Project purpose: Agriculture water supply;

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(iii) Project description: The project will replace open ditch laterals with piped laterals and includes the replacement of ditch turnouts, head gates and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million two hundred four thousand two hundred twenty dollars (\$1,204,220.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by the commission an amount not to exceed six hundred two thousand one hundred ten dollars (\$602,110.00) or one hundred percent (100%) of the cost of the materials, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission six hundred two thousand one hundred ten dollars (\$602,110.00) 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, 2010;

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

(h) Project - Hidden Valley Pipelines Project:

(i) Project sponsor: Midvale Irrigation District;

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(ii) Project purpose: Agriculture water supply;

(iii) Project description: The project entails replacing open ditches with piped laterals and miscellaneous appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Three million four hundred twenty-six thousand three hundred four dollars (\$3,426,304.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by the commission an amount not to exceed one million four hundred seventy-four thousand one hundred three dollars (\$1,474,103.00) or one hundred percent (100%) of the cost of the materials, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission one million four hundred seventy-four thousand one hundred three dollars (\$1,474,103.00) 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, 2010;

(vii) Special condition: The sponsor is responsible for acquiring the balance of the total project budget from other sources.

(j) Project - Lake Hattie Dam Rehabilitation Project:

(i) Project sponsor: Pioneer Canal-Lake Hattie Irrigation District;

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(ii) Project purpose: Agriculture water supply;

(iii) Project description: Replacing the existing head gates with a new structure designed to address sediment buildup at the head gates and appurtenances for the project to function in the manner intended;

(iv) Total project budget: One hundred sixty-three thousand dollars (\$163,000.00);

(v) Project loan: The state of Wyoming shall loan to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed eighty-one thousand five hundred dollars (\$81,500.00) or fifty percent (50%) of the actual development costs, whichever is less, for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor, at an annual rate of six percent (6%);

(vi) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed eighty-one thousand five hundred dollars (\$81,500.00) or fifty percent (50%) of the actual development costs, whichever is less; and

(vii) Appropriation: There is appropriated from water development account II to the commission one hundred sixty-three thousand dollars (\$163,000.00) or as much thereof as is necessary to carry out the purpose of this

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subsection. Unexpended funds appropriated under this subsection shall revert to water development account II on July 1, 2010.

(k) Project - Saratoga Standpipe Rehabilitation Project:

(i) Project sponsor: The Town of Saratoga and the Carbon County Impact Joint Powers Board;

(ii) Project purpose: Municipal water supply;

(iii) Project description: Rehabilitation of the existing water storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Four hundred thousand dollars (\$400,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed two hundred thousand dollars (\$200,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission two hundred thousand dollars (\$200,000.00) 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, 2008; and

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

(m) Project - Turnerville Water Supply Project:

(i) Project sponsor: Turnerville Water and Sewer District;

(ii) Project purpose: Municipal, rural domestic water supply;

(iii) Project description: Replacing undersized and aged transmission pipelines, spring rehabilitation, construction of a water storage tank and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: One million one hundred seventy-five thousand five hundred dollars (\$1,175,500.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed five hundred eighty-seven thousand seven hundred fifty dollars (\$587,750.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission five hundred eighty-seven thousand seven hundred fifty dollars (\$587,750.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds

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appropriated under this subsection shall revert to water development account II on July 1, 2008; and

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

(n) Project - Wind River Irrigation Project:

(i) Project sponsor: The Joint Business Council for the Eastern Shoshone and Northern Arapaho Tribes;

(ii) Project purpose: Agriculture water supply;

(iii) Project description: The rehabilitation of the irrigation delivery system and appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: Seven million dollars (\$7,000,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering, and construction of the project an amount not to exceed three million five hundred thousand dollars (\$3,500,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission three million five hundred thousand dollars (\$3,500,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. Unexpended funds appropriated under this

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subsection shall revert to water development account II on July 1, 2010; and

(vii) Special conditions:

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

(B) The construction, interpretation and enforcement of the contract described in W.S. 99-3-102 entered into between the state and the sponsor shall be governed by the laws of the state of Wyoming. In the event of a dispute between the contract parties, unexpended funds may be withheld until the dispute is resolved. Prior to seeking resolution, disputes may first be submitted to nonbinding arbitration. The courts of the state of Wyoming shall have jurisdiction over the contract between the state and the sponsor. The venue for any action shall reside in the courts of the state of Wyoming.

[AMENDMENTS TO PRIOR PROJECTS]

Section 2. [Amendments to the Washakie Rural Water Supply Project] W.S. 99-3-303(k)(v), (vi) and (vii)(A) is amended to read:

99-3-303. Level III construction projects - new development.

(k) Project - Washakie Rural Water Supply Project:

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

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construction of the project an amount not to exceed eight million four hundred sixty thousand dollars (\$8,460,000.00) or ~~sixty percent (60%)~~ sixty-seven percent (67%) of the actual development costs, whichever is less; (Laws 2001, Ch. 2, § 6; 2003, Ch. 69, § 5.)

(vi) Appropriation: There is appropriated from water development account I to the commission eight million four hundred sixty thousand dollars (\$8,460,000.00) 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 I on July 1, ~~2006~~ 2010; (Laws 2001, Ch. 2, § 6; 2003, Ch. 69, § 5.)

(vii) Special conditions:

(A) The sponsor is responsible for acquiring ~~forty percent (40%)~~ thirty-three percent (33%) of the total project budget from other sources;

Section 3. [Amendments to the Bairoil Water Supply Project] W.S. 99-3-403(c)(iii) and (vi) is amended to read:

99-3-403. Level III construction projects - new development.

(c) Project - Bairoil Water Supply Project:

(iii) Project description: A well, pipeline, storage facilities, valves, the deepening of an existing raw water well and appurtenances necessary to make the project function in the manner intended;

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(vi) Appropriation: There is appropriated from water development account I to the commission four hundred eighty thousand dollars (\$480,000.00) 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 I on July 1, ~~2004-2008~~;

Section 4. [Amendments to the Newcastle Water Supply Project] W.S. 99-3-403(k) (vii) is amended to read:

99-3-403. Level III construction projects - new development.

(k) Project - Newcastle Water Supply Project:

(vii) Appropriation: There is appropriated from water development account I to the commission two million two hundred thousand dollars (\$2,200,000.00) 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 I on July 1, ~~2004-2006~~.

Section 5. [Amendments to Goshen Irrigation District Water System Rehabilitation Project] W.S. 99-3-404(d) (iv) through (vi) is amended to read:

99-3-404. Level III construction projects - rehabilitation.

(d) Project - Goshen Irrigation District Water System Rehabilitation Project:

(iv) Total project budget: ~~Three million four hundred fifty-two thousand dollars (\$3,452,000.00)~~ Four

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million four hundred fifty-two thousand dollars
(\$4,452,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the purchase of project materials as supported by vendor invoices and approved by the commission an amount not to exceed ~~one million seven hundred twenty-six thousand dollars (\$1,726,000.00)~~ two million two hundred twenty-six thousand dollars (\$2,226,000.00) or one hundred percent (100%) of the materials cost, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~one million seven hundred twenty-six thousand dollars (\$1,726,000.00)~~ two million two hundred twenty-six thousand dollars (\$2,226,000.00) 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, ~~2004-2010~~;

Section 6. [Amendments to Powell Water Supply Rehabilitation Project] W.S. 99-3-504(m) (iv) through (vi) is amended to read:

99-3-504. Level III construction projects - rehabilitation.

(m) Project - Powell Water Supply Rehabilitation Project:

(iv) Total project budget: ~~One million nine hundred twenty-six thousand dollars (\$1,926,000.00)~~ Two million three hundred twenty-six thousand dollars

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(\$2,326,000.00); (Laws 2002, Ch. 88, § 15; 2003, Ch. 69, § 9.)

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the right-of-way acquisition, final design, plans and specifications, construction engineering and construction of the project an amount not to exceed ~~nine hundred sixty-three thousand dollars (\$963,000.00)~~ one million one hundred sixty-three thousand dollars (\$1,163,000.00) or fifty percent (50%) of the actual development costs, whichever is less; (Laws 2002, Ch. 88, § 15; 2003, Ch. 69, § 9.)

(vi) Appropriation: There is appropriated from water development account II to the commission ~~nine hundred sixty-three thousand dollars (\$963,000.00)~~ one million one hundred sixty-three thousand dollars (\$1,163,000.00) 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, ~~2007~~ 2008; and (Laws 2002, Ch. 88, § 15; 2003, Ch. 69, § 9.)

Section 7. [Amendments to Riverton Raw Water Supply Rehabilitation Project] W.S. 99-3-504(n)(iii) through (vi) is amended to read:

99-3-504. Level III construction projects - rehabilitation.

(n) Project - Riverton Raw Water Supply Rehabilitation Project:

(iii) Project description: Project construction, including final design services, plans and specifications,

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for rehabilitating a raw water conveyance system which serves the Riverton Valley Irrigation District, the LeClair Irrigation District, and the City of Riverton and for appurtenances necessary to make the project function in the manner intended;

(iv) Total project budget: ~~One hundred seventy thousand dollars (\$170,000.00)~~ Two million one hundred seventy-three thousand dollars (\$2,173,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for the final design, plans and specifications for the project, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~eighty-five thousand dollars (\$85,000.00)~~ one million eighty-six thousand five hundred dollars (\$1,086,500.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~eighty-five thousand dollars (\$85,000.00)~~ one million eighty-six thousand five hundred dollars (\$1,086,500.00) 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, ~~2005-2010~~;

Section 8. [Amendments to Big Horn Regional Water Supply Project] W.S. 99-3-703(c)(iv) through (vi) is amended to read:

99-3-703. Level III construction projects - new development.

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(c) Project - Big Horn Regional Joint Powers Board Pipeline Project:

(iv) Total project budget: ~~Eleven million dollars (\$11,000,000.00)~~ Twenty-eight million five hundred fifty thousand dollars (\$28,550,000.00);

(v) Project grant: The state of Wyoming shall grant to the sponsor from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering, and construction of ~~a~~ the project an amount not to exceed ~~five million five hundred thousand dollars (\$5,500,000.00)~~ nineteen million one hundred twenty-eight thousand five hundred dollars (\$19,128,500.00) or ~~fifty percent (50%)~~ sixty-seven percent (67%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission ~~five million five hundred thousand dollars (\$5,500,000.00)~~ nineteen million one hundred twenty-eight thousand five hundred dollars (\$19,128,500.00) 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 I on July 1, ~~2007~~ 2010;

Section 9. [Amendments to Byron Raw Water Supply Project] W.S. 99-3-804(d) (iv) through (vii) is amended to read:

99-3-804. Level III construction projects - rehabilitation.

(d) Project - Byron Raw Water Supply Project:

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(iv) Total project budget: ~~One million one hundred forty thousand dollars (\$1,140,000.00)~~ Two million eighty thousand dollars (\$2,080,000.00);

(v) Project loan: The state of Wyoming shall loan to the sponsor from water development account II through the commission for the design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed ~~three hundred forty-two thousand dollars (\$342,000.00)~~ six hundred twenty-four thousand dollars (\$624,000.00) or thirty percent (30%) of the actual development costs, whichever is less, for a term of thirty (30) years from the date the commission determines project benefits accrue to the sponsor, at an annual interest rate of six percent (6%);

(vi) Project grant: The state of Wyoming shall grant to the sponsor from water development account II through the commission for design, permit procurement, construction engineering, project land procurement and construction of the project an amount not to exceed ~~five hundred seventy thousand dollars (\$570,000.00)~~ one million forty thousand dollars (\$1,040,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vii) Appropriation: There is appropriated from water development account II to the commission ~~nine hundred twelve thousand dollars (\$912,000.00)~~ one million six hundred sixty-four thousand dollars (\$1,664,000.00) 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, 2008; and

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Section 10. [Amendments to Small Water Development Projects] W.S. 99-3-703(j)(iii) through (vii) is amended to read:

99-3-703. Level III construction projects - new development.

(j) Project - Small Water Development Projects:

(iii) Project description: Construction of small dams, windmills, spring development, pipelines, etc., to impound, develop and convey water for livestock, wildlife, irrigation, environmental and recreational purposes;

(iv) Total project budget: ~~One million dollars (\$1,000,000.00)~~ Two million five hundred thousand dollars (\$2,500,000.00);

(v) Project grant: The state of Wyoming shall grant to sponsors from water development account I through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~five hundred thousand dollars (\$500,000.00)~~ one million two hundred fifty thousand dollars (\$1,250,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account I to the commission ~~five hundred thousand dollars (\$500,000.00)~~ one million two hundred fifty thousand dollars (\$1,250,000.00) or as much thereof as is necessary to carry out the purpose of this subsection. The funds appropriated shall not lapse at the end of any fiscal period but shall carry over until expended or reverted by the legislature to water development account I;

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(vii) Definition: "Small project" means a project where estimated construction costs, permit procurement, construction engineering and project land procurement are ~~fifty thousand dollars (\$50,000.00)~~ one hundred thousand dollars (\$100,000.00) or where the maximum financial contribution from the commission is twenty-five thousand dollars (\$25,000.00) or less;

Section 11. [Amendments to Small Water Development Projects] W.S. 99-3-704(g) (iv) through (vii) is amended to read:

99-3-704. Level III construction projects - rehabilitation.

(g) Project - Small Water Development Projects:

(iv) Total project budget: ~~One million dollars (\$1,000,000.00)~~ Two million five hundred thousand dollars (\$2,500,000.00);

(v) Project grant: The state of Wyoming shall grant to sponsors from water development account II through the commission for the design, permit procurement, project land procurement, construction engineering and construction of the project an amount not to exceed ~~five hundred thousand dollars (\$500,000.00)~~ one million two hundred fifty thousand dollars (\$1,250,000.00) or fifty percent (50%) of the actual development costs, whichever is less;

(vi) Appropriation: There is appropriated from water development account II to the commission ~~five hundred thousand dollars (\$500,000.00)~~ one million two hundred fifty thousand dollars (\$1,250,000.00) or as much thereof as is necessary to carry out the purpose of this

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subsection. The funds appropriated shall not lapse at the end of any fiscal period but shall carry over until expended or reverted by the legislature to water development account II;

(vii) Definition: "Small project" means a project where estimated rehabilitation costs, permit procurement, and project land procurement are ~~fifty thousand dollars (\$50,000.00)~~ one hundred thousand dollars (\$100,000.00) or where the maximum financial contribution from the commission is twenty-five thousand dollars (\$25,000.00) or less;

Section 12. [Amendments to Small Water Development Projects] W.S. 99-3-703(j) (viii) (A) and 99-3-704(g) (viii) (A) are repealed.

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Section 13. This act is effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____
DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk