



SF0032

Water permit notice requirements.

Sponsored By: Joint Appropriations Committee

AN ACT relating to water; modifying notice requirements related to water permits; and providing for an effective date.

12/31/2020 Bill Number Assigned
1/12/2021 S Received for Introduction
1/12/2021 S Introduced and Referred to S02 - Appropriations
1/27/2021 S02 - Appropriations:Recommend Do Pass 5-0-0-0

ROLL CALL

Ayes: Senator(s) Gierau, Hicks, Kinskey, Perkins, Steinmetz
Ayes 5 Nays 0 Excused 0 Absent 0 Conflicts 0

1/27/2021 S Placed on General File

SF0032SW001/ADOPTED

Page 1-line 7 After "W.S." insert "41-4-501(a),".

Page 1-after line 8 Insert:

"41-4-501. Permit required prior to construction of ditches, canals or other distributing works; contents of application; unlawful diversion or use of water prohibited; rulemaking authority.

(a) Any person, association or corporation hereafter intending to acquire the right to the beneficial use of the public water of the state of Wyoming shall, before commencing the construction, enlargement or extension of any ditch, canal or other distributing works, or performing any work in connection with said construction, or proposed appropriation, make an application to the state engineer for a permit to make such appropriation. Such application ~~must~~ shall set forth the name, email address and post-office address of the applicant, the source of the water supply, the nature of the proposed use, the location and description of the proposed ditch, canal or other work, the time within which it is proposed to begin construction, the time required for completion of construction and the time required for the complete application of the water to the proposed use. The application shall also state whether the applicant will opt for any notices issued under this article to be delivered only by electronic means. Each applicant shall maintain a current post-office and email address with the state engineer. Any person who shall willfully divert or use water to the detriment of others without compliance with law shall be deemed guilty of a misdemeanor punishable pursuant to W.S. 41-3-616.". KINSKEY

SF0032SW002/ADOPTED

(CORRECTED COPY)

Page 5-line 11 Reinsert stricken "the".

Page 5-line 12 Reinsert stricken language through "by"; after stricken "registered mail," insert "mail or by email,"; reinsert stricken "or if".

Page 5-line 15 Reinsert all stricken language; after "default" insert "on the state engineer's official website and".

Page 5-lines 16 through 20

Reinsert all stricken language; delete all new language. KINSKEY

1/27/2021 S COW:Passed

SF0032S2001/ADOPTED

Page 1-after line 8

In the first Kinskey committee of the whole amendment (SF0032SW001/A) to this line, in W.S. 41-4-501(a) as amended by that amendment, after "name, email address" insert ", if any,"; after "current post-office" insert "address with the state engineer"; before "email address with" insert "shall maintain an"; after "state engineer" insert "if opting for notice only by electronic means under this subsection". KINSKEY

1/28/2021 S 2nd Reading:Passed

1/29/2021 S 3rd Reading:Passed 29-0-0-1-0

ROLL CALL

Ayes: Senator(s) Baldwin, Biteman, Boner, Bouchard, Case, Cooper, Dockstader, Driskill, Ellis, French, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Scott, Steinmetz, Wasserburger

Absent: Senator Anderson

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

1/29/2021 H Received for Introduction

1/29/2021 H Introduced and Referred to H02 - Appropriations

2/2/2021 H02 - Appropriations:Recommend Amend and Do Pass 7-0-0-0-0

ROLL CALL

Ayes: Representative(s) Kinner, Larsen, Nicholas, Schwartz, Simpson, Stith, Walters

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

2/2/2021 H Placed on General File

SF0032HS001/ADOPTED

(TO ENGROSSED COPY)

Page 6-line 22

After "by email," strike all existing language and delete all new language.

Page 6-line 23

Strike "holder is unknown,;" after "engineer shall" insert "notify the permit holder by certified mail to the permit holder's last known address and shall".
NICHOLAS, CHAIRMAN

2/2/2021 H COW:Passed

2/3/2021 H 2nd Reading:Passed

2/4/2021 H 3rd Reading:Passed 60-0-0-0-0

ROLL CALL

Ayes: Representative(s) Andrew, Baker, Banks, Barlow, Bear, Blackburn, Brown, Burkhart, Burt, Clausen, Clifford, Connolly, Crago, Duncan, Eklund, Eyre, Flitner, Fortner, Gray, Greear, Hallinan, Haroldson, Harshman, Heiner, Henderson, Hunt, Jennings, Kinner, Knapp, Larsen, L, Laursen, D, Macguire, Martinez, Neiman, Newsome, Nicholas, Oakley, Obermueller, O'hearn, Olsen,

Ottman, Paxton, Provenza, Roscoe, Schwartz, Sherwood, Simpson, Sommers, Stith, Styvar, Sweeney, Walters, Washut, Western, Wharff, Williams, Wilson, Winter, Yin, Zwonitzer

Ayes 60 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/4/2021 S Received for Concurrence

2/4/2021 S Concur:Passed 29-1-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Baldwin, Biteman, Boner, Bouchard, Case, Cooper, Dockstader, Driskill, Ellis, French, Furphy, Gierau, Hicks, Hutchings, James, Kinskey, Kolb, Kost, Landen, Mckeown, Nethercott, Pappas, Perkins, Rothfuss, Salazar, Schuler, Steinmetz, Wasserburger

Nays: Senator Scott

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

2/4/2021 Assigned Number SEA No. 0008

2/5/2021 S President Signed SEA No. 0008

2/5/2021 H Speaker Signed SEA No. 0008

2/9/2021 Governor Signed SEA No. 0008

2/9/2021 Assigned Chapter Number 26

Chapter No. 26 Session Laws of Wyoming 2021