

117TH CONGRESS
2D SESSION

S. 3886

To amend the Commodity Exchange Act to prohibit trading of water and water rights for future delivery, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 21, 2022

Ms. WARREN (for herself, Mr. MERKLEY, Mr. WHITEHOUSE, Mr. MARKEY, and Mr. SANDERS) introduced the following bill; which was read twice and referred to the Committee on Agriculture, Nutrition, and Forestry

A BILL

To amend the Commodity Exchange Act to prohibit trading of water and water rights for future delivery, 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 “Future of Water Act
5 of 2022”.

1 **SEC. 2. PROHIBITION OF TRADING IN WATER AND WATER**
2 **RIGHTS FOR FUTURE DELIVERY.**

3 (a) COMMODITY EXCHANGE ACT.—Section 1a(9) of
4 the Commodity Exchange Act (7 U.S.C. 1a(9)) is amend-
5 ed—

6 (1) by striking “(7 U.S.C. 13–1) and” and in-
7 serting “(7 U.S.C. 13–1),”;

8 (2) by inserting “water or water rights (or any
9 index, measure, value, or data related to water or
10 water rights), and” after “receipts), and”; and

11 (3) by striking “receipts) in which” and insert-
12 ing “receipts, and water or water rights, or any
13 index, measure, value, or data related to water or
14 water rights) in which”.

15 (b) PUBLIC LAW 85–839.—The first section of Pub-
16 lic Law 85–839 (7 U.S.C. 13–1) is amended in the first
17 sentence of subsection (a)—

18 (1) by inserting “water or water rights (or any
19 index, measure, value, or data related to water or
20 water rights),” after “sale of”; and

21 (2) by striking “receipts)” and inserting “re-
22 cepts),”.

○