

106TH CONGRESS
2D SESSION

H. R. 4984

To authorize the Bureau of Reclamation to conduct certain feasibility studies to augment water supplies for the Klamath Project, Oregon and California, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 26, 2000

Mr. WALDEN of Oregon (for himself and Mr. HERGER introduced the following bill; which was referred to the Committee on Resources

A BILL

To authorize the Bureau of Reclamation to conduct certain feasibility studies to augment water supplies for the Klamath Project, Oregon and California, 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. SHORT TITLE.**

4 This Act may be cited as the “Klamath Project
5 Water Supply Enhancement Act”.

1 **SEC. 2. AUTHORIZATION TO CONDUCT FEASIBILITY STUD-**
2 **IES.**

3 The Secretary of the Interior, acting through the Bu-
4 reau of Reclamation, may conduct feasibility studies of the
5 following proposals related to the Klamath Project, a Fed-
6 eral reclamation project in Oregon and California:

7 (1) Increasing the storage capacity or the yield
8 (or both) of Klamath Project facilities, including the
9 Gerber Reservoir, Upper Klamath Lake, and Clear
10 Lake.

11 (2) The potential for development of additional
12 Klamath Basin groundwater supplies, including the
13 effect of such groundwater development on ground-
14 water and surface water supplies.

15 **SEC. 3. CONSTRUCTION AUTHORITY.**

16 (a) IN GENERAL.—Upon completion of the applicable
17 feasibility study under section 2, the Secretary, subject to
18 subsection (b), may carry out projects to construct modi-
19 fications to existing facilities and develop groundwater
20 supplies to implement the proposals referred to in sub-
21 section (a).

22 (b) LIMITATION ON OBLIGATIONS.—The Secretary
23 shall not obligate funds for such a project until—

24 (1) the requirements of applicable Federal laws,
25 including the National Environmental Policy Act of
26 1969, have been met; and

1 (2) the applicable feasibility study has been pre-
2 pared and submitted to the Congress for a period of
3 not less than 90 days.

4 (c) **PROJECTS NOT AUTHORIZED FOR CONSTRU-**
5 **CTION.**—Any projects, other than the modifications of exist-
6 ing facilities and the development of groundwater supplies
7 meeting the criteria of subsections (a) and (b), not other-
8 wise authorized under the Act of June 17, 1902, and Acts
9 supplementary thereto and amendatory thereof, must have
10 a separate construction authorization.

11 **SEC. 4. WATER RIGHTS.**

12 Nothing in this Act shall be construed to—

13 (1) invalidate or preempt State water law or an
14 interstate compact governing water;

15 (2) alter the rights of any State to any appro-
16 priated share of the waters of any body or surface
17 or groundwater, whether determined by past or fu-
18 ture interstate compacts or by past or future legisla-
19 tive or final judicial allocations;

20 (3) preempt or modify any State or Federal law
21 or interstate compact dealing with water quality or
22 disposal; or

1 (4) confer upon any non-Federal entity the au-
2 thority to exercise any Federal right to the waters
3 of any stream or to any groundwater resources.

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