

SENATE FILE NO. SF0037

Omnibus water bill - planning.

Sponsored by: Select Water Committee

A BILL

for

1 AN ACT relating to water development projects; authorizing
 2 specified level I and level II studies; providing
 3 appropriations; requiring reports; providing for the
 4 reversion of unexpended funds; authorizing unobligated
 5 funds to be used to complete other designated projects as
 6 specified; extending reversion and study dates;
 7 transferring funds from water development account I to
 8 water development account II; and providing for an
 9 effective date.

10

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

12

13 [2021-2022 WATER PROGRAM]

14 [AUTHORIZED LEVEL I AND LEVEL II STUDIES]

15

1 **Section 1. LEVEL I RECONNAISSANCE STUDIES - NEW**
2 **DEVELOPMENT.** The following sums of money are appropriated
3 from water development account I, as created by W.S.
4 41-2-124(a)(i), to the water development commission to be
5 expended to conduct the following reconnaissance studies as
6 defined in W.S. 41-2-114. Funds appropriated under this
7 section for a particular project which are in excess of the
8 actual amount necessary to complete the study may, subject
9 to the review of the select water committee, be expended by
10 the commission to complete the reconnaissance study for any
11 other project listed in this section. Appropriated funds
12 not obligated prior to July 1, 2024 shall revert to water
13 development account I. The commission shall submit a report
14 to the legislature on each of the following studies prior
15 to the 2023 legislative session:

16

17 [LEVEL I RECONNAISSANCE STUDIES - NEW DEVELOPMENT]

18

19 <u>PROJECT</u>	20 <u>LOCATION</u>	21 <u>APPROPRIATION</u>
22 Hoback River Watershed 23 Study	24 Sublette, Lincoln 25 and Teton Counties	26 \$277,000
27 Lander Water Master Plan	28 Fremont County	29 \$208,000
30 Nordic Ranches Water Master Plan	31 Lincoln County	32 \$63,000
33 Upton Water Master Plan	34 Weston County	35 \$153,000
36 Wheatland Water Master Plan	37 Platte County	38 \$125,000
39 Lake Hattie Reservoir Full 40 Utilization Study	41 Albany County	42 \$250,000
43 UW Water Research Program	44 Statewide	45 \$283,454

1 Total appropriation for Section 1 \$1,359,454

2

3 **Section 2. LEVEL II FEASIBILITY STUDIES - NEW**

4 DEVELOPMENT. The following sums of money are appropriated

5 from water development account I, as created by W.S.

6 41-2-124(a)(i), to the water development commission to be

7 expended to conduct the following feasibility studies as

8 defined in W.S. 41-2-114. Funds appropriated under this

9 section for a particular project which are in excess of the

10 actual amount necessary to complete the study may, subject

11 to the review of the select water committee, be expended by

12 the commission to complete the feasibility study for any

13 other project listed in this section. Appropriated funds

14 not obligated prior to July 1, 2024 shall revert to water

15 development account I. The commission shall submit a report

16 to the legislature on each of the following studies prior

17 to the 2023 legislative session:

18

19 [LEVEL II FEASIBILITY STUDIES - NEW DEVELOPMENT]

20

21	<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
22	Big Horn Regional Transmission	Washakie County	\$146,000
23	Byron Rural Water Supply	Big Horn County	\$127,000
24	Gillette Water System Improvements	Campbell County	\$150,000

27

1	Little Snake River Valley		
2	Water Supply, Phase II	Carbon County	\$163,000
3	Total appropriation for Section 2		\$586,000
4			

5 **Section 3. LEVEL I RECONNAISSANCE STUDIES -**

6 REHABILITATION. The following sums of money are
7 appropriated from water development account II, as created
8 by W.S. 41-2-124(a)(ii), to the water development
9 commission to be expended to conduct the following
10 reconnaissance studies as defined in W.S. 41-2-114. Funds
11 appropriated under this section for a particular project
12 which are in excess of the actual amount necessary to
13 complete the study may, subject to the review of the select
14 water committee, be expended by the commission to complete
15 the reconnaissance study for any other project listed in
16 this section. Appropriated funds not obligated prior to
17 July 1, 2024 shall revert to water development account II.
18 The commission shall submit a report to the legislature on
19 each of the following studies prior to the 2023 legislative
20 session.

21

22 [LEVEL I RECONNAISSANCE STUDIES - REHABILITATION]

23

24	<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
25			
26	Highland Irrigation District		

1	Master Plan	Sublette County	\$192,000
2	Lander Ditches		
3	Rehabilitation	Fremont County	<u>\$242,000</u>
4	Total appropriation for Section 3		\$434,000

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6 **Section 4.** 2020 Wyoming Session Laws, Chapter 150,
7 Section 4 is amended to read:

8

9 **Section 4.** LEVEL II FEASIBILITY STUDIES -
10 REHABILITATION. The following sums of money are
11 appropriated from water development account II,
12 as created by W.S. 41-2-124(a)(ii), to the water
13 development commission to be expended to conduct
14 the following feasibility studies as defined in
15 W.S. 41-2-114. Funds appropriated under this
16 section for a particular project which are in
17 excess of the actual amount necessary to complete
18 the study may, subject to the review of the
19 select water committee, be expended by the
20 commission to complete the feasibility study for
21 any other project listed in this section.
22 ~~Appropriated~~ Funds appropriated to the Highland
23 Hanover ID Pump Station project not obligated
24 prior to July 1, 2023 shall revert to water
25 development account II. Funds appropriated to the

1 LaPrele Irrigation District Rehabilitation, Phase
 2 II project not obligated prior to July 1, 2024
 3 shall revert to water development account II. The
 4 commission shall submit a report to the
 5 legislature ~~on each of the following studies~~
 6 prior to the 2022 legislative session on the
 7 Highland Hanover ID Pump Station study and prior
 8 to the 2023 legislative session on the LaPrele
 9 Irrigation District Rehabilitation, Phase II
 10 study.

11

12 [LEVEL II FEASIBILITY STUDIES - REHABILITATION]

13

14	<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
15			
16	Highland Hanover ID Pump		
17	Station	Washakie County	\$75,000
18	LaPrele Irrigation		
19	District Rehabilitation,		
20	Phase II	Converse County	\$650,000 \$4,950,000
21	Total 2020 appropriation for Section 4		\$725,000
22	<u>Total 2021 appropriation for Section 4</u>		<u>\$4,300,000</u>

23

24 Special conditions for the LaPrele Irrigation
 25 District Rehabilitation, Phase II study: The
 26 LaPrele Irrigation District shall seek funding
 27 for the study from other sources. If the district
 28 obtains funding from any other source, the

1 district shall, to the extent possible, reimburse
2 the commission for any costs previously expended
3 for the study from this appropriation. Reimbursed
4 funds shall be deposited into water development
5 account II. If the district obtains funding from
6 another source but is unable to reimburse the
7 commission, the district shall complete the study
8 using funding from any other source before using
9 funding appropriated under this section, provided
10 funding appropriated under this section may be
11 used for any cost share requirements upon
12 approval of the commission and the select water
13 committee.

14

15 **Section 5.** 2018 Wyoming Session Laws, Chapter 94,
16 Sections 2 and 5 is amended to read:

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18 **Section 2.** LEVEL II FEASIBILITY STUDIES -
19 NEW DEVELOPMENT. The following sums of money are
20 appropriated from water development account I, as
21 created by W.S. 41-2-124(a)(i), to the water
22 development commission to be expended to conduct
23 the following feasibility studies as defined in

1 W.S. 41-2-114. Funds appropriated under this
2 section for a particular project which are in
3 excess of the actual amount necessary to complete
4 the study may, subject to the review of the
5 select water committee, be expended by the
6 commission to complete the feasibility study for
7 any other project listed in this section.
8 ~~Appropriated~~ Funds appropriated to the GR-RS-SC
9 JPWB Pump Station Sweetwater and Transmission,
10 Lander Test Well Study and Little Snake River
11 Valley Municipal Water Supply projects not
12 obligated prior to July 1, 2021 shall revert to
13 water development account I. Funds appropriated
14 to the Fontenelle Dam and Outlet Works
15 Infrastructure Completion and the Glendo
16 Reservoir Full Utilization Project projects not
17 obligated prior to July 1, 2024 shall revert to
18 water development account I. The commission shall
19 submit a report to the legislature ~~on each of the~~
20 ~~following studies~~ prior to the 2020 legislative
21 session+ on the GR-RS-SC JPWB Pump Station
22 Sweetwater and Transmission, Lander Test Well
23 Study and Little Snake River Valley Municipal

1 Water Supply studies and prior to 2023
 2 legislative session on the Fontenelle Dam and
 3 Outlet Works Infrastructure Completion and the
 4 Glendo Reservoir Full Utilization Project
 5 studies.

6

7 [LEVEL I FEASIBILITY STUDIES - NEW DEVELOPMENT]

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9	<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
10	Fontenelle Dam and		
11	Outworks <u>Outlet Works</u>	Lincoln and	
12	Infrastructure	Sweetwater	
13	Completion	Counties	\$750,000
14	Glendo Reservoir Full		
15	Utilization Project	Platte County	\$750,000
16	GR-RS-SC JPWB Pump Station	Sweetwater	
17	and Transmission	County	\$180,000
18	Lander Test Well Study	Fremont County	\$2,340,000
19	Little Snake River Valley		
20	Municipal Water Supply	Carbon County	<u>\$135,000</u>
21	Total <u>2018</u> appropriation for Section 2		\$4,155,000
22	<u>Total 2021 appropriation for Section 2</u>		<u>\$0</u>
23			

24

25 **Section 5. TIME EXTENSION FOR LEVEL II**26 **FEASIBILITY STUDIES - DAMS AND RESERVOIRS.** In the

27 2015 Omnibus water bill - planning, 2015 Wyoming

28 Session Laws, Chapter 168, Section 5, the

29 following sums of money were appropriated from

30 water development account III, as created by W.S.

31 41-2-124(a)(iii), to the water development

1 commission to be expended to conduct the
2 following feasibility studies as defined in W.S.
3 41-2-114. A three (3) year time extension is
4 granted for ~~those feasibility studies~~ the Shell
5 Valley Storage - Leavitt Reservoir project and
6 appropriated funds for that project not obligated
7 prior to July 1, 2021 shall revert to water
8 development account III. A six (6) year time
9 extension is granted for the Clear Creek Storage
10 and Nowood River Storage - Alkali Cr. projects
11 and funds appropriated for those projects but not
12 obligated prior to July 1, 2024 shall revert to
13 water development account III. The commission
14 shall submit a report to the legislature ~~on each~~
15 ~~of the following studies~~ prior to the 2020
16 legislative session on the Shell Valley Storage
17 - Leavitt Reservoir project study and prior to
18 the 2023 legislative session on the Clear Creek
19 Storage and Nowood River Storage - Alkali Cr.
20 studies.

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22 [LEVEL II FEASIBILITY STUDIES - DAMS AND

23 RESERVOIRS]

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2	<u>PROJECT</u>	<u>LOCATION</u>	<u>APPROPRIATION</u>
3			
4	Clear Creek Storage	Johnson County	\$700,000
5	Nowood River Storage -	Bighorn,	
6	Alkali Cr.	Washakie	
7		Counties	\$4,000,000
8	Shell Valley Storage -	Big Horn	
9	Leavitt Reservoir	County	<u>\$4,500,000</u>
10	Total 2015 appropriation for Section 5		\$9,200,000
11	Total 2018 appropriation for Section 5		\$0
12	<u>Total 2021 appropriation for Section 5</u>		<u>\$0</u>

13

14 **Section 6.** The Wyoming water development commission
15 is hereby authorized to transfer four million three hundred
16 thousand dollars (\$4,300,000.00) from water development
17 account I created by W.S. 41-2-124(a)(i) to water
18 development account II created by W.S. 41-2-124(a)(ii) for
19 the LaPrele Irrigation District Rehabilitation, Phase II
20 study. The appropriation of funds for the LePrele
21 Irrigation District Rehabilitation, Phase II study in
22 Section 4 of this act is contingent upon this transfer of
23 funds to water development account II.

24

1 **Section 7.** 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)