
Member's Signature

John Garamendi
Member's Name

An amendment to H.R. 3964 to create a program to fund drought response water projects that would create new water through conservation, recycling and storage.

Strike all sections of H.R. 3964 and insert the following:

Section 1. Drought Response Water Projects

(a) In General – Secure Water Act of 2009 (42 U.S.C. 10361 et seq.) is amended by inserting after section 9503 the following section (and redesignating the subsequent sections accordingly):
“SEC. 9504 Drought Response Water Projects.

(a) Establishment. – In response to ongoing drought in the State of California, the Secretary shall construct, or enter into cooperative agreements with water users associations for the construction of, drought response water projects that will create new water in the State of California through conservation, recycling and storage.

(b) Purposes of Drought Response Water Projects. – construction of drought response water projects shall be made for the following purposes:

- a. More efficient use of municipal, industrial and agricultural water through implementation of conservation practices using the best available science.
- b. Diversification of water supply through water recycling projects.
- c. Increased municipal, industrial, environmental and agricultural water supply through storage projects. Specifically, water storage projects under section 103(d)(1)(A)(ii)(I) and section 103(d)(1)(A)(iii) of Public Law 108-361.

(c) Drought Response Water Project Account Repayment Program. –

- a. Account. – There is established in the Treasury of the United States an Account to be known as the “Reclamation Drought Response Water Project Account” which shall be used to pay for water projects that will create new water through conservation, recycling and storage under this section.
- b. Deposits to Account. – There shall be deposited to the Account on October 1st of each fiscal year from 2015 through 2019 \$400,000,000 of the revenues that would otherwise be deposited in the reclamation fund established by the first section of the Act of June 17, 1902 (32 Stat. 388, chapter 1093); and there shall be deposited to the Account repayments made under this paragraph (3) at the time of repayment.
- c. Repayment. – Amounts used for drought response water projects from the Account shall be fully reimbursed to the Account consistent with the requirements under Federal reclamation law (the 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.) except that all funds reimbursed shall be deposited in the Account established under paragraph (a).
- d. Availability of Amounts. – Amounts deposited in the Account under this subsection shall –
 - i. Be made available in accordance with this section, without further appropriation; and
 - ii. Be in addition to amounts appropriated for such purposes under any other provision of law.

(b) Definitions. – Section 9502 of the Secure Water Act of 2009 (42 U.S.C. 10362) is amended by adding at the end the following:

- (18.) Account. – The term ‘account’ means the Reclamation Drought Response Water Project Account established under section 9504(c)(1).
- (19.) Water Users Association. – An entity organized and recognized under State laws that is eligible to enter into contracts with Reclamation to receive contract water for delivery to and users of the water and to pay applicable charges. Refers to a variety of entities with different names and differing functions, i.e. ‘associations’, ‘conservatory district’, ‘irrigation district’, ‘municipality’, ‘water project contract unit’, etc.
- (20.) Construction. – The designing, materials engineering and testing, surveying, and building of conservation, recycling and storage projects including additions to existing conservation, recycling, and storage facilities and construction of new conservation, recycling, and storage facilities, exclusive of any Federal statutory or regulatory obligations relating to any permit, review, approval, or other such requirement.
- (21.) Conservation, Recycling, Storage Project. – Any federally owned facility under the jurisdiction of the Bureau of Reclamation or any non-Federal facility used for the conservation, recycling or storage and supply of water resources.”