

## Public Law 106-372

106th Congress

## An Act

To provide for a study of the engineering feasibility of a water exchange in lieu of electrification of the Chandler Pumping Plant at Prosser Diversion Dam, Washington.

Oct. 27, 2000

[H.R. 3986]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1208 of Public Law 103-434 (108 Stat. 4562) is amended—*

(1) in subsection (a)—

(A) in the subsection heading, by inserting “OR WATER EXCHANGE” after “ELECTRIFICATION”;

(B) by redesignating paragraphs (1), (2), and (3) as subparagraphs (A), (B), and (C), respectively, and indenting appropriately;

(C) by striking “In order to” and inserting the following:

“(1) ELECTRIFICATION.—In order to”; and

(D) by adding at the end the following:

“(2) WATER EXCHANGE ALTERNATIVE.—

“(A) IN GENERAL.—As an alternative to the measures authorized under paragraph (1) for electrification, the Secretary is authorized to use not more than \$4,000,000 of sums appropriated under paragraph (1) to study the engineering feasibility of exchanging water from the Columbia River for water historically diverted from the Yakima River.

“(B) REQUIREMENTS.—In carrying out subparagraph (A), the Secretary, in coordination with the Kennewick Irrigation District and in consultation with the Bonneville Power Administration, shall—

“(i) prepare a report that describes project benefits and contains feasibility level designs and cost estimates;

“(ii) secure the critical right-of-way areas for the pipeline alignment;

“(iii) prepare an environmental assessment; and

“(iv) conduct such other studies or investigations as are necessary to develop a water exchange.”;

(2) in subsection (b)—

(A) in paragraph (1), by inserting “or water exchange” after “electrification”; and

(B) in the second sentence of paragraph (2)(A), by inserting “or the equivalent of the rate” before the period;

(3) in subsection (d), by striking “electrification,” each place it appears and inserting “electrification or water exchange”; and

(4) in subsection (d), by striking “of the two” and inserting “thereof”.

Approved October 27, 2000.

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LEGISLATIVE HISTORY—H.R. 3986 (S. 2163):

HOUSE REPORTS: No. 106-864 (Comm. on Resources).

SENATE REPORTS: No. 106-488 accompanying S. 2163 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 146 (2000):

Sept. 19, considered and rejected in House.

Sept. 20, considered and passed House.

Oct. 13, considered and passed Senate.

