

Calendar No. 611

111TH CONGRESS
2^D SESSION**H. R. 2442****[Report No. 111–325]**

IN THE SENATE OF THE UNITED STATES

OCTOBER 19, 2009

Received; read twice and referred to the Committee on Energy and Natural
Resources

SEPTEMBER 27, 2010

Reported by Mr. BINGAMAN, with an amendment

[Omit the part struck through and insert the part printed in *italie*]**AN ACT**

To amend the Reclamation Wastewater and Groundwater
Study and Facilities Act to expand the Bay Area Re-
gional Water Recycling Program, and for other purposes.

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 “Bay Area Regional
5 Water Recycling Program Expansion Act of 2009”.

1 **SEC. 2. PROJECT AUTHORIZATIONS.**

2 (a) IN GENERAL.—The Reclamation Wastewater and
 3 Groundwater Study and Facilities Act (43 U.S.C. 390h
 4 et seq.) (as amended by section 512(a) of the Consolidated
 5 Natural Resources Act of 2008) is amended by adding at
 6 the end the following:

7 **“SEC. 16____. CCCSD-CONCORD RECYCLED WATER**
 8 **PROJECT.**

9 “(a) AUTHORIZATION.—The Secretary, in coopera-
 10 tion with the Central Contra Costa Sanitary District, Cali-
 11 fornia, is authorized to participate in the design, planning,
 12 and construction of recycled water distribution systems.

13 “(b) COST SHARE.—The Federal share of the cost
 14 of the project authorized by this section shall not exceed
 15 25 percent of the total cost of the project.

16 “(c) LIMITATION.—The Secretary shall not provide
 17 funds for the operation and maintenance of the project
 18 authorized by this section.

19 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
 20 is authorized to be appropriated to carry out this section
 21 \$1,800,000.

22 **“SEC. 16____. CENTRAL DUBLIN RECYCLED WATER DIS-**
 23 **TRIBUTION AND RETROFIT PROJECT.**

24 “(a) AUTHORIZATION.—The Secretary, in coopera-
 25 tion with the Dublin San Ramon Services District, Cali-

1 fornia, is authorized to participate in the design, planning,
 2 and construction of recycled water system facilities.

3 “(b) COST SHARE.—The Federal share of the cost
 4 of the project authorized by this section shall not exceed
 5 25 percent of the total cost of the project.

6 “(c) LIMITATION.—The Secretary shall not provide
 7 funds for the operation and maintenance of the project
 8 authorized by this section.

9 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
 10 is authorized to be appropriated to carry out this section
 11 \$1,150,000.

12 **“SEC. 16___. PETALUMA RECYCLED WATER PROJECT,**
 13 **PHASES 2A, 2B, AND 3.**

14 “(a) AUTHORIZATION.—The Secretary, in coopera-
 15 tion with the City of Petaluma, California, is authorized
 16 to participate in the design, planning, and construction of
 17 recycled water system facilities.

18 “(b) COST SHARE.—The Federal share of the cost
 19 of the project authorized by this section shall not exceed
 20 25 percent of the total cost of the project.

21 “(c) LIMITATION.—The Secretary shall not provide
 22 funds for the operation and maintenance of the project
 23 authorized by this section.

1 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
2 is authorized to be appropriated to carry out this section
3 \$6,000,000.

4 **“SEC. 16____. CENTRAL REDWOOD CITY RECYCLED WATER**
5 **PROJECT.**

6 “(a) AUTHORIZATION.—The Secretary, in coopera-
7 tion with the City of Redwood City, California, is author-
8 ized to participate in the design, planning, and construc-
9 tion of recycled water system facilities.

10 “(b) COST SHARE.—The Federal share of the cost
11 of the project authorized by this section shall not exceed
12 25 percent of the total cost of the project.

13 “(c) LIMITATION.—The Secretary shall not provide
14 funds for the operation and maintenance of the project
15 authorized by this section.

16 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
17 is authorized to be appropriated to carry out this section
18 \$8,000,000.

19 **“SEC. 16____. PALO ALTO RECYCLED WATER PIPELINE**
20 **PROJECT.**

21 “(a) AUTHORIZATION.—The Secretary, in coopera-
22 tion with the City of Palo Alto, California, is authorized
23 to participate in the design, planning, and construction of
24 recycled water system facilities.

1 “(b) COST SHARE.—The Federal share of the cost
2 of the project authorized by this section shall not exceed
3 25 percent of the total cost of the project.

4 “(c) LIMITATION.—The Secretary shall not provide
5 funds for the operation and maintenance of the project
6 authorized by this section.

7 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
8 is authorized to be appropriated to carry out this section
9 \$8,250,000.

10 **“SEC. 16____. IRONHOUSE SANITARY DISTRICT (ISD) ANTI-**
11 **OCH RECYCLED WATER PROJECT.**

12 “(a) AUTHORIZATION.—The Secretary, in coopera-
13 tion with the Ironhouse Sanitary District (ISD), Cali-
14 fornia, is authorized to participate in the design, planning,
15 and construction of recycled water distribution systems.

16 “(b) COST SHARE.—The Federal share of the cost
17 of the project authorized by this section shall not exceed
18 25 percent of the total cost of the project.

19 “(c) LIMITATION.—The Secretary shall not provide
20 funds for the operation and maintenance of the project
21 authorized by this section.

22 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
23 is authorized to be appropriated to carry out this section
24 \$7,000,000.”.

1 (b) PROJECT IMPLEMENTATION.—In carrying out
 2 sections 1642 through 1648 of the Reclamation Waste-
 3 water and Groundwater Study and Facilities Act, and the
 4 sections added to such Act by subsection (a), the Secretary
 5 shall enter into individual agreements with the San Fran-
 6 cisco Bay Area Regional Water Recycling implementing
 7 agencies to fund the projects through the Bay Area Clean
 8 Water Agencies (BACWA) or its successor, and ~~shall~~ *may*
 9 include in such agreements a provision for the reimburse-
 10 ment of construction costs, including those construction
 11 costs incurred prior to the enactment of this Act, subject
 12 to appropriations made available for the Federal share of
 13 the project under sections 1642 through 1648 of the Rec-
 14 lamation Wastewater and Groundwater Study and Facili-
 15 ties Act and the sections added to such Act by subsection
 16 (a).

17 (c) CLERICAL AMENDMENTS.—The table of contents
 18 of the Reclamation Projects Authorization and Adjust-
 19 ment Act of 1992 (43 U.S.C. prec. 371) (as amended by
 20 section 512(a) of the Consolidated Natural Resources Act
 21 of 2008) is amended by adding at the end the following:

“Sec. 16____. CCCSD-Concord recycled water project.

“Sec. 16____. Central Dublin recycled water distribution and retrofit project.

“Sec. 16____. Petaluma recycled water project, phases 2a, 2b, and 3.

“Sec. 16____. Central Redwood City recycled water project.

“Sec. 16____. Palo Alto recycled water pipeline project.

“Sec. 16____. Ironhouse Sanitary District (ISD) Antioch recycled water
 project.”.

1 **SEC. 3. MODIFICATION TO AUTHORIZED PROJECTS.**

2 (a) ANTIOCH RECYCLED WATER PROJECT.—Section
3 1644(d) of the Reclamation Wastewater and Groundwater
4 Study and Facilities Act (43 U.S.C. 390h–27) (as amend-
5 ed by section 512(a) of the Consolidated Natural Re-
6 sources Act of 2008) is amended by striking “\$2,250,000”
7 and inserting “\$3,125,000”.

8 (b) SOUTH BAY ADVANCED RECYCLED WATER
9 TREATMENT FACILITY.—Section 1648(d) of the Reclama-
10 tion Wastewater and Groundwater Study and Facilities
11 Act (43 U.S.C. 390h–31) (as amended by section 512(a)
12 of the Consolidated Natural Resources Act of 2008) is
13 amended by striking “\$8,250,000” and inserting
14 “\$13,250,000”.

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