

Calendar No. 630

114TH CONGRESS
2D SESSION**S. 2616****[Report No. 114–352]**

To modify certain cost-sharing and revenue provisions relating to the
Arkansas Valley Conduit, Colorado.

IN THE SENATE OF THE UNITED STATES

MARCH 2, 2016

Mr. GARDNER (for himself and Mr. BENNET) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

SEPTEMBER 15, 2016

Reported by Ms. MURKOWSKI, without amendment

A BILL

To modify certain cost-sharing and revenue provisions
relating to the Arkansas Valley Conduit, 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. ARKANSAS VALLEY CONDUIT, COLORADO.**

4 (a) COST SHARE.—The first section of Public Law
5 87–590 (76 Stat. 389, 123 Stat. 1320) is amended in the
6 second sentence of subsection (c), by striking “the Arkan-

1 sas Valley Conduit, payment in an amount equal to 35
 2 percent of the cost of the conduit that is comprised of rev-
 3 enue generated by payments pursuant to a repayment con-
 4 tract and revenue” and inserting “the Arkansas Valley
 5 Conduit, for payment in an amount equal to 35 percent
 6 of the funds appropriated for the conduit that is com-
 7 prised of revenue generated by payments pursuant to a
 8 repayment contract and of revenue”.

9 (b) RATES.—Section 2(b) of Public Law 87–590 (76
 10 Stat. 390, 123 Stat. 1321) is amended—

11 (1) in paragraph (2)(A)—

12 (A) by striking “until the date on which
 13 the payments for the Arkansas Valley Conduit
 14 under paragraph (3) begin,”; and

15 (B) by striking “plus interest in an
 16 amount determined in accordance with this sec-
 17 tion” and inserting “until those costs, plus in-
 18 terest, have been fully repaid”; and

19 (2) in paragraph (3), by striking subparagraph
 20 (A) and inserting the following:

21 “(A) USE OF REVENUE.—

22 “(i) IN GENERAL.—Notwithstanding
 23 the reclamation laws, all revenue derived
 24 from all contracts for the use of
 25 Fryingpan-Arkansas project excess capac-

1 ity or exchange contracts using Fryingpan-
2 Arkansas project facilities shall be avail-
3 able to, and used by, the Secretary, with-
4 out appropriation—

5 “(I) subject to paragraph (2), for
6 the payment of costs associated with
7 the construction of the Arkansas Val-
8 ley Conduit;

9 “(II) for the payment to the
10 Southeastern Colorado Water Conser-
11 vancy District, including any enter-
12 prise established by the District in ac-
13 cordance with Colorado State law (col-
14 lectively referred to in this subpara-
15 graph as the ‘District’) of amounts
16 needed for the District to repay the
17 principal and interest on loans ob-
18 tained by the District from agencies
19 of the State of Colorado for construc-
20 tion of the Arkansas Valley Conduit;
21 and

22 “(III) to be credited towards re-
23 payment of the funds appropriated for
24 the Arkansas Valley Conduit, plus in-
25 terest.

1 “(ii) AGREEMENTS.—The Secretary
2 shall enter into 1 or more agreements with
3 the District that specify the distribution, in
4 amount and timing, of the revenue de-
5 scribed in clause (i), as between the uses
6 described in subclauses (I), (II), and (III)
7 of that clause.”.

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