

116TH CONGRESS
1ST SESSION

S. 1875

To amend the Aamodt Litigation Settlement Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 18, 2019

Mr. UDALL (for himself and Mr. HEINRICH) introduced the following bill;
which was read twice and referred to the Committee on Indian Affairs

A BILL

To amend the Aamodt Litigation Settlement Act, 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 “Aamodt Litigation Set-
5 tlement Completion Act of 2019”.

6 **SEC. 2. AMENDMENTS TO AAMODT LITIGATION SETTLE-**
7 **MENT ACT.**

8 (a) DEFINITION OF 611(g) AGREEMENT.—Section
9 602 of the Aamodt Litigation Settlement Act (Public Law
10 111–291; 124 Stat. 3134) is amended—

1 (1) by redesignating paragraphs (1) through
 2 (23) as paragraphs (2) through (24), respectively;
 3 and

4 (2) by inserting before paragraph (2) (as so re-
 5 designated) the following:

6 “(1) 611(g) AGREEMENT.—The term ‘611(g)
 7 Agreement’ means the agreement to be executed by
 8 the United States, the State, the Pueblos, the Coun-
 9 ty, and the City pursuant to section 611(g).”.

10 (b) CONSTRUCTION COSTS FOR PUEBLO WATER FA-
 11 CILITIES.—Section 611(f) of the Aamodt Litigation Set-
 12 tlement Act (Public Law 111–291; 124 Stat. 3138) is
 13 amended—

14 (1) in paragraph (1)—

15 (A) in subparagraph (A), by striking
 16 “\$106,400,000” and inserting “\$256,400,000”;
 17 and

18 (B) by striking subparagraph (B) and in-
 19 serting the following:

20 “(B) EXCEPTION.—Of the amount de-
 21 scribed in subparagraph (A)—

22 “(i) the initial \$106,400,000 shall be
 23 increased or decreased, as appropriate,
 24 based on ordinary fluctuations in construc-
 25 tion costs since October 1, 2006, as deter-

1 mined using applicable engineering cost in-
 2 dices; and

3 “(ii) any amounts made available in
 4 excess of the amount described in clause
 5 (i) shall be increased or decreased, as ap-
 6 propriate, based on ordinary fluctuations
 7 in construction costs since October 1,
 8 2018, as determined using applicable engi-
 9 neering cost indices.”; and

10 (2) in paragraph (3), by inserting “and the
 11 611(g) Agreement” after “the Cost-Sharing and
 12 System Integration Agreement”.

13 (c) FUNDING FOR REGIONAL WATER SYSTEM.—Sec-
 14 tion 617(a)(1)(B) of the Aamodt Litigation Settlement
 15 Act (Public Law 111–291; 124 Stat. 3147) is amended—

16 (1) by striking “\$50,000,000” and inserting
 17 “\$200,000,000”; and

18 (2) by striking “2024” and inserting “2028”.

19 (d) EXECUTION OF AGREEMENT UNDER SECTION
 20 611(g).—Section 621 of the Aamodt Litigation Settle-
 21 ment Act (Public Law 111–291; 124 Stat. 3149) is
 22 amended by striking subsections (a) and (b) and inserting
 23 the following:

24 “(a) APPROVAL.—To the extent the Settlement
 25 Agreement, the Cost-Sharing and System Integration

1 Agreement, and the 611(g) Agreement do not conflict with
 2 this title, the Settlement Agreement, the Cost-Sharing and
 3 System Integration Agreement, and the 611(g) Agreement
 4 (including any amendments to the Settlement Agreement,
 5 the Cost-Sharing and System Integration Agreement, and
 6 the 611(g) Agreement that are executed to make the Set-
 7 tlement Agreement, the Cost-Sharing and System Integra-
 8 tion Agreement, or the 611(g) Agreement consistent with
 9 this title) are authorized, ratified, and confirmed.

10 “(b) EXECUTION.—To the extent the Settlement
 11 Agreement, the Cost-Sharing and System Integration
 12 Agreement, and the 611(g) Agreement do not conflict with
 13 this title, the Secretary shall execute the Settlement
 14 Agreement, the Cost-Sharing and System Integration
 15 Agreement, and the 611(g) Agreement (including any
 16 amendments that are necessary to make the Settlement
 17 Agreement, the Cost-Sharing and System Integration
 18 Agreement, or the 611(g) Agreement consistent with this
 19 title).”.

20 (e) FINAL DECREE.—Section 623(e) of the Aamodt
 21 Litigation Settlement Act (Public Law 111–291; 124 Stat.
 22 3152) is amended—

23 (1) in paragraph (2), by striking “2024” and
 24 inserting “2028”; and

- 1 (2) in paragraph (5)(A), by striking “2024”
- 2 and inserting “2028”.

