

110TH CONGRESS
1ST SESSION

S. 2384

To authorize the Chief of Engineers to conduct a feasibility study relating to the construction of a multipurpose project in the Fountain Creek watershed located in the State of Colorado.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 16, 2007

Mr. SALAZAR introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To authorize the Chief of Engineers to conduct a feasibility study relating to the construction of a multipurpose project in the Fountain Creek watershed located in the State of Colorado.

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. SHORT TITLE.**

4 This Act may be cited as the “Fountain Creek Water-
5 shed Feasibility Study Act of 2007”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) STATE.—The term “State” means the State
2 of Colorado.

3 (2) WATERSHED.—The term “watershed”
4 means the Fountain Creek watershed that is located
5 in the State.

6 **SEC. 3. FEASIBILITY STUDY RELATING TO THE WATER-**
7 **SHED.**

8 (a) STUDY.—

9 (1) IN GENERAL.—Not later than 2 years after
10 the date of enactment of this Act, the Chief of Engi-
11 neers shall complete a study to determine the feasi-
12 bility of constructing a multipurpose project that
13 shall—

14 (A) be located in the watershed;

15 (B) consist of—

16 (i) 1 or more dams or other struc-
17 tures, other facilities, or management ac-
18 tivities; or

19 (ii) 1 or more other reservoirs that
20 are to be located on-channel or off-channel
21 of the watershed; and

22 (C) with respect to the area that is located
23 in the watershed and the Arkansas River Valley
24 of the State, and any residential or commercial

1 activity in the watershed and the Arkansas
2 River Valley of the State, be designed—

3 (i) to provide more reliable flood con-
4 trol;

5 (ii) to provide better sediment control;

6 (iii) to increase the supply of water
7 through the reuse of water or other means;

8 (iv) to improve the quality of water;
9 and

10 (v) to conserve fish and wildlife that
11 are, and preserve the ecosystem that is, lo-
12 cated in close proximity to the location of
13 the project.

14 (2) CONSIDERATION OF PRIOR REPORTS.—In
15 conducting the study under paragraph (1), the Chief
16 of Engineers shall take into consideration—

17 (A) the report entitled “Supplemental Re-
18 port on Fountain Reservoir and Reevaluation of
19 Report on Review Survey for Flood Control and
20 Allied Purposes, Arkansas River and Tribu-
21 taries Above John Martin Dam, Colorado”, pre-
22 pared by the Corps of Engineers, and dated
23 May 15, 1970; and

1 (B) the study entitled, “The Fountain
 2 Creek Watershed Study”, prepared by the
 3 Corps of the Engineers.

4 (3) EFFECT ON OTHER STUDIES.—In con-
 5 ducting the study under paragraph (1), the Chief of
 6 Engineers shall conduct the study independently
 7 from, and shall not affect any other study relating
 8 to—

9 (A) the Fountain Creek watershed;

10 (B) the Fryingpan-Arkansas Project of the
 11 State; or

12 (C) the proposed Southern Delivery Sys-
 13 tem Project.

14 (b) REPORT.—Not later than 60 days after the date
 15 on which the Chief of Engineers completes the feasibility
 16 study under subsection (a), the Chief of Engineers shall
 17 submit to the President, the President pro tempore of the
 18 Senate, and the Speaker of the House of Representatives,
 19 a report that describes the results of the study.

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