

Maldonado

9 (9)

91 LSO -4659

SENATE FILE

2228

TH

SF0228

AN ACT to amend W.S. 35-11-1203(c) relating to the abandoned mine reclamation program; prohibiting expenditures from the coal mine subsidence mitigation account prior to September 30, 1995; and providing for an effective date.

SENATE FILE 2228

Carl Maldonado

H. Reed

Introduced by:

Samuel E. Blackwell

DATE	ACTION	DATE	ACTION
JAN 22 1991	INTRODUCED		CONSENT LIST
	READ FIRST TIME		PASSED
	REFERRED TO COM. NO. <u>9</u>		Ayes <u>63</u> Noes <u>1</u> Excused <u>0</u> Absent <u>0</u>
	DEFERRED TO COM. NO. <u>9</u>		Sent to Senate
JAN 24 1991	STANDING COMM. REPORT	FEB 25 1991	Received
	RECOMMENDED DO PASS		Delivered to Enrolling Section
JAN 29 1991	CONSIDERED IN COM. OF WHOLE		SEA No. <u>79</u> Signed by President
	DO PASS		Signed by Speaker FEB 26 1991
			Approved by Governor
JAN 30 1991	READ SECOND TIME		Chapter No. <u>0186</u> , Session Laws of Wyoming
	DO PASS		
JAN 31 1991	READ THIRD TIME		
	CONSENT LIST		
	PASSED		
	AYES <u>21</u> NOES <u>2</u> EXCUSED <u>0</u> ABSENT <u>0</u>		
	SENT TO HOUSE		
FEB 5 1991	READ FIRST TIME		
	REFERRED TO COM. NO. <u>9</u>		
	DEFERRED TO COM. NO. <u>9</u>		
FEB 19 1991	RETURNED		
	Recommended do <u>pass</u> 10 AYES 1 EXC		
FEB 20 1991	CONSIDERED IN COM. OF WHOLE		
	Recommended do <u>pass</u>		
FEB 21 1991	READ SECOND TIME		
FEB 25 1991	READ THIRD TIME		
	UNDER SUSPENSION OF RULES		

CONTINUED ON BACK

SF 228 3rd Date 1-31-91

SENATE ROLL CALL

FIFTY-FIRST WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent
APPLEGATE	✓			
BURKE	✓			
BYRD	✓			
CAMERON	✓			
COE	✓			
DIXON	✓			
EDDINS	✓			
FANOS	✓			
GERINGER	✓			
GRIEVE	✓			
GUICE	✓			
HEALY	✓			
HERBST	✓			
HOWARD	✓			
KINNEY	✓			
KINNISON	✓			
LALONDE	✓			
MADER	✓			
MALDONADO	✓			
PECK	✓			
PERRY	✓			
PREVEDEL	✓			
REESE	✓			
SCOTT		✓		
WELLS				
TWIFORD	✓			
VINICH	✓			
YORDY	✓			
ZIMMER	✓			
ZIMMERMAN		✓		
MR. PRESIDENT	✓			

PRESENT _____ AYES 28NOES 2

EXCUSED _____

ABSENT _____

TOTAL 30

19028 Guard Riding Date 2/25/54

HOUSE ROLL CALL

FIFTY-FIRST WYOMING LEGISLATURE

Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent		
✓				ALDEN	✓				MICHELI	
✓				ANDERSON	✓				MILLER	
✓				ARNOLD	✓				O'TOOLE	
✓				BEBOUT	✓				PERKINS, D.	
✓				BENSEL	✓				PERKINS, J.	
✓				BLACKWELL	✓				PHELAN	
✓				BODINE	✓				PLANT	
✓				BOWRON	✓				RANKINE	
✓				BUDD	✓				RATLIFF	
✓				CALL	✓				ROHRBACH	
✓				CHAMBERLAIN	✓				RYCKMAN	
				CHAMBERLAIN	✓				SCHWOPE	
✓				CUBIN	✓				SHREVE	
✓				DEWITT	✓				SIMONS	
✓				DUNNUCK	✓				SULLIVAN	
✓				ENZI	✓				TEMPEST	
✓				GAMS	✓				TIBBS	
✓				GARCIA	✓				TIPPETS	
✓				GOODENOUGH	✓				TIPTON	
✓				GRANT	✓				TYSDAL	
✓				HACKER	✓				VASEY	
✓				HAGEMAN	✓				VLASTOS	
✓				HANSEN	✓	✓			WALLIS	
✓				HARRIS	✓				WATSON	
✓				HARRISON, F.	✓				WOLD	
✓				HARRISON, R.	✓				WOLFLEY	
✓				HINCHEY	✓				WRIGHT	
✓				HINES	✓				ZUMBRUNNEN	
✓				HONAKER	✓				MR. SPEAKER	
✓				HUMPHREY	AYES <u>63</u> NOES <u>1</u> EXCUSED _____ ABSENT _____ TOTAL <u>64</u> LESS _____					PRESENT _____
✓				KUNZ						
✓				LAW						
✓				LUMMIS						
✓				MACMILLAN, P.						
✓				MARTON						
✓				MCMILLAN, B.						

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, January 24, 19⁹¹

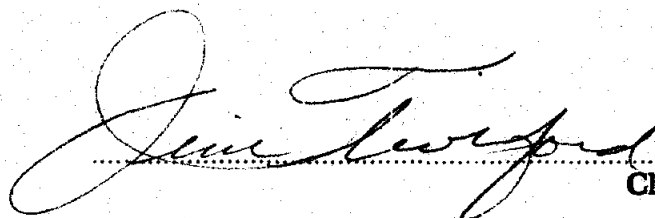
Mr. President:

Your Committee No. 9 on MINERALS, BUSINESS AND ECONOMIC DEVELOPMENT
to whom was referred SF No. 0228

respectfully reports same back to the Senate with the recommendation that

it DO PASS

Ayes: Senators Twiford, Cameron, Eddins, Fanos, Guice


Chairman

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, February 19....., 1991....

Mr. Speaker:

Your Committee No. 9..... on MINERALS, BUSINESS AND ECONOMIC DEVELOPMENT..
 to whom was referred SF..... No. 0228.....

respectfully reports same back to the House with the recommendation that it

DO PASS.

AYES

Arnold
 Bensel
 Cubin
 Dunnuck
 Enzi
 Hansen
 Hinchey
 Law
 Tippetts
 ZumBrunnen

NOES

None

EXCUSED

Plant

M. ZumBrunnen
 MELVIN ZUMBRUNNEN

Chairman

45, 20, 135, 159, 160, 198, 201
 # 221. Consum Tax Date 2/25/91

228, 242

HOUSE ROLL CALL

FIFTY-FIRST WYOMING LEGISLATURE

Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent		
✓				ALDEN	✓				MICHELI	
✓				ANDERSON	✓				MILLER	
✓				ARNOLD	✓				O'TOOLE	
✓				BEBOUT	✓				PERKINS, D.	
✓				BENSEL	✓				PERKINS, J.	
✓				BLACKWELL	✓				PHELAN	
✓				BODINE	✓				PLANT	
✓				BOWRON	✓				RANKINE	
✓				BUDD	✓				RATLIFF	
✓				CALL	✓				ROHRBACH	
✓				CHAMBERLAIN	✓				RYCKMAN	
				CHASS	✓				SCHWOPE	
✓				CUBIN	✓				SHREVE	
✓				DEWITT	✓				SIMONS	
✓				DUNNUCK	✓				SULLIVAN	
✓				ENZI	✓				TEMPEST	
✓				GAMS	✓				TIBBS	
✓				GARCIA	✓				TIPPETS	
✓				GOODENOUGH	✓				TIPTON	
✓				GRANT	✓				TYSDAL	
✓				HACKER	✓				VASEY	
✓				HAGEMAN	✓				VLASTOS	
✓				HANSEN	✓				WALLIS	
✓				HARRIS	✓				WATSON	
✓				HARRISON, F.	✓				WOLD	
✓				HARRISON, R.	✓				WOLFLEY	
✓				HINCHEY	✓				WRIGHT	
✓				HINES	✓				ZUMBRUNNEN	
✓				HONAKER	✓				MR. SPEAKER	
✓				HUMPHREY	AYES <u>64</u> NOES _____ EXCUSED _____ ABSENT _____ TOTAL <u>64</u> LESS _____					PRESENT _____
✓				KUNZ						
✓				LAW						
✓				LUMMIS						
✓				MACMILLAN, P.						
✓				MARTON						
✓				MCMILLAN, B.						

19 45, 70, 123, 135, 159, 165, 192, 219, 231,

228, 242, 118, 122, 184 Date

2/22/91

198, 272A

HOUSE ROLL CALL FIFTY-FIRST WYOMING LEGISLATURE

*Suppression of Rules
Third Reading on*
085/91

Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent	
✓				ALDEN	✓				MICHELI
✓				ANDERSON	✓				MILLER
✓				ARNOLD	✓				O'TOOLE
		✓	✗	BEBOUT	✓				PERKINS, D.
✓				BENSEL	✓				PERKINS, J.
	✓			BLACKWELL	✓				PHELAN
✓				BODINE	✓				PLANT
✓				BOWRON		✓			RANKINE
✓				BUDD		✓			RATLIFF
✓				CALL	✓				ROHRBACH
✓				CHAMBERLAIN		✓			RYCKMAN
				CROSS	✓				SCHWOPE
	✓			CUBIN	✓				SHREVE
✓				DEWITT	✓				SIMONS
✓				DUNNUCK	✓				SULLIVAN
		✓		ENZI	✓				TEMPEST
✓				GAMS		✓			TIBBS
✓				GARCIA	✓				TIPPETS
	✓			GOODENOUGH	✓				TIPTON
✓				GRANT	✓				TYSDAL
✓				HACKER	✓				VASEY
✓				HAGEMAN	✓				VLASTOS
	✓			HANSEN	✓				WALLIS
✓				HARRIS	✓				WATSON
✓				HARRISON, F.	✓				WOLD
✓				HARRISON, R.	✓				WOLFLEY
	✓			HINCHEY	✓				WRIGHT
✓				HINES	✓				ZUMBRUNNEN
	✓			HONAKER	✓				MR. SPEAKER
✓				HUMPHREY					
✓				KUNZ					
✓				LAW					
✓				LUMMIS					
✓				MACMILLAN, P.					
✓				MARTON					
✓				MCMILLAN, B.					

AYES 52
NOES 10
EXCUSED 2
ABSENT
TOTAL 64
LESS 12

PRESENT _____

52

House of Intro
 To Com. No. _____
 Stand Report Do ___ Amd ___ Not ___
 Com Whole Do ___ Amd ___ Not ___
 2nd Reading Amd ___
 3rd Reading Amd ___ Pass ___ Fail ___

Second House
 To Com No. _____
 Stand Report Do ___ Amd ___ Not ___
 Com Whole Do ___ Amd ___ Not ___
 2nd Reading Amd ___
 3rd Reading Amd ___ Pass ___ Fail ___

INTRODUCED

1991

STATE OF WYOMING

91LSO-0659.01

SENATE FILE NO. 0228

Abandoned mine reclamation account.

Samuel S. Blackwell *Prevedel*
 Sponsored by: Senator(s) MALDONADO and PREVEDEL and
Carl Maldonado Representative(s) BLACKWELL

A BILL

for

1 AN ACT to amend W.S. 35-11-1203(c) relating to the aban-
 2 doned mine reclamation program; prohibiting expenditures
 3 from the coal mine subsidence mitigation account prior to
 4 September 30, 1995; and providing for an effective date.

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

6 Section 1. W.S. 35-11-1203(c) is amended to read:

7 35-11-1203. Abandoned mine reclamation account; sub-
 8 sidence mitigation account.

9 (c) There is created within the federal revenue fund
 10 a coal mine subsidence mitigation account. Revenue to the

1 account shall be ten percent (10%) of the amount granted
2 by the secretary of the interior under title IV of P.L.
3 95-87 as provided by P.L. 100-34. Revenue shall be depos-
4 ited in an interest bearing account and all interest shall
5 be credited to the program. No monies from the account
6 shall be expended prior to ~~August-37-1992~~ SEPTEMBER 30,
7 1995. After ~~August-37-1992~~ SEPTEMBER 30, 1995 the money
8 may be expended as provided in this subsection. The legis-
9 lature shall authorize expenditure by appropriation from
10 the account as necessary to defray the administrative
11 expenses of the program. The remaining funds in the
12 account shall only be used to address the reclamation
13 activities described in W.S. 35-11-1202(a)(i)(A) and (B)
14 and (ii) where mine reclamation is necessary for the pro-
15 tection of the public health or safety, with a priority
16 given to pay for contractual services to mitigate and con-
17 trol mine subsidence that threatens structures. If autho-
18 rized by the United States congress, funds from the
19 account may be used for the repair or enhancement of
20 structures defined in W.S. 35-11-1301(a)(iii), provided
21 that no funds from the account may be used for any struc-
22 ture where construction is commenced after the effective
23 date of this act unless an engineering assessment
24 documenting the minimal risk of loss from mine subsidence

1 precedes commencement of construction. The liability of
2 the state to fulfill the requirements of this subsection
3 is limited to the amount of funds available in the account
4 established in this subsection. The state has no obliga-
5 tions under this subsection except to the extent of fed-
6 eral funds deposited in the coal mine mitigation account
7 and the interest thereon to operate the program.

8 Section 2. This act is effective July 1, 1991.

9 (END)

FISCAL NOTE

<u>Anticipated REVENUE to:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED REVENUE	_____	_____	_____

<u>Anticipated COST to:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED COST	_____	_____	_____

<u>Anticipated SAVINGS to:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
_____	_____	_____	_____
_____	_____	_____	_____
TOTAL ESTIMATED SAVINGS	_____	_____	_____

<u>Anticipated Change in Personnel:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
Full-Time	_____	_____	_____
Part-Time	_____	_____	_____
Temporary	_____	_____	_____
Time-Limited, Other	_____	_____	_____
TOTAL PERSONNEL IMPACT	_____	_____	_____

No significant fiscal or personnel impact.

CORRECTED FISCAL NOTE

SF 228

FISCAL NOTE

<u>Anticipated REVENUE to:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
Earmarked Fund *	\$2,000,000.00		
TOTAL ESTIMATED REVENUE	\$2,000,000.00		
=====			
<u>Anticipated COST to:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
Trust & Agency Fund**	\$2,000,000.00		
TOTAL ESTIMATED COST	\$2,000,000.00		
=====			
<u>Anticipated SAVINGS to:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
*** See below			
TOTAL ESTIMATED SAVINGS			
=====			
<u>Anticipated Change in Personnel:</u>	<u>FY 1992</u>	<u>FY 1993</u>	<u>FY 1994</u>
Full-Time			
Part-Time			
Temporary			
Time-Limited, Other			
TOTAL PERSONNEL IMPACT			
=====			

No significant fiscal or personnel impact.

* Revenue to the AML Reserve Account within the Earmarked Fund is based on Project Federal Allocation.

** Allocation of federal funds would shift from the yearly Trust and Agency project fund to the AML Earmarked Reserve Account (Operating Accounts 44).

*** Net gain and loss to Wyoming \$0. However, \$2,000,000 per year in projects will be delayed until after 1995.