

**STATEMENT OF PRINCIPAL REASONS FOR
PROMULGATING REGULAR RULES IN CHAPTER 1: FEES
OF THE
STATE ENGINEER'S OFFICE'S RULES**

The State Engineer's Office intends to promulgate regular rules in Chapter 1, "Fees", of the State Engineer's Office's rules. The rules were filed by the Secretary of State on March 18, 2009. The 2009 rules provide for an amount not to exceed \$25 from each domestic, stock, irrigation, municipal, industrial, and miscellaneous well permit application fee to be deposited into an account created under Wyo. Stat. Ann. § 33-42-116 for wells which require the use of a licensed well driller pursuant to Wyo. Stat. Ann. § 33-42-103.

The 2014 Legislature amended a statutory provision, Wyo. Stat. Ann. § 9-1-904(b), authorizing the State Engineer to increase the deposit of permit application fees for wells and groundwater developments into the Water Well Contractors Account to an amount not to exceed \$50.00.

The ability to deposit up to \$50.00 per permit in the Water Well Contractors Account will provide the necessary funding needed to operate and manage the *State Board of Examining Water Well Drilling Contractors and Water Well Pump Installation Contractors*, and administer Wyo. Stat. Ann. §§ 33-42-101-117.

Rules will allow the deposit of up to \$50.00 per permit into the Account, allowing for the continuous operation and management of the Board and the administration of Wyo. Stat. Ann. §§ 33-42-101-117.

Emergency rules, allowing the immediate deposit of \$50.00 into the Account, were filed with the Secretary of State's Office on April 9, 2014. Under Wyo. Stat. Ann. § 16-3-103(b), emergency rules are valid for not more than 120 days after the date of filing.

Upon review of the takings check list, provided by the Attorney General's Office, the proposed rules will not result in a taking of private property or violation of due process.