

Mr. THOMAS. Mr. Chairman, I rise today to discuss the important issue of dam safety work at Isabella Dam, located in Kern County, California, which I represent.

On April 27, 2006, the U.S. Army Corps of Engineers declared an emergency pool restriction at the Lake Isabella Dam due to concern over increased seepage at the base of the auxiliary dam. On May 1, the Corps began releasing water from the dam to relieve pressure on the dam, until the pool level at the dam reached only 63 percent of capacity. This restriction will remain in place until the Corps can take permanent corrective action at the dam, which may not be until 2012, which is 6 years from now.

The Corps of Engineers has named Isabella Dam as their top dam safety concern in the Nation as a result of the Corps Screening Portfolio Risk Assessment done last year, due to seepage, seismic concerns, and spillway deficiencies. Nonetheless, their estimated time for taking permanent corrective action is 6 years. Because of this significant concern, I am working with Energy and Water Appropriations Chairman HOBSON to secure the additional funding needed for the Corps to continue important drilling, sample collecting, economics modeling, and environmental studies at Isabella in order to expedite this multi-year process.

Isabella Dam protects a population of 300,000 in the Bakersfield area and about 350,000 acres of highly profitable agricultural land and oil fields. Kern County's evacuation plan notes that should Isabella Dam fail, within three and a half hours portions of the city of Bakersfield would be under as much as thirty feet of water. Loss of life and property, including agricultural land, which annually produces crops with a \$3.5 billion farmgate value, would be tremendous. Likewise, there would be tremendous damage to oil infrastructure and significant impact to the entire Nation because Kern County annually produces more oil than Oklahoma.

I am also concerned about the considerable economic hardship that has already occurred as a result of the Corps' pool restriction at Isabella. Water agencies and the City of Bakersfield who have water rights on the Kern River have already lost 77,000 acre feet of water since the pool restriction was put in place. This is precious water, with a conservatively estimated value of over \$2.5 million. Allowing water to be lost simply because there is no place to store it is an immense problem in a State like California, which has limited resources.

Given the immediate and considerable safety and economic concerns surrounding Isabella Dam, I will continue to work with my colleagues and the Corps to resolve the problem as swiftly as possible.

Mr. SALAZAR. Mr. Chairman, I rise today to express my support of the House version of the Energy and Water Appropriations Act for Fiscal Year 2007, and I urge my colleagues to vote in support of this important measure.

I commend Chairman HOBSON and Ranking Member VISCOSKY for their work on this bill. I believe it is a good start for addressing our Nation's water infrastructure and energy research needs, especially given the budget constraints.

As a water user in Colorado's San Luis Valley, I know and understand water issues, and I can't emphasize how important it is to invest

back into local water infrastructure. Without this investment, I fear we will continue to see a decline in the management of this irreplaceable resource—water is the lifeblood of our rural communities.

The House Energy and Water Appropriations Bill would provide \$5 billion for the Army Corps of Engineers, \$923 million for the Bureau of Reclamation, and \$24.6 billion for the Department of Energy. Of this amount, \$1.9 billion is provided for energy research, development, and demonstration and conservation deployment—an amount \$20 million above the previous year and \$55 million above the Administration's request.

I am pleased the committee included funding for three important projects which I had requested back in March for the 3rd District of Colorado. First and foremost, the committee included \$57.4 million in funding for construction of the Animas-La Plata Project. This funding level represents a \$4 million increase over the FY 2006 funding level.

Completion of the A-LP will provide a much-needed water supply in the southwest corner of our state for both Indian and non-Indian municipal and industrial purposes. It will also fulfill the intent of a carefully negotiated settlement agreement in the mid-1980s to ensure the legitimate claims of the two Colorado Ute Tribes could be met without harm to the existing uses of their non-tribal neighbors.

Since 2002, the Bureau of Reclamation has made much progress, and work has been completed or initiated on many key project features. While I had hoped we could achieve a funding level closer to the Bureau of Reclamation's current capability of \$70 million, I appreciate the committee's decision to increase the project funding level. If we can speed up completion of the project, then we avoid costly delays, saving taxpayer money.

I am pleased that the FY 2007 Energy and Water Appropriations bill also includes \$350,000 for the Arkansas River Habitat Restoration Project. The U.S. Army Corps of Engineers in cooperation with the City of Pueblo, Colorado has completed 95 percent of the project including fish habitat structures along a 9-mile section of the river below Pueblo Dam through downtown Pueblo. This funding would be used to complete the project which is an important environmental restoration project for the project.

The committee also provided a \$789,000 appropriation for the Army Corps of Engineers to engage in operations and maintenance at Trinidad Lake, Colorado. While I appreciate the funding for this project, I am disappointed that the committee chose to reduce its funding by almost half of last year's level. Trinidad Lake is a multipurpose project for flood control, irrigation and recreation, and was authorized by the 1958 Flood Control Act. I realize we are under tight budget constraints but a delay in necessary funding will end up costing us more in the long run.

Finally, I am pleased with the increased funding this bill dedicates for research and development. Some of this money will go directly to the National Renewable Energy Lab (NREL) in Golden, Colorado. NREL is home to some of the most innovative renewable energy research in America and even the world. There is also an increase above the Administration's budget request for weatherization grants. This program directly helps the American consumer by assisting them in energy

conservation measures. Conservation is the quickest way for consumers to deal with high energy prices.

Given the current budgetary constraints, I believe this bill is a good start. The funding included for Colorado projects is important for improving water related infrastructure in our state. As we move forward with the appropriations process, I will continue the fight to preserve funding for Colorado and the 3rd Congressional District.

The CHAIRMAN. The gentleman from Ohio's time has expired.

Mr. VISCOSKY. Mr. Chairman, I yield back my time.

Mr. HOBSON. Mr. Chairman, I move that the committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mrs. BIGGERT) having assumed the chair, Mr. GUTKNECHT, Chairman of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes, had come to no resolution thereon.

LIMITING AMENDMENTS DURING FURTHER CONSIDERATION OF H.R. 5427, ENERGY AND WATER DEVELOPMENT APPROPRIATIONS ACT, 2007

Mr. HOBSON. Madam Speaker, I ask unanimous consent that during further consideration of H.R. 5427 in the Committee of the Whole pursuant to House Resolution 832, notwithstanding clause 11 of rule XVIII, no amendment to the bill may be offered except:

Pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate;

An amendment by Mr. VISCOSKY regarding funding levels and tax cuts;

An amendment by Mr. KING of Iowa regarding Corps of Engineers funding;

An amendment by Mr. DEAL of Georgia striking section 110 of the bill, which shall be debatable for 20 minutes;

An amendment by Mr. PICKERING regarding funding limitation on Corps of Engineers contracting;

An amendment by Ms. DELAURU regarding funding for the State energy grant program;

An amendment by Mr. MARKEY regarding funding reduction for GNEP;

An amendment by Ms. MILLENDER-MCDONALD regarding funding for energy efficiency programs;

An amendment by Mrs. DAVIS of California regarding funding for industrial assessment program;

An amendment by Mr. ANDREWS or Mr. LEACH regarding funding for the Global Threat Reduction Initiative;

An amendment by Mr. WILSON of South Carolina regarding funding for MOX plant at Savannah River site;

An amendment by Mr. BROWN of Ohio regarding funding limitation for contracts relating to port security;

An amendment by Mr. TIAHRT regarding funding limitation on competitiveness;

An amendment by Mr. GORDON regarding funding limitation on energy efficiency in Federal buildings;

An amendment by Mr. BISHOP of New York regarding funding limitation on FERC reviews of LNG floating storage applications;

An amendment by Ms. BERKLEY regarding funding limitation on Yucca Mountain Youth Zone Web site;

An amendment by Mr. MARKEY regarding funding limitation on subtitle J of title IX of Energy Policy Act of 2005;

An amendment by Mr. ENGEL regarding funding limitation on alternative fuel vehicles;

An amendment by Mr. LYNCH regarding a Secretary of Energy plan for oil and gas supply disruptions;

An amendment by Mr. BARTON of Texas regarding funding limitation on GNEP;

An amendment by Mr. HEFLEY regarding across-the-board cut;

An amendment by Mr. HINCHEY regarding funding limitation on electric transmission in the Upper Delaware Scenic River;

An amendment by Mr. STUPAK regarding funding limitation on Corps of Engineers harbor dredging policy;

An amendment by Mr. KING of Iowa regarding funding limitation on bimodal spring pulse releases on Missouri River;

An amendment by Mr. INSLEE regarding funding limitation on termination payments by certain regulated entities;

An amendment or amendments by Mr. HOBSON regarding funding levels;

An amendment by Mr. FLAKE regarding funding limitation on the Center for End-of-Life Electronics in West Virginia;

An amendment by Mr. FLAKE regarding funding limitation on the Southwest Gas Corporation GEDAC heat pump development in Nevada;

An amendment by Mr. FLAKE regarding funding limitation on Virginia Science Museum;

An amendment by Mr. FLAKE regarding funding limitation on the Missouri Forest Foundation;

An amendment by Mr. FLAKE regarding funding limitation on the Juniata Ultra Low-Emission locomotive demonstration in Pennsylvania;

An amendment by Mr. FLAKE regarding funding limitation on the research and environment center at Mystic Aquarium in Connecticut.

Each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Energy and Water Development, and Related Agencies each

may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

Mr. OBEY. Madam Speaker, reserving the right to object, I would simply like to point out that if this unanimous consent agreement is accepted by the House, we are looking at at least 7 hours of time, not counting the votes that will be cast on these amendments, and if every single one of these amendments were pushed to a vote, you would be adding another 3 hours to the debate time.

So I would ask Members to recognize that perhaps it isn't crucial to have the House learn as much as it will learn in a 5-minute discussion on some of these amendments, and I would hope that Members would withhold on some of them so that we can focus on the major matters before the House and not deal with this at some time around midnight.

Madam Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS ACT, 2007

The SPEAKER pro tempore. Pursuant to House Resolution 832 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 5427.

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IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes, with Mr. GUTKNECHT in the chair.

The Clerk read the title of the bill.

The CHAIRMAN. When the Committee of the Whole rose earlier today, all time for general debate had expired.

Pursuant to the rule, the bill shall be considered for amendment under the 5-minute rule.

Pursuant to the order of the House of today, no amendment to the bill may be offered except those specified in the previous order of the House of today, which is at the desk.

The Clerk will read.
The Clerk read as follows:

H.R. 5427

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007, for energy and water development and for other purposes, namely:

TITLE I CORPS OF ENGINEERS—CIVIL DEPARTMENT OF THE ARMY CORPS OF ENGINEERS—CIVIL

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood control, shore protection and storm damage reduction, aquatic ecosystem restoration, and related purposes.

AMENDMENT OFFERED BY MR. VISCOSKY

Mr. VISCOSKY. Mr. Chairman, I offer an amendment.

The CHAIRMAN. The Clerk will designate the amendment.

The text of the amendment is as follows:

Amendment offered by Mr. VISCOSKY:

Page 2, line 20, strike "\$128,000,000" and insert "\$132,000,000".

Page 3, line 12, strike "\$1,947,171,000" and insert "\$2,175,171,000".

Page 6, line 10, strike "\$2,195,471,000" and insert "\$2,213,471,000".

Page 6, line 14, strike "\$297,043,000" and insert "\$306,043,000".

Page 7, line 3, strike "\$141,113,000" and insert "\$150,113,000".

Page 21, line 5, strike "\$2,025,527,000" and insert "\$2,525,527,000".

Page 21, line 6, before the period, insert the following: " , of which not less than \$150,000,000 shall be for funding new advanced energy research".

Page 22, line 1, strike "\$558,204,000" and insert "\$808,204,000".

Page 22, line 2, strike "\$54,000,000" and insert "\$80,000,000".

Page 22, line 13, strike "\$36,400,000" and insert "\$200,400,000".

At the end of title V, insert the following:
SEC. _____. In the case of taxpayers with income in excess of \$1,000,000, for the calendar year beginning in 2007, the amount of tax reduction resulting from enactment of Public Law 107-16, Public Law 108-27 and Public Law 108-31 shall be reduced by 2.42 percent.

Mr. HOBSON. Mr. Chairman, I reserve a point of order on the gentleman's amendment.

The CHAIRMAN. The point of order is reserved.

Pursuant to the order of the House of today, the gentleman from Indiana (Mr. VISCOSKY) and a Member opposed each will control 5 minutes.

The Chair recognizes the gentleman from Indiana.

Mr. VISCOSKY. Mr. Chairman, I appreciate the recognition and would explain the amendment to the membership. As I indicated in my opening remarks, I fully support the committee's bill. The chairman and members of the committee have done an excellent job. But we do not have the sufficient resources represented in the legislation.

My amendment would provide \$1 billion additional, \$750 million of which