

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO THE
RULES COMMITTEE PRINT 113-34
OFFERED BY MR. GARAMENDI OF CALIFORNIA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. DROUGHT RESPONSE WATER PROJECTS.

2 (a) IN GENERAL.—Secure Water Act of 2009 (42
3 U.S.C. 10361 et seq.) is amended by inserting after sec-
4 tion 9503 the following section (and redesignating the sub-
5 sequent sections accordingly):

6 “SEC. 9504. DROUGHT RESPONSE WATER PROJECTS.

7 “(a) ESTABLISHMENT.—In response to ongoing
8 drought in the State of California, the Secretary shall con-
9 struct, or enter into cooperative agreements with water
10 users associations for the construction of, drought re-
11 sponse water projects that will create new water in the
12 State of California through conservation, recycling, and
13 storage.

14 “(b) PURPOSES OF DROUGHT RESPONSE WATER
15 PROJECTS.—Construction of drought response water
16 projects shall be made for the following purposes:

1 “(1) More efficient use of municipal, industrial
2 and agricultural water through implementation of
3 conservation practices using the best available
4 science.

5 “(2) Diversification of water supply through
6 water recycling projects.

7 “(3) Increased municipal, industrial, environ-
8 mental and agricultural water supply through stor-
9 age projects. Specifically, water storage projects
10 under section 103(d)(1)(A)(ii)(I) and section
11 103(d)(1)(A)(iii) of Public Law 108–361.

12 “(c) DROUGHT RESPONSE WATER PROJECT AC-
13 COUNT REPAYMENT PROGRAM.—

14 “(1) ACCOUNT.—There is established in the
15 Treasury of the United States an Account to be
16 known as the ‘Reclamation Drought Response Water
17 Project Account’ which shall be used to pay for
18 water projects that will create new water through
19 conservation, recycling and storage under this sec-
20 tion.

21 “(2) DEPOSITS TO ACCOUNT.—There shall be
22 deposited to the Account on October 1st of each fis-
23 cal year from 2015 through 2019 \$400,000,000 of
24 the revenues that would otherwise be deposited in
25 the reclamation fund established by the first section

1 of the Act of June 17, 1902 (32 Stat. 388, chapter
2 1093) and there shall be deposited to the Account
3 repayments made under this paragraph (3) at the
4 time of repayment.

5 “(3) REPAYMENT.—Amounts used for drought
6 response water projects from the Account shall be
7 fully reimbursed to the Account consistent with the
8 requirements under Federal reclamation law (the
9 law (the Act of June 17, 1902 (32 Stat. 388, chap-
10 ter 1093)), and Acts supplemental to and amend-
11 atory of that Act (43 U.S.C. 371 et seq.) except that
12 all funds reimbursed shall be deposited in the Ac-
13 count established under paragraph (a).

14 “(4) AVAILABILITY OF AMOUNTS.—Amounts
15 deposited in the Account under this subsection
16 shall—

17 “(A) be made available in accordance with
18 this section, without further appropriation; and

19 “(B) be in addition to amounts appro-
20 priated for such purposes under any other pro-
21 vision of law.”.

22 (b) DEFINITIONS.—Section 9502 of the Secure
23 Water Act of 2009 (42 U.S.C. 10362) is amended by add-
24 ing at the end the following:

1 “(18) ACCOUNT.—The term ‘account’ means
2 the Reclamation Drought Response Water Project
3 Account established under section 9504(c)(1).

4 “(19) WATER USERS ASSOCIATION.—An entity
5 organized and recognized under State laws that is
6 eligible to enter into contracts with Reclamation to
7 receive contract water for delivery to and users of
8 the water and to pay applicable charges. Refers to
9 a variety of entities with different names and dif-
10 fering functions, i.e. ‘associations’, ‘conservatory dis-
11 trict’, ‘irrigation district’, ‘municipality’, ‘water
12 project contract unit’, etc.

13 “(20) CONSTRUCTION.—The designing, mate-
14 rials engineering and testing, surveying, and build-
15 ing of conservation, recycling and storage projects
16 including additions to existing conservation, recy-
17 cling, and storage facilities and construction of new
18 conservation, recycling, and storage facilities, exclu-
19 sive of any Federal statutory or regulatory obliga-
20 tions relating to any permit, review, approval, or
21 other such requirement.

22 “(21) CONSERVATION, RECYCLING, STORAGE
23 PROJECT.—Any federally owned facility under the
24 jurisdiction of the Bureau of Reclamation or any

- 1 non-Federal facility used for the conservation, recy-
- 2 cling or storage and supply of water resources.”.

