

105TH CONGRESS
2D SESSION

S. 2504

To authorize the construction of temperature control devices at Folsom Dam,
California.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 21, 1998

Mr. DASCHLE (for Mrs. BOXER) introduced the following bill; which was read
twice and referred to the Committee on Energy and Natural Resources

A BILL

To authorize the construction of temperature control devices
at Folsom Dam, California.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AUTHORIZATION TO CONSTRUCT TEMPERA-**
4 **TURE CONTROL DEVICES AT FOLSOM DAM,**
5 **CALIFORNIA.**

6 (a) FOLSOM DAM.—

7 (1) CONSTRUCTION.—The Secretary of the In-
8 terior may construct, in accordance with the draft
9 environmental impact statement and environmental
10 impact report for the Central Valley Supply con-

1 tracts under section 206 of Public Law 101–514
2 (104 Stat. 2086) and the report entitled “Assess-
3 ment of the Beneficial and Adverse Impacts of Oper-
4 ating a Temperature Control Device (TCD) at the
5 Water Supply Intakes of Folsom Dam”, a tempera-
6 ture control device on Folsom Dam and necessary
7 associated temperature monitoring facilities.

8 (2) OPERATION.—The temperature control de-
9 vice and associated temperature monitoring facilities
10 shall be operated as an integral part of the Central
11 Valley Project, for the benefit and propagation of
12 fall-run chinook salmon and steelhead trout in the
13 American River, California.

14 (b) DEVICE ON NON-CVP FACILITIES.—

15 (1) CONSTRUCTION.—The Secretary of the In-
16 terior may construct or assist in the construction of
17 1 or more temperature control devices on non-Fed-
18 eral facilities in existence on the date of enactment
19 of this Act that deliver Central Valley Project water
20 supplies from Folsom Reservoir and necessary asso-
21 ciated temperature monitoring facilities.

22 (2) COSTS.—

23 (A) CONSTRUCTION.—The costs of con-
24 struction of a temperature control device and

1 associated temperature monitoring facilities
2 shall be nonreimbursable.

3 (B) OPERATION.—The non-Federal facility
4 owner shall operate a temperature control de-
5 vice and associated facilities at the expense of
6 the owner, in coordination with the Central Val-
7 ley Project for the benefit and propagation of
8 chinook salmon and steelhead trout in the
9 American River, California.

10 (c) AUTHORIZATION OF APPROPRIATIONS.—There
11 are authorized to be appropriated—

12 (1) for the construction of a temperature con-
13 trol device on Folsom Dam and necessary associated
14 temperature monitoring facilities, \$5,000,000 (as
15 adjusted to reflect changes since October 1, 1997, in
16 the Consumer Price Index as reported by the Bu-
17 reau of Labor and Statistics of the Department of
18 Labor October 1997 prices);

19 (2) for construction of a temperature control
20 device on non-Federal facilities in existence on the
21 date of enactment of this Act and necessary associ-
22 ated temperature monitoring facilities, \$1,000,000
23 (as adjusted to reflect changes since October 1,
24 1997, in the Consumer Price Index as reported by

1 the Bureau of Labor and Statistics of the Depart-
2 ment of Labor); and

3 (3) such sums as are required for operation,
4 maintenance, and replacement of the temperature
5 control devices on Folsom Dam and associated tem-
6 perature monitoring facilities.

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