

Sponsored By: Joint Appropriations Interim Committee

AN ACT relating to abandoned mine land funds; authorizing application for funds; appropriating and specifying authorized use of funds; reappropriating prior authorizations; redirecting prior authorizations; specifying and amending reversion dates for funds; extending the University of Wyoming reclamation and restoration challenge account; and providing for an effective date.

2/8/2016 Bill Number Assigned
 2/9/2016 S Received for Introduction
 2/10/2016 S Introduced and Referred to S02 - Appropriations 30-0-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/12/2016 S02 - Appropriations:Recommend Do Pass 4-1-0-0-0

ROLL CALL

Ayes: Senator(s) Burns, Hastert, Perkins, Ross

Nays: Senator Wasserburger

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

2/12/2016 S Placed on General File

SF0040SW001/ADOPTED

Page 3-line 6 After "(ii)" delete balance of line.
 Page 3-line 7 Delete the line through "\$162,300,000.00)"
 insert "One hundred thirty-eight million one hundred thousand dollars (\$138,100,000.00)".

Page 3-line 13 Delete "and".
 Page 3-line 17 Delete "." insert "; and".
 Page 3-After line 17 Insert:

"(v) Twenty-four million two hundred thousand dollars (\$24,200,000.00) to the department of transportation for relocation, construction or improvement of roads and bridges impacted by mineral development in Campbell county. Funds received pursuant to this paragraph shall be overseen by the department of transportation in consultation with Campbell county and shall only be expended upon:

(A) Campbell county securing funding equal to thirty percent (30%) of the total cost to relocate, construct or improve roads or bridges impacted by mineral development or ten million dollars (\$10,000,000.00), whichever is less, from funding sources not provided by the state of Wyoming;

(B) Campbell county agreeing to secure funding for any project costs that exceed thirty-four million two hundred thousand dollars (\$34,200,000.00)". VON FLATERN

2/15/2016 S COW:Passed
2/16/2016 S 2nd Reading:Laid Back

SF0040S2001/WITHDRAWN

SF0040S2002/ADOPTED

Delete the Von Flatern Committee of the Whole Amendment (SF0040SW001/A) entirely. ROSS, BEBOUT, NICHOLAS, P.

2/17/2016 S 2nd Reading:Passed

SF0040S3001/ADOPTED

Page 2-line 2 Delete "2007" insert "2006". ROSS

2/18/2016 S 3rd Reading:Passed 23-7-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Bebout, Boner, Burns, Christensen, Coe, Cooper, Dockstader, Driskill, Emerich, Geis, Hicks, Johnson, Kinskey, Landen, Nicholas, P., Pappas, Perkins, Peterson, Ross, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Barnard, Case, Craft, Esquibel, F., Hastert, Meier, Rothfuss

Ayes 23 **Nays** 7 **Excused** 0 **Absent** 0 **Conflicts** 0

2/19/2016 H Received for Introduction
2/22/2016 H Introduced and Referred to H02 - Appropriations
2/23/2016 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Burkhardt, Connolly, Greear, Harshman, Moniz, Nicholas, B., Stubson

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

2/23/2016 H Placed on General File

SF0040HS001/ADOPTED (TO ENGROSSED COPY)

Page 1-line 5 After "funds;" insert "extending the University of Wyoming reclamation and restoration challenge account;".

Page 6-After line 8 Insert:

"[AML FUNDING-EXTENSION OF UNIVERSITY OF WYOMING RECLAMATION AND RESTORATION CHALLENGE ACCOUNT]

Section 4. W.S. 21-16-1601(a)(ii) and 21-16-1602(b) are amended to read:

21-16-1601. Definitions.

(a) As used in this article:

(ii) "Qualifying contribution" means a transfer of money or other property of a value of not less than one hundred thousand dollars (\$100,000.00) to the University of Wyoming foundation to be expended by the university exclusively for the Wyoming reclamation and restoration center. The commitment for a qualifying contribution or

the contribution itself shall be made in the period beginning July 1, 2011 and ending June 30, ~~2016-2018~~. The contribution shall be actually received by the University of Wyoming foundation on or before June 30, ~~2018-2020~~.

21-16-1602. University reclamation and restoration challenge account.

(b) All investment earnings from funds in the account shall be credited to the account. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) or 9-4-207, funds within the account shall not lapse or revert until June 30, ~~2020-2022~~. Until reverted, funds within the account are continuously appropriated and shall remain available for distribution as provided in this article."

Page 6-line 12 Delete "4" insert "5".
Page 8-line 22 Delete "5" insert "6".
Page 9-line 20 Delete "6" insert "7".
Page 10-line 5 Delete "7" insert "8". HARSHMAN, CHAIRMAN

2/24/2016 H COW:Passed

SF0040H2001/ADOPTED (TO ENGROSSED COPY)

Page 6-line 10 Delete "EXTENTION" insert "EXTENSION".
CONNOLLY

**SF0040H2002/ADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)**

Page 2-line 22 Delete "Seventy-six million five hundred thousand".
Page 2-line 23 Delete "dollars (\$76,500,000.00)" insert "Sixty-eight million three hundred forty thousand dollars (\$68,340,000.00)".
Page 3-line 17 Delete "." insert ";".
Page 3-After line 17 Insert:

"(v) Two million nine hundred fifty thousand dollars (\$2,950,000.00) to the department of environmental quality for the planning and design of segments two (2), three (3) and four (4) of the Bitter Creek restoration project near Rock Springs;

(vi) Four million two hundred ten thousand dollars (\$4,210,000.00) to the department of environmental quality for the construction segment one (1) of the Bitter Creek restoration project near Rock Springs." BAKER

2/25/2016 H 2nd Reading:Passed

SF0040H3001/FAILED (TO ENGROSSED COPY)

Delete the Baker second reading amendment (SF0040H2002/ACE) entirely.
NICHOLAS, B.

SF0040H3002/WITHDRAWN

**SF0040H3003/ADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)**

Delete the Baker second reading amendment (SF0040H2002/ACE) entirely.
Further amend as follows:

Page 2-line 22 Delete "Seventy-six million five hundred thousand".

Page 2-line 23 Delete "dollars (\$76,500,000.00)" insert
"Sixty-nine million three hundred forty
thousand dollars (\$69,340,000.00)".

Page 3-line 17 Delete "." insert ";".

Page 3-After line 17 Insert:

"(v) Two million nine hundred fifty thousand dollars
(\$2,950,000.00) to the department of environmental quality for the
planning and design of segments two (2), three (3) and four (4) of the
Bitter Creek restoration project near Rock Springs;

(vi) Four million two hundred ten thousand dollars
(\$4,210,000.00) to the department of environmental quality for the
construction segment one (1) of the Bitter Creek restoration project
near Rock Springs.

(c) Funds appropriated pursuant to paragraphs (v) and (vi) of
the subsection shall only be used for reclamation activities and shall
not be expended for purposes of beautification or the acquisition of
private property.". BAKER

2/26/2016 H 3rd Reading:Passed 54-5-1-0-0

ROLL CALL

Ayes: Representative(s) Allen, Baker, Baldwin, Barlow, Berger,
Blackburn, Blake, Brown, Burkhart, Byrd, Campbell, Clem, Connolly,
Dayton, Edmonds, Edwards, Eklund, Esquibel, K., Freeman, Gay, Greear,
Halverson, Harvey, Hunt, Jaggi, Jennings, Kasperik, Kinner, Kirkbride,
Kroeker, Krone, Larsen, Laursen, Lindholm, Loucks, Madden, McKim,
Miller, Moniz, Nicholas, B., Paxton, Pelkey, Petroff, Piiparinen,
Pownall, Reeder, Schwartz, Sommers, Steinmetz, Stubson, Throne, Wilson,
Zwonitzer, Dn., Zwonitzer, Dv.

Nays: Representative(s) Cannady, Harshman, Lockhart, Northrup, Walters

Excused: Representative Winters

Ayes 54 **Nays** 5 **Excused** 1 **Absent** 0 **Conflicts** 0

3/1/2016 S Received for Concurrence

3/1/2016 S Concur:Failed 10-20-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Boner, Cooper, Craft, Hastert, Hicks,
Meier, Rothfuss, Scott, Von Flatern

Nays: Senator(s) Barnard, Bebout, Burns, Case, Christensen, Coe,
Dockstader, Driskill, Emerich, Esquibel, F., Geis, Johnson, Kinskey,
Landen, Nicholas, P., Pappas, Perkins, Peterson, Ross, Wasserburger

Ayes 10 **Nays** 20 **Excused** 0 **Absent** 0 **Conflicts** 0

3/1/2016 S Appointed JCC01 Members

Senator(s) Ross, Barnard, Bebout

3/2/2016 H Appointed JCC01 Members

Representative(s) Nicholas, B., Baker, Stubson

3/3/2016 S Adopted SF0040JC001: 27-2-1-0-0

SF0040JC001/SADOPTED (TO ENGROSSED COPY)

Adopt the following House amendments:

SF0040H2001/AE

SF0040HS001/AE

Delete the following House amendments:

SF0040H3003/ACE

Further amend the ENGROSSED copy as follows:

Page 9-After line 19 Insert:

"Section 7.

(a) The department of environmental quality shall provide assistance to the City of Rock Springs, Sweetwater County or any other appropriate governmental entity for development and submittal of applications to the federal office of surface mining for the Bitter Creek restoration project to receive funding under the abandoned mine reclamation program pursuant to the state implementation plan created by W.S. 35-11-1202.

(b) The department of environmental quality shall provide assistance to the City of Rock Springs, Sweetwater County or any other appropriate governmental entity for development and submittal of applications for the governor's consideration for funding of the Bitter Creek restoration project as provided by W.S. 35-11-1202(c).

(c) The department of environmental quality is authorized to submit a new grant application to the federal office of surface mining in an amount not to exceed one million five hundred thousand dollars (\$1,500,000.00) from any unexpended, unobligated funds reverted from appropriations in section 2(a)(ii) and (iii) and section 4(a) of this act for the planning and design of segments two (2), three (3) and four (4) of the Bitter Creek restoration project near Rock Springs and for the construction segment one (1) of the Bitter Creek restoration project near Rock Springs. Any unexpended, unobligated funds from appropriations in section 2(a)(ii) and (iii) and section 4(a) of this act shall be reverted by notifying the department of environmental quality of the unexpended, unobligated funds upon completion of the project or purposes for which the appropriations were made."

Renumber as necessary. ROSS, BARNARD, BEBOUT, NICHOLAS, B., BAKER, STUBSON

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Case, Meier

Excused: Senator Landen

Ayes 27 **Nays** 2 **Excused** 1 **Absent** 0 **Conflicts** 0

3/3/2016 S Adopted SF0040JC001: 27-2-1-0-0

3/4/2016 Rescind original vote pursuant to SR 12-11: 29-0-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Meier, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Landen

Ayes 29 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

3/4/2016 S Adopted SF0040JC001: 27-2-1-0-0

SF0040JC001/SADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)

Adopt the following House amendments:

SF0040H2001/AE

SF0040HS001/AE

Delete the following House amendments:

SF0040H2002/ACE

SF0040H3003/ACE

Further amend the ENGROSSED copy as follows:

Page 9-After line 19 Insert:

"Section 7.

(a) The department of environmental quality shall provide assistance to the City of Rock Springs, Sweetwater County or any other appropriate governmental entity for development and submittal of applications to the federal office of surface mining for the Bitter Creek restoration project to receive funding under the abandoned mine reclamation program pursuant to the state implementation plan created by W.S. 35-11-1202.

(b) The department of environmental quality shall provide assistance to the City of Rock Springs, Sweetwater County or any other appropriate governmental entity for development and submittal of applications for the governor's consideration for funding of the Bitter Creek restoration project as provided by W.S. 35-11-1202(c).

(c) The department of environmental quality is authorized to submit a new grant application to the federal office of surface mining in an amount not to exceed one million five hundred thousand dollars (\$1,500,000.00) from any unexpended, unobligated funds reverted from appropriations in section 2(a)(ii) and (iii) and section 4(a) of this act for the planning and design of segments two (2), three (3) and four (4) of the Bitter Creek restoration project near Rock Springs and for the construction segment one (1) of the Bitter Creek restoration project near Rock Springs. Any unexpended, unobligated funds from appropriations in section 2(a)(ii) and (iii) and section 4(a) of this act shall be reverted by notifying the department of environmental quality of the unexpended, unobligated funds upon completion of the project or purposes for which the appropriations were made."

Renumber as necessary. ROSS, BARNARD, BEBOUT, NICHOLAS, B., BAKER, STUBSON

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Nays: Senator(s) Case, Meier

Excused: Senator Landen

Ayes 27 **Nays** 2 **Excused** 1 **Absent** 0 **Conflicts** 0

3/4/2016 H Adopted SF0040JC001: 53-0-7-0-0

**SF0040JC001/SADOPTEDHADOPTED (TO ENGROSSED COPY)
(CORRECTED COPY)**

Adopt the following House amendments:

SF0040H2001/AE

SF0040HS001/AE

Delete the following House amendments:

SF0040H2002/ACE

SF0040H3003/ACE

Further amend the ENGROSSED copy as follows:

"Section 7.

(a) The department of environmental quality shall provide assistance to the City of Rock Springs, Sweetwater County or any other appropriate governmental entity for development and submittal of applications to the federal office of surface mining for the Bitter Creek restoration project to receive funding under the abandoned mine reclamation program pursuant to the state implementation plan created by W.S. 35-11-1202.

(b) The department of environmental quality shall provide assistance to the City of Rock Springs, Sweetwater County or any other appropriate governmental entity for development and submittal of applications for the governor's consideration for funding of the Bitter Creek restoration project as provided by W.S. 35-11-1202(c).

(c) The department of environmental quality is authorized to submit a new grant application to the federal office of surface mining in an amount not to exceed one million five hundred thousand dollars (\$1,500,000.00) from any unexpended, unobligated funds reverted from appropriations in section 2(a)(ii) and (iii) and section 4(a) of this act for the planning and design of segments two (2), three (3) and four (4) of the Bitter Creek restoration project near Rock Springs and for the construction segment one (1) of the Bitter Creek restoration project near Rock Springs. Any unexpended, unobligated funds from appropriations in section 2(a)(ii) and (iii) and section 4(a) of this act shall be reverted by notifying the department of environmental quality of the unexpended, unobligated funds upon completion of the project or purposes for which the appropriations were made."

Renumber as necessary. ROSS, BARNARD, BEBOUT, NICHOLAS, B., BAKER, STUBSON

ROLL CALL

Ayes: Representative(s) Allen, Baker, Baldwin, Barlow, Berger, Blackburn, Blake, Brown, Burkhardt, Byrd, Campbell, Cannady, Clem, Connolly, Dayton, Edmonds, Eklund, Esquibel, K., Freeman, Gay, Greear, Halverson, Harshman, Harvey, Hunt, Jaggi, Jennings, Kirkbride, Kroeker, Krone, Laursen, Loucks, Madden, McKim, Miller, Moniz, Nicholas, B., Northrup, Paxton, Pelkey, Petroff, Piiparinen, Pownall, Reeder, Schwartz, Sommers, Steinmetz, Stubson, Throne, Wilson, Winters, Zwonitzer, Dn., Zwonitzer, Dv.

Excused: Representative(s) Edwards, Kasperik, Kinner, Larsen, Lindholm, Lockhart, Walters

Ayes 53 **Nays** 0 **Excused** 7 **Absent** 0 **Conflicts** 0

- 3/4/2016 Assigned Number SEA No. 0062
- 3/4/2016 S President Signed SEA No. 0062
- 3/4/2016 H Speaker Signed SEA No. 0062
- 3/15/2016 Governor Signed SEA No. 0062
- 3/16/2016 Assigned Chapter Number