

104TH CONGRESS
2D SESSION

H. R. 2917

To authorize the Chief of Engineers of the Army Corps of Engineers to make capital improvements for the Washington Aqueduct, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 31, 1996

Ms. NORTON introduced the following bill; which was referred to the
Committee on Transportation and Infrastructure

A BILL

To authorize the Chief of Engineers of the Army Corps of Engineers to make capital improvements for the Washington Aqueduct, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CAPITAL IMPROVEMENTS FOR THE WASHING-**
4 **TON AQUEDUCT.**

5 (a) AUTHORIZATIONS.—

6 (1) AUTHORIZATION OF MODERNIZATION.—

7 Subject to approval in, and in such amounts as may
8 be provided in appropriations Acts, the Chief of En-

1 gineers of the Army Corps of Engineers is author-
2 ized to modernize the Washington Aqueduct.

3 (2) AUTHORIZATION OF APPROPRIATIONS.—

4 There is authorized to be appropriated to the Army
5 Corps of Engineers borrowing authority in amounts
6 sufficient to cover the full costs of modernizing the
7 Washington Aqueduct. The borrowing authority
8 shall be provided by the Secretary of the Treasury,
9 under such terms and conditions as are established
10 by the Secretary of the Treasury, after a series of
11 contracts with each public water supply customer
12 has been entered into under subsection (b).

13 (b) CONTRACTS WITH PUBLIC WATER SUPPLY CUS-
14 TOMERS.—

15 (1) CONTRACTS TO REPAY CORPS DEBT.—To
16 the extent provided in appropriations Acts, and in
17 accordance with paragraphs (2) and (3), the Chief
18 of Engineers of the Army Corps of Engineers is au-
19 thorized to enter into a series of contracts with each
20 public water supply customer under which the cus-
21 tomer commits to repay a pro-rata share of the prin-
22 cipal and interest owed by the Army Corps of Engi-
23 neers to the Secretary of the Treasury under sub-
24 section (a). Under each of the contracts, the cus-
25 tomer that enters into the contract shall commit to

1 pay any additional amount necessary to fully offset
2 the risk of default on the contract.

3 (2) OFFSETTING OF RISK OF DEFAULT.—Each
4 contract under paragraph (1) shall include such ad-
5 ditional terms and conditions as the Secretary of the
6 Treasury may require so that the value to the Gov-
7 ernment of the contracts is estimated to be equal to
8 the obligational authority used by the Army Corps
9 of Engineers for modernizing the Washington Aque-
10 duct at the time that each series of contracts is en-
11 tered into.

12 (3) OTHER CONDITIONS.—Each contract en-
13 tered into under paragraph (1) shall—

14 (A) provide that the public water supply
15 customer pledges future income from fees as-
16 sessed to operate and maintain the Washington
17 Aqueduct;

18 (B) provide the United States priority over
19 all other creditors; and

20 (C) include other conditions that the Sec-
21 retary of the Treasury determines to be appro-
22 priate.

23 (c) BORROWING AUTHORITY.—Subject to an appro-
24 priation under subsection (a)(2) and after entering into
25 a series of contracts under subsection (b), the Secretary,

1 acting through the Chief of Engineers of the Army Corps
 2 of Engineers, shall seek borrowing authority from the Sec-
 3 retary of the Treasury under subsection (a)(2).

4 (d) DEFINITIONS.—In this section:

5 (1) PUBLIC WATER SUPPLY CUSTOMER.—The
 6 term “public water supply customer” means the Dis-
 7 trict of Columbia, the county of Arlington, Virginia,
 8 and the city of Falls Church, Virginia.

9 (2) VALUE TO THE GOVERNMENT.—The term
 10 “value to the Government” means the net present
 11 value of a contract under subsection (b) calculated
 12 under the rules set forth in subparagraphs (A) and
 13 (B) of section 502(5) of the Congressional Budget
 14 Act of 1974 (2 U.S.C. 661a(5)), excluding section
 15 502(5)(B)(i) of the Act, as though the contracts pro-
 16 vided for the repayment of direct loans to the public
 17 water supply customers.

18 (3) WASHINGTON AQUEDUCT.—The term
 19 “Washington Aqueduct” means the water supply
 20 system of treatment plans, raw water intakes, con-
 21 duits, reservoirs, transmission mains, and pumping
 22 stations owned by the Federal Government located
 23 in the metropolitan Washington, District of Colum-
 24 bia, area.

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