

**SEC. 2. FEDERAL PARTICIPATION.**

(a) The Secretary of the Interior, in cooperation with the Tumalo Irrigation District (referred to in this section as the "District"), is authorized to participate in the planning, design, and construction of the Bend Feed Canal Pipeline Project, Oregon.

(b) The Federal share of the costs of the project shall not exceed 50 per centum of the total, and shall be non-reimbursable. The District shall receive credit from the Secretary toward the District's share of the project for any funds the District has provided toward the design, planning or construction prior to the enactment of this Act.

(c) Funds received under this Act shall not be considered a supplemental or additional benefit under the Act of June 17, 1902 (82 Stat. 388) and all Acts amendatory thereof or supplementary thereto.

(d) Title to facilities constructed under this Act will be held by the District.

(e) Operations and maintenance of the facilities will be the responsibility of the District.

(f) There are authorized to be appropriated \$2.5 million for the Federal share of the activities authorized under this Act.

[(g) The Bureau of Reclamation shall not charge the District more than one percent of the project cost for carrying out administrative or oversight activities under this Act.]

The committee amendment was agreed to.

The bill (S. 2425), as amended, was read the third time, and passed, as follows:

S. 2425

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Bend Feed Canal Pipeline Project Act of 2000".

**SEC. 2. FEDERAL PARTICIPATION.**

(a) The Secretary of the Interior, in cooperation with the Tumalo Irrigation District (referred to in this section as the "District"), is authorized to participate in the planning, design, and construction of the Bend Feed Canal Pipeline Project, Oregon.

(b) The Federal share of the costs of the project shall not exceed 50 per centum of the total, and shall be non-reimbursable. The District shall receive credit from the Secretary toward the District's share of the project for any funds the District has provided toward the design, planning or construction prior to the enactment of this Act.

(c) Funds received under this Act shall not be considered a supplemental or additional benefit under the Act of June 17, 1902 (82 Stat. 388) and all Acts amendatory thereof or supplementary thereto.

(d) Title to facilities constructed under this Act will be held by the District.

(e) Operations and maintenance of the facilities will be the responsibility of the District.

(f) There are authorized to be appropriated \$2,500,000 for the Federal share of the activities authorized under this Act.

# **COST SHARING FOR THE ENDANGERED FISH RECOVERY IMPLEMENTATION PROGRAMS FOR THE UPPER COLORADO AND SAN JUAN RIVER BASINS**

The bill (H.R. 2348) to authorize the Bureau of Reclamation to provide cost sharing for endangered fish recovery implementation programs for the Upper Colorado and San Juan River

Basins, was considered, ordered to a third reading, read the third time, and passed.

## **DUSCHENE CITY WATER RIGHTS CONVEYANCE ACT**

The bill (H.R. 3468) to direct the Secretary of the Interior to convey certain water rights to Duschene City, Utah, was considered, ordered to a third reading, read the third time, and passed.

## **MANCOS WATER CONSERVANCY DISTRICT**

The Senate proceeded to consider a bill (S. 2594) to authorize the Secretary of the Interior to contract with the Mancos Water Conservancy District to use the Mancos Project facilities for impounding, storage, diverting, and carriage of nonproject water for the purpose of irrigation, domestic, municipal, industrial, and any other beneficial purposes, which had been reported from the Committee on Energy and Natural Resources, with an amendment; as follows:

[Omit the part in bold face brackets.]

S. 2594

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

### **SECTION 1. CARRIAGE OF NONPROJECT WATER BY THE MANCOS PROJECT, COLORADO.**

(a) SALE OF EXCESS WATER.—

(1) IN GENERAL.—In carrying out the Act of August 11, 1939 (commonly known as the "Water Conservation and Utilization Act") (16 U.S.C. 590y et seq.), if storage or carrying capacity has been or may be provided in excess of the requirements of the land to be irrigated under the Mancos Project, Colorado (referred to in this Act as the "project"), the Secretary of the Interior may, on such terms as the Secretary determines to be just and equitable, contract with the Mancos Water Conservancy District and any of its member unit contractors for impounding, storage, diverting, or carriage of nonproject water for irrigation, domestic, municipal, industrial, and any other beneficial purposes, to an extent not exceeding the excess capacity.

(2) INTERFERENCE.—A contract under paragraph (1) shall not impair or otherwise interfere with any authorized purpose of the project.

(3) COST CONSIDERATIONS.—In fixing the charges under a contract under paragraph (1), the Secretary shall take into consideration—

(A) the cost of construction and maintenance of the project, by which the nonproject water is to be diverted, impounded, stored, or carried; and

(B) the canal by which the water is to be carried.

(4) NO ADDITIONAL CHARGES.—The Mancos Water Conservancy District shall not impose a charge for the storage, carriage, or delivery of the nonproject water in excess of the charge paid to the United States, except to such extent as may be reasonably necessary to cover—

(A) a proportionate share of the project cost; and

(B) the cost of carriage and delivery of the nonproject water through the facilities of the Mancos Water Conservancy District.

(b) WATER RIGHTS OF UNITED STATES NOT ENLARGED.—Nothing in this Act enlarges or

attempts to enlarge the right of the United States, under existing law, to control any water in any State.

[(c) FUNDS RECEIVED AVAILABLE FOR OPERATION AND MAINTENANCE.—

(1) IN GENERAL.—Any funds received by the United States under a contract under subsection (a) shall be available for expenditure for operation and maintenance of the project without further Act of appropriation.

[(2) REVENUE.—Any amount of funds received by the United States under a contract under subsection (a) that is in excess of the amount of funds needed for operation and maintenance of the project shall be applied against the repayment contract of the project.]

The committee amendment was agreed to.

The bill (S. 2594), as amended, was read the third time, and passed, as follows:

S. 2594

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

### **SECTION 1. CARRIAGE OF NONPROJECT WATER BY THE MANCOS PROJECT, COLORADO.**

(a) SALE OF EXCESS WATER.—

(1) IN GENERAL.—In carrying out the Act of August 11, 1939 (commonly known as the "Water Conservation and Utilization Act") (16 U.S.C. 590y et seq.), if storage or carrying capacity has been or may be provided in excess of the requirements of the land to be irrigated under the Mancos Project, Colorado (referred to in this Act as the "project"), the Secretary of the Interior may, on such terms as the Secretary determines to be just and equitable, contract with the Mancos Water Conservancy District and any of its member unit contractors for impounding, storage, diverting, or carriage of nonproject water for irrigation, domestic, municipal, industrial, and any other beneficial purposes, to an extent not exceeding the excess capacity.

(2) INTERFERENCE.—A contract under paragraph (1) shall not impair or otherwise interfere with any authorized purpose of the project.

(3) COST CONSIDERATIONS.—In fixing the charges under a contract under paragraph (1), the Secretary shall take into consideration—

(A) the cost of construction and maintenance of the project, by which the nonproject water is to be diverted, impounded, stored, or carried; and

(B) the canal by which the water is to be carried.

(4) NO ADDITIONAL CHARGES.—The Mancos Water Conservancy District shall not impose a charge for the storage, carriage, or delivery of the nonproject water in excess of the charge paid to the United States, except to such extent as may be reasonably necessary to cover—

(A) a proportionate share of the project cost; and

(B) the cost of carriage and delivery of the nonproject water through the facilities of the Mancos Water Conservancy District.

(b) WATER RIGHTS OF UNITED STATES NOT ENLARGED.—Nothing in this Act enlarges or attempts to enlarge the right of the United States, under existing law, to control any water in any State.

## **SALMON CREEK WATERSHED OF THE UPPER COLUMBIA RIVER STUDY**

The Senate proceeded to consider the bill (S. 2951) to authorize the Secretary

of the Interior to conduct a study to investigate opportunities to better manage the water resources in the Salmon Creek watershed of the upper Columbia River, which had been reported from the Committee on Energy and Natural Resources, with an amendment as follows:

(Omit the part in boldface brackets and insert the part printed in italic.)

S. 2951

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SALMON CREEK WATERSHED, WASHINGTON, WATER MANAGEMENT STUDY.**

(a) IN GENERAL.—[The Commissioner of Reclamation] *The Secretary of the Interior* may conduct a study to investigate the opportunities to better manage the water resources in the Salmon Creek Watershed, a tributary to the Upper Columbia River system, Okanagoan County, Washington, so as to restore and enhance fishery resources (especially the endangered Upper Columbia Spring Chinook and Steelhead), while maintaining or improving the availability of water supplies for irrigation practices vital to the economic well-being of the county.

(b) PURPOSE.—The purpose of the study under subsection (a) shall be to derive the benefits of and further the objectives of the comprehensive, independent study commissioned by the Confederated Tribes of the Colville Reservation and the Okanagoan Irrigation District, which provides a credible basis for pursuing a course of action to simultaneously achieve fish restoration and improved irrigation conservation and efficiency.

(c) COST SHARE.—*The Federal government's cost share for the feasibility study shall not exceed 50 percent.*

Amend the title to read as follows: "To authorize the Secretary of the Interior to conduct a study to investigate opportunities to better manage the water resources in the Salmon Creek watershed of the upper Columbia River."

The committee amendment was agreed to.

The bill (S. 2951), as amended, was read the third time, and passed, as follows:

S. 2951

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SALMON CREEK WATERSHED, WASHINGTON, WATER MANAGEMENT STUDY.**

(a) IN GENERAL.—The Secretary of the Interior may conduct a study to investigate the opportunities to better manage the water resources in the Salmon Creek Watershed, a tributary to the Upper Columbia River system, Okanagoan County, Washington, so as to restore and enhance fishery resources (especially the endangered Upper Columbia Spring Chinook and Steelhead), while maintaining or improving the availability of water supplies for irrigation practices vital to the economic well-being of the county.

(b) PURPOSE.—The purpose of the study under subsection (a) shall be to derive the benefits of and further the objectives of the comprehensive, independent study commissioned by the Confederated Tribes of the Colville Reservation and the Okanagoan Irrigation District, which provides a credible basis for pursuing a course of action to simultaneously achieve fish restoration and improved irrigation conservation and efficiency.

(c) COST SHARE.—The Federal Government's cost share for the feasibility study shall not exceed 50 percent.

**WEBER BASIN WATER CONSERVANCY DISTRICT, UTAH CONTRACTS**

The bill (H.R. 3236) to authorize the Secretary of the Interior to enter into contracts with the Weber Basin water Conservancy District, Utah, to use Weber Basin Project facilities for impounding, storage, and carriage of non-project water for domestic, municipal, industrial, and other beneficial purposes, was considered, ordered to a third reading, read the third time, and passed.

**INCREASED AUTHORIZATION FOR MINIDOKA PROJECT, IDAHO**

The bill (H.R. 3577) to increase the amount authorized to be appropriated for the north side pumping division of the Minidoka reclamation project, Idaho, was considered, ordered to a third reading, read the third time, and passed.

**RECLAMATION WASTEWATER AND GROUND WATER STUDY AND FACILITIES AMENDMENTS ACT**

The Senate proceeded to consider a bill (S. 1848) to amend the Reclamation Wastewater and Ground water study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of the Denver Water Reuse project, which had been reported from the Committee on Energy and Natural Resources, with an amendment, as follows:

[Strike out all after the enacting clause and insert the part printed in italic.]

**SECTION 1. DENVER WATER REUSE PROJECT.**

(a) AUTHORIZATION.—*The Secretary of the Interior, in cooperation with the appropriate State and local authorities, may participate in the design, planning, and construction of the Denver Water Reuse Project ("Project") to reclaim and reuse water in the service area of the Denver Water Department of the city and county of Denver, Colorado.*

(b) COST SHARE.—*The Federal share of the cost of the Project shall not exceed 25 percent of the total cost.*

(c) LIMITATION.—*Funds provided by the Secretary shall not be used for the operation and maintenance of the Project.*

(d) FUNDING.—*Funds appropriated pursuant to section 1615 of the Reclamation Wastewater and Groundwater Study and Facilities Act may be used for the Project.*

**SEC. 2. RECLAMATION WASTEWATER AND GROUNDWATER STUDY AND FACILITIES ACT.**

*Design, planning, and construction of the Project authorized by the Act shall be in accordance with, and subject to the limitations contained in, the Reclamation Wastewater and Groundwater Study and Facilities Act (106 Stat. 4663-4669, 43 U.S.C. 390h et seq.), as amended.*

The committee amendment in the nature of a substitute was agreed to.

The bill (S. 1848), as amended, was read the third time, and passed.

The title was amended so as to read: "A bill to authorize the Secretary of the Interior, pursuant to the provisions of the Reclamation Wastewater and Ground Water Study and Facilities Act to participate in the design, planning, and construction of the Denver Water Reuse project."

**TRUCKEE WATERSHED RECLAMATION PROJECT**

The Senate proceeded to consider a bill (S. 2195) to authorize the Secretary of the Interior, pursuant to the provisions of the Reclamation Wastewater and Groundwater Study and Facilities Act to participate in the design, planning, and construction of the Truckee watershed reclamation project for the reclamation and reuse of water, which had been reported from the Committee on Energy and Natural Resources, with an amendment, as follows:

[Strike out all after the enacting clause and insert the part printed in italic.]

**SECTION 1. TRUCKEE WATERSHED RECLAMATION PROJECT.**

(a) AUTHORIZATION.—*The Secretary of the Interior, in cooperation with Washoe County, Nevada, may participate in the design, planning, and construction of, the Truckee watershed reclamation project, consisting of the North Valley Reuse Project and the Spanish Springs Valley Septic Conversion Project ("Project"), to reclaim and reuse wastewater (including degraded ground water) within and without the service area of Washoe County, Nevada.*

(b) COST SHARE.—*The Federal share of the cost of the Project shall not exceed 25 percent of the total cost.*

(c) LIMITATION.—*Funds provided by the Secretary shall not be used for the operation or maintenance of the Project.*

(d) FUNDING.—*Funds appropriated pursuant to section 1615 of the Reclamation Wastewater and Groundwater Study and Facilities Act may be used for the Project (106 Stat. 4663-4669, 43 U.S.C. 390h et seq.), as amended.*

**SEC. 2. RECLAMATION WASTEWATER AND GROUNDWATER STUDY AND FACILITIES ACT**

*Design, planning, and construction of the Project shall be in accordance with, and subject to the limitations contained in, the Reclamation Wastewater and Groundwater Study and Facilities Act (106 Stat. 4663-4669, 43 U.S.C. 390h et seq.), as amended.*

The committee amendment in the nature of a substitute was agreed to.

The bill (S. 2195), as amended, was read the third time, and passed.

The title was amended so as to read: "A bill to authorize the Secretary of the Interior, pursuant to the provisions of the Reclamation Wastewater and Ground Water Study and Facilities Act to participate in the design, planning, and construction of the Truckee watershed reclamation project for the reclamation and reuse of water."

**RECLAMATION WASTEWATER AND GROUNDWATER STUDY AND FACILITIES ACT AMENDMENTS**

The Senate proceeded to consider a bill (S. 2301) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in