

"Sec. 16xx. South Bay Advanced Recycled Water Treatment Facility."

**SEC. 3. SAN JOSE AREA WATER RECLAMATION AND REUSE PROJECT.**

*It is the intent of Congress that a comprehensive water recycling program for the San Francisco Bay Area include the San Jose Area water reclamation and reuse program authorized by section 1607 of the Reclamation Projects Authorization and Adjustment Act of 1992 (43 U.S.C. 390h-5).*

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Arizona (Mr. GRIJALVA) and the gentlewoman from Washington (Mrs. McMORRIS RODGERS) each will control 20 minutes.

The Chair recognizes the gentleman from Arizona.

**GENERAL LEAVE**

Mr. GRIJALVA. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend and include extraneous material on the bill under legislation.

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

There was no objection.

Mr. GRIJALVA. Mr. Speaker, I yield myself such time as I may consume.

I would first like to recognize Representative GEORGE MILLER's hard work and dedication to this legislation, and for his leadership in California water policy.

This legislation would authorize the Secretary of the Interior to participate in seven important water supply projects as part of the Bay Area Regional Water Recycling Program.

□ 1230

The projects authorized by the enactment of H.R. 1526, as amended, will eventually produce 37,600 acre feet of recycled water annually. The water will be critical as California communities work to protect their water supply from future droughts.

Mr. Speaker, I thank Congressman GEORGE MILLER for his hard work on the legislation. I urge my colleagues to join me in supporting H.R. 1526, as amended.

Mr. Speaker, I reserve the balance of my time.

Mrs. McMORRIS RODGERS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, the chairman has adequately explained the bill. I note that this is another water recycling bill which will make the \$328 million funding backlog in the program worse because the majority did not fully fund it in the Energy and Water appropriations bill.

Mr. GEORGE MILLER of California. Mr. Speaker, this water recycling legislation, H.R. 1526, enables local agencies across California's Bay-Delta region to invest in sustainable and reliable new water supplies. I urge my colleagues to support the bill.

The Bay Area Regional Water Recycling Program Authorization Act will provide Federal assistance for an ambitious and forward-thinking regional water recycling program that will reduce demand on the Bay-Delta and drought-proof our regional municipal water supplies.

The legislation will assist efforts in Pittsburg, Antioch, Palo Alto, Mountain View, Pacifica, South Santa Clara County, Redwood City, and San Jose.

The city of Pittsburg and the Delta Diablo Sanitation District, in my congressional district, have been leading the charge on this effort, investing time, energy, and local funds in developing water recycling projects to help meet regional water needs. Water recycling is good for the environment and for local budgets.

In Pittsburg, for example, instead of using fresh water from the Delta, recycled water will be applied to city parks, golf courses, medians, and other green spaces. As the Contra Costa Times wrote about the bill, "There is no good reason to flush wastewater into rivers, bays, estuaries, and the ocean if it can be treated and used again for other purposes such as irrigating parks and golf courses."

I want to thank Chairman NICK RAHALL and Chairwoman GRACE NAPOLITANO, and the staff of the Natural Resources Committee and the Subcommittee on Water and Power, for their assistance in this effort, and I encourage my colleagues to support this bill.

Ms. ESHOO. Mr. Speaker, first all my thanks to Representative GEORGE MILLER for his leadership and vision for sponsoring this legislation which I'm proud to be an original cosponsor of.

The legislation authorizes a total of seven new projects, including two in my district: the Mountain View Moffett Area Recycled Water Distribution Project and the Redwood City Recycled Water Project.

Since the 1990's a partnership of 17 local Bay Area governments, water, and wastewater agencies, the Bureau of Reclamation, and the California Department of Water Resources have worked to maximize water recycling around the Bay under the auspices of the Bay Area Regional Water Recycling Program (BARWRP). They have been found by the Bureau of Reclamation to be feasible or close to achieving feasibility, and they're now ready to move into construction with significant local funding commitments consistent with the Bureau of Reclamation's Title XVI water recycling program. Under the bill, the federal government may provide up to 25% of the cost of the planning, designing, and building each project, and the local sponsors will be responsible for securing at least 75 percent.

Despite the significant investments that communities have already made to these projects, they have not been able to secure federal funds because of a lack of investment by the Bureau of Reclamation in the Title XVI program and because of a lack of a specific Congressional authorization for these projects. This legislation addresses the question of authorization so that the funding may follow.

There's a clear federal interest in these water recycling projects since other federal water projects already contribute significant portions of the water supply to communities throughout the Bay Area. Taken together, the projects authorized in H.R. 1526 will conserve 5,000 acre-feet of potable water per year in the near-term (the first five years of operation) and more than 9,000 acre-feet per year over the long term (10 to 15 years). This represents 9,000 acre-feet which will not have to be extracted from the San Francisco Bay Delta, the Hetch Hetchy system, and other sensitive areas.

Mr. Speaker, in coming years water supplies in California are going to be stretched and

stressed by population growth, environmental stress, and supply reductions in water caused by the loss of snow pack due to global warming. If we're going to meet the challenge and relieve the stress on the existing system, we're going to need projects like these.

I urge my colleagues to vote for H.R. 1526. Mrs. McMORRIS RODGERS. Mr. Speaker, I yield back the balance of my time.

Mr. GRIJALVA. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Arizona (Mr. GRIJALVA) that the House suspend the rules and pass the bill, H.R. 1526, as amended.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

**OREGON WATER RESOURCES MANAGEMENT ACT OF 2007**

Mr. GRIJALVA. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 495) to update the management of Oregon water resources, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 495

*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 "Oregon Water Resources Management Act of 2007".

**SEC. 2. EXTENSION OF PARTICIPATION OF BUREAU OF RECLAMATION IN DESCHUTES RIVER CONSERVANCY.**

Section 301 of the Oregon Resource Conservation Act of 1996 (division B of Public Law 104-208; 110 Stat. 3009-534) is amended—

(1) in subsection (a)(1), by striking "Deschutes River Basin Working Group" and inserting "Deschutes River Conservancy Working Group";

(2) by amending the text of subsection (a)(1)(B) to read as follows: "4 representatives of private interests including two from irrigated agriculture who actively farm more than 100 acres of irrigated land and are not irrigation district managers and two from the environmental community";

(3) in subsection (b)(3), by inserting before the final period the following: ", and up to a total amount of \$2,000,000 during each of fiscal years 2007 through 2016"; and

(4) in subsection (h), by inserting before the period at the end the following: ", and \$2,000,000 for each of fiscal years 2007 through 2016".

**SEC. 3. WALLOWA LAKE DAM REHABILITATION ACT.**

(a) DEFINITIONS.—In this section, the following definitions apply:

(1) ASSOCIATED DITCH COMPANIES, INCORPORATED.—The term "Associated Ditch Companies, Incorporated" means the nonprofit corporation established under the laws of the State of Oregon that operates Wallowa Lake Dam.

(2) SECRETARY.—The term "Secretary" means the Secretary of the Interior, acting through the Commissioner of Reclamation.

(3) WALLOWA LAKE DAM REHABILITATION PROGRAM.—The term "Wallowa Lake Dam

Rehabilitation Program” means the program for the rehabilitation of the Wallowa Lake Dam in Oregon, as contained in the engineering document titled, “Phase I Dam Assessment and Preliminary Engineering Design”, dated December 2002, and on file with the Bureau of Reclamation.

(b) **AUTHORIZATION TO PARTICIPATE IN PROGRAM.**—

(1) **GRANTS AND COOPERATIVE AGREEMENTS.**—The Secretary may provide grants to, or enter into cooperative or other agreements with, tribal, State, and local governmental entities and the Associated Ditch Companies, Incorporated, to plan, design, and construct facilities needed to implement the Wallowa Lake Dam Rehabilitation Program.

(2) **CONDITIONS.**—As a condition of providing funds under paragraph (1), the Secretary shall ensure that—

(A) the Wallowa Lake Dam Rehabilitation Program and activities under this section meet the standards of the dam safety program of the State of Oregon;

(B) the Associated Ditch Companies, Incorporated, agrees to assume liability for any work performed, or supervised, with Federal funds provided to it under this section; and

(C) the United States shall not be liable for damages of any kind arising out of any act, omission, or occurrence relating to a facility rehabilitated or constructed with Federal funds provided under this section, both while and after activities are conducted using Federal funds provided under this section.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—The Federal share of the costs of activities authorized under this section shall not exceed 50 percent.

(B) **EXCLUSIONS FROM FEDERAL SHARE.**—There shall not be credited against the Federal share of such costs—

(i) any expenditure by the Bonneville Power Administration in the Wallowa River watershed; and

(ii) expenditures made by individual agricultural producers in any Federal commodity or conservation program.

(4) **COMPLIANCE WITH STATE LAW.**—The Secretary, in carrying out this section, shall comply with applicable Oregon State water law.

(5) **PROHIBITION ON HOLDING TITLE.**—The Federal Government shall not hold title to any facility rehabilitated or constructed under this section.

(6) **PROHIBITION ON OPERATION AND MAINTENANCE.**—The Federal Government shall not be responsible for the operation and maintenance of any facility constructed or rehabilitated under this section.

(c) **RELATIONSHIP TO OTHER LAW.**—Activities funded under this section shall not be considered a supplemental or additional benefit under Federal reclamation law (the Act of June 17, 1902 (32 Stat. 388, chapter 1093), and Acts supplemental to and amendatory of that Act (43 U.S.C. 371 et seq.)).

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Secretary to pay the Federal share of the costs of activities authorized under this section, \$6,000,000.

(e) **SUNSET.**—The authority of the Secretary to carry out any provisions of this section shall terminate 10 years after the date of the enactment of this section.

#### **SEC. 4. LITTLE BUTTE/BEAR CREEK SUBBASINS, OREGON, WATER RESOURCE STUDY.**

(a) **AUTHORIZATION.**—The Secretary of the Interior, acting through the Bureau of Reclamation, may participate in the Water for Irrigation, Streams and the Economy Project water management feasibility study and environmental impact statement in accordance with the “Memorandum of Agreement Between City of Medford and Bureau of

Reclamation for the Water for Irrigation, Streams, and the Economy Project”, dated July 2, 2004.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There is authorized to be appropriated to the Bureau of Reclamation \$500,000 to carry out activities under this section.

(2) **NON-FEDERAL SHARE.**—

(A) **IN GENERAL.**—The non-Federal share shall be 50 percent of the total costs of the Bureau of Reclamation in carrying out subsection (a).

(B) **FORM.**—The non-Federal share required under subparagraph (A) may be in the form of any in-kind services that the Secretary of the Interior determines would contribute substantially toward the conduct and completion of the study and environmental impact statement required under subsection (a).

(c) **SUNSET.**—The authority of the Secretary to carry out any provisions of this section shall terminate 10 years after the date of the enactment of this section.

#### **SEC. 5. NORTH UNIT IRRIGATION DISTRICT.**

(a) **SHORT TITLE.**—This section may be cited as the “North Unit Irrigation District Act of 2007”.

(b) **AMENDMENT.**—The Act of August 10, 1954 (68 Stat. 679, chapter 663), is amended—

(1) in the first section—

(A) by inserting “(referred to in this Act as the ‘District’)” after “irrigation district”; and

(B) by inserting “(referred to in this Act as the ‘Contract’)” after “1953”; and

(2) by adding at the end the following:

#### **“SEC. 3. ADDITIONAL TERMS.**

“On approval of the District directors and notwithstanding project authorizing legislation to the contrary, the Contract is modified, without further action by the Secretary of the Interior, to include the following modifications:

“(1) In Article 8(a) of the Contract, by deleting ‘a maximum of 50,000’ and inserting ‘approximately 59,000’ after ‘irrigation service to’.

“(2) In Article 11(a) of the Contract, by deleting ‘The classified irrigable lands within the project comprise 49,817.75 irrigable acres, of which 35,773.75 acres are in Class A and 14,044.40 in Class B. These lands and the standards upon which the classification was made are described in the document entitled ‘Land Classification, North Unit, Deschutes Project, 1953’ which is on file in the office of the Regional Director, Bureau of Reclamation, Boise, Idaho, and in the office of the District’ and inserting ‘The classified irrigable land within the project comprises 58,902.8 irrigable acres, all of which are authorized to receive irrigation water pursuant to water rights issued by the State of Oregon and have in the past received water pursuant to such State water rights.’

“(3) In Article 11(c) of the Contract, by deleting ‘, with the approval of the Secretary,’ after ‘District may’, by deleting ‘the 49,817.75 acre maximum limit on the irrigable area is not exceeded’ and inserting ‘irrigation service is provided to no more than approximately 59,000 acres and no amendment to the District boundary is required’ after ‘time so long as’.

“(4) In Article 11(d) of the Contract, by inserting ‘, and may further be used for instream purposes, including fish or wildlife purposes, to the extent that such use is required by Oregon State law in order for the District to engage in, or take advantage of, conserved water projects as authorized by Oregon State law’ after ‘herein provided’.

“(5) By adding at the end of Article 12(d) the following: ‘(e) Notwithstanding the above subsections of this Article or Article 13

below, beginning with the irrigation season immediately following the date of enactment of the North Unit Irrigation District Act of 2007, the annual installment for each year, for the District, under the Contract, on account of the District’s construction charge obligation, shall be a fixed and equal annual amount payable on June 30 the year following the year for which it is applicable, such that the District’s total construction charge obligation shall be completely paid by June 30, 2044.’

“(6) In Article 14(a) of the Contract, by inserting ‘and for instream purposes, including fish or wildlife purposes, to the extent that such use is required by Oregon State law in order for the District to engage in, or take advantage of, conserved water projects as authorized by Oregon State law,’ after ‘and incidental stock and domestic uses’, by inserting ‘and for instream purposes as described above,’ after ‘irrigation, stock and domestic uses’, and by inserting ‘, including natural flow rights out of the Crooked River held by the District’ after ‘irrigation system’.

“(7) In Article 29(a) of the Contract, by inserting ‘and for instream purposes, including fish or wildlife purposes, to the extent that such use is required by Oregon State law in order for the District to engage in, or take advantage of, conserved water projects as authorized by Oregon State law’ after ‘provided in article 11’.

“(8) In Article 34 of the Contract, by deleting ‘The District, after the election and upon the execution of this contract, shall promptly secure final decree of the proper State court approving and confirming this contract and decreeing and adjudging it to be a lawful, valid, and binding general obligation of the District. The District shall furnish to the United States certified copies of such decrees and of all pertinent supporting records.’ after ‘for that purpose’.

#### **“SEC. 4. FUTURE AUTHORITY TO RENEGOTIATE.**

“The Secretary of the Interior (acting through the Commissioner of Reclamation) may in the future renegotiate with the District such terms of the Contract as the District directors determine to be necessary, only upon the written request of the District directors and the consent of the Commissioner of Reclamation.”.

The **SPEAKER** pro tempore. Pursuant to the rule, the gentleman from Arizona (Mr. GRIJALVA) and the gentlewoman from Washington (Mrs. McMORRIS RODGERS) each will control 20 minutes.

The Chair recognizes the gentleman from Arizona.

#### **GENERAL LEAVE**

Mr. GRIJALVA. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend and include extraneous material on the bill under consideration.

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

There was no objection.

Mr. GRIJALVA. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, the purpose of H.R. 495, as introduced by our colleague from Oregon (Mr. WALDEN), is to update the management of Oregon water resources and to authorize various water projects in the State of Oregon.

The bill authorizes the extension of participation of the Bureau of Reclamation in the Deschutes River Conservancy and the Wallowa Lake Dam

Rehabilitation, Little Butte/Bear Creek Subbasins Water Resource Study, and the North Unit Irrigation District. These projects will enhance the water resources in a number of areas in the State of Oregon. Almost identical legislation passed the House in the 109th Congress.

Mr. Speaker, we have no objection to this noncontroversial bill.

Mr. Speaker, I reserve the balance of my time.

Mrs. McMORRIS RODGERS. Mr. Speaker, I yield myself such time as I may consume.

H.R. 495, sponsored by my Pacific Northwest colleague, GREG WALDEN, improves a number of water management projects in central and eastern Oregon. The provisions in this bill reflect the work of the past two Congresses and enjoyed bipartisan support because they help water consumers and improve the environment.

Mr. Speaker, I urge my colleagues to support this bill.

Mr. Speaker, I yield back the balance of my time.

Mr. GRIJALVA. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Arizona (Mr. GRIJALVA) that the House suspend the rules and pass the bill, H.R. 495.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

## OCEAN AND COASTAL MAPPING INTEGRATION ACT

Mr. GRIJALVA. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2400) to direct the Administrator of the National Oceanic and Atmospheric Administration to establish an integrated Federal ocean and coastal mapping plan for the Great Lakes and coastal state waters, the territorial sea, the exclusive economic zone, and the Continental Shelf of the United States, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 2400

*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 "Ocean and Coastal Mapping Integration Act".

### SEC. 2. INTEGRATED OCEAN AND COASTAL MAPPING PROGRAM.

(a) IN GENERAL.—The Administrator of the National Oceanic and Atmospheric Administration shall establish a program to develop, in coordination with the Interagency Committee on Ocean and Coastal Mapping and affected coastal states, a coordinated and comprehensive Federal ocean and coastal mapping plan for the Great Lakes and coastal state waters, the territorial sea, the exclusive economic zone, and the Continental Shelf of the United States that enhances eco-

system approaches in decisionmaking for conservation and management of marine resources and habitats, establishes priorities for research and mapping, supports the siting of research and other platforms, enhances safety of navigation, and advances ocean and coastal science.

(b) PROGRAM PARAMETERS.—In developing such a program, the Administrator shall work with the Committee to—

(1) identify all Federal and federally funded programs conducting shoreline delineation and ocean or coastal mapping, noting geographic coverage, frequency, spatial coverage, resolution, and subject matter focus of the data and location of data archives;

(2) facilitate cost-effective, cooperative mapping efforts that incorporate policies for contracting with non-governmental entities among all Federal agencies conducting ocean and coastal mapping, by increasing data sharing, developing appropriate data acquisition and metadata standards, and facilitating the interoperability of in situ data collection systems, data processing, archiving, and distribution of data products;

(3) facilitate the adaptation of existing technologies as well as foster expertise in new ocean and coastal mapping technologies, including through research, development, and training conducted among Federal agencies and in cooperation with non-governmental entities;

(4) develop standards and protocols for testing innovative experimental mapping technologies and transferring new technologies between the Federal Government, coastal state, and non-governmental entities;

(5) provide for the archiving, management, and distribution of data sets through a national registry as well as provide mapping products and services to the general public in service of statutory requirements;

(6) develop data standards and protocols consistent with standards developed by the Federal Geographic Data Committee for use by Federal, coastal state, and other entities in mapping and otherwise documenting locations of federally permitted activities, living and nonliving coastal and marine resources, marine ecosystems, sensitive habitats, submerged cultural resources, undersea cables, offshore aquaculture projects, offshore energy projects, and any areas designated for purposes of environmental protection or conservation and management of living and nonliving coastal and marine resources;

(7) identify the procedures to be used for coordinating the collection and integration of Federal ocean and coastal mapping data with coastal state and local government programs;

(8) facilitate, to the extent practicable, the collection of real-time tide data and the development of hydrodynamic models for coastal areas to allow for the application of V-datum tools that will facilitate the seamless integration of onshore and offshore maps and charts;

(9) establish a plan for the acquisition and collection of ocean and coastal mapping data; and

(10) set forth a timetable for completion and implementation of the plan referred to in subsection (a).

### SEC. 3. INTERAGENCY COMMITTEE ON OCEAN AND COASTAL MAPPING.

(a) IN GENERAL.—The Administrator, within 30 days after the date of enactment of this Act, shall convene or utilize an existing interagency committee on ocean and coastal mapping to implement section 2.

(b) MEMBERSHIP.—The committee shall be comprised of senior representatives from Federal agencies with ocean and coastal mapping and surveying responsibilities. The representatives shall be high-ranking offi-

cials of their respective agencies or departments and, whenever possible, the head of the portion of the agency or department that is most relevant to the purposes of this Act. Membership shall include senior representatives from the National Oceanic and Atmospheric Administration, the Chief of Naval Operations, the United States Geological Survey, the Minerals Management Service, the National Science Foundation, the National Geospatial-Intelligence Agency, the United States Army Corps of Engineers, the Coast Guard, the Environmental Protection Agency, the Federal Emergency Management Agency, the National Aeronautics and Space Administration, and other appropriate Federal agencies involved in ocean and coastal mapping.

(c) CHAIRMAN.—The committee shall have as its chairman the representative from the National Oceanic and Atmospheric Administration. The chairman may create subcommittees chaired by any member agency of the committee. The full committee may form working groups to address issues of short duration.

(d) MEETINGS.—The committee shall meet on a quarterly basis, but each subcommittee and each working group shall meet on an as-needed basis.

(e) COORDINATION.—The committee shall coordinate activities, when appropriate, with—

(1) other Federal efforts, including the Digital Coast, Geospatial One-Stop, and the Federal Geographic Data Committee;

(2) international mapping activities;

(3) coastal states;

(4) user groups through workshops and other appropriate mechanisms; and

(5) representatives of non-governmental entities.

(f) ADVISORY PANEL.—The Administrator may convene an ocean and coastal mapping advisory panel consisting of representatives from non-governmental entities to provide input regarding activities of the committee.

### SEC. 4. NOAA INTEGRATED MAPPING INITIATIVE.

(a) IN GENERAL.—Not later than 6 months after the date of enactment of this Act, the Administrator, in consultation with the Committee, shall develop and submit to the Congress a plan for an integrated ocean and coastal mapping initiative within the National Oceanic and Atmospheric Administration.

(b) PLAN REQUIREMENTS.—The plan shall—

(1) identify and describe all ocean and coastal mapping programs within the agency, including those that conduct mapping or related activities in the course of existing missions, such as hydrographic surveys, ocean exploration projects, living marine resource conservation and management programs, coastal zone management projects, and ocean and coastal observations and science projects;

(2) establish priority mapping programs and establish and periodically update priorities for geographic areas in surveying and mapping across all missions of the National Oceanic and Atmospheric Administration, as well as minimum data acquisition and metadata standards for those programs;

(3) encourage the development of innovative ocean and coastal mapping technologies and applications, such as Digital Coast, through research and development through cooperative or other agreements with joint or cooperative research institutes or centers and with other non-governmental entities;

(4) document available and developing technologies, best practices in data processing and distribution, and leveraging opportunities with other Federal agencies, coastal states, and non-governmental entities;