

111TH CONGRESS  
2D SESSION

# S. 13

To require the Secretary of the Army to calculate the aggregate withdrawals of non-Federal entities, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 29, 2010

Mr. ISAKSON (for himself and Mr. CHAMBLISS) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To require the Secretary of the Army to calculate the aggregate withdrawals of non-Federal entities, 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. CALCULATION OF WITHDRAWALS.**

4       (a) DEFINITIONS.—In this section:

5               (1) RETURN FLOW.—

6                       (A) IN GENERAL.—The term “return flow”  
7               means a discharge that flows directly or indi-  
8               rectly into a reservoir from a wastewater or

1           water supply system in accordance with applica-  
2           ble Federal law (including regulations).

3           (B) EXCLUSION.—The term “return flow”  
4           does not include a discharge of storm water  
5           that would have flowed into a reservoir de-  
6           scribed in subparagraph (A) in the absence of  
7           a discharge by a non-Federal entity.

8           (2) SECRETARY.—The term “Secretary” means  
9           the Secretary of the Army, acting through the Chief  
10          of Engineers.

11          (b) CALCULATION OF RETURN FLOW.—At the re-  
12       quest of a State in which a Federal reservoir operated by  
13       the Secretary is located, the Secretary shall calculate the  
14       aggregate withdrawals of a non-Federal entity by sub-  
15       tracting any return flow from the aggregate withdrawals  
16       of the non-Federal entity.

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