

Union Calendar No. 513

106TH CONGRESS
2D SESSION

S. 1694

[Report No. 106–857]

IN THE HOUSE OF REPRESENTATIVES

MAY 2, 2000

Referred to the Committee on Resources

SEPTEMBER 18, 2000

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on May 2, 2000]

AN ACT

To direct the Secretary of the Interior to conduct a study
on the reclamation and reuse of water and wastewater
in the State of Hawaii.

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 “Hawaii Water Resources*
5 *Act of 2000”.*

1 **SEC. 2. DEFINITIONS.**

2 *In this Act:*

3 (1) *SECRETARY.*—*The term “Secretary” means*
 4 *the Secretary of the Interior.*

5 (2) *STATE.*—*The term “State” means the State*
 6 *of Hawaii.*

7 **SEC. 3. HAWAII WATER RESOURCES STUDY.**

8 (a) *IN GENERAL.*—*The Secretary, acting through the*
 9 *Commissioner of Reclamation and in accordance with the*
 10 *provisions of this Act and existing legislative authorities*
 11 *as may be pertinent to the provisions of this Act, including:*
 12 *the Act of August 23, 1954 (68 Stat. 773, chapter 838),*
 13 *authorizing the Secretary to investigate the use of irrigation*
 14 *and reclamation resource needs for areas of the islands of*
 15 *Oahu, Hawaii, and Molokai in the State of Hawaii; section*
 16 *31 of the Hawaii Omnibus Act (43 U.S.C. 422l) authorizing*
 17 *the Secretary to develop reclamation projects in the State*
 18 *under the Act of August 6, 1956 (70 Stat. 1044, chapter*
 19 *972; 42 U.S.C. 422a et seq.) (commonly known as the*
 20 *“Small Reclamation Projects Act”); and the amendment*
 21 *made by section 207 of the Hawaiian Home Lands Recov-*
 22 *ery Act (109 Stat. 364; 25 U.S.C. 386a) authorizing the*
 23 *Secretary to assess charges against Native Hawaiians for*
 24 *reclamation cost recovery in the same manner as charges*
 25 *are assessed against Indians or Indian tribes; is authorized*
 26 *and directed to conduct a study that includes—*

1 (1) *a survey of the irrigation and other agricul-*
2 *tural water delivery systems in the State;*

3 (2) *an estimation of the cost of repair and reha-*
4 *bilitation of the irrigation and other agricultural*
5 *water delivery systems;*

6 (3) *an evaluation of options and alternatives for*
7 *future use of the irrigation and other agricultural*
8 *water delivery systems (including alternatives that*
9 *would improve the use and conservation of water re-*
10 *sources and would contribute to agricultural diver-*
11 *sification, economic development, and improvements*
12 *to environmental quality); and*

13 (4) *the identification and investigation of oppor-*
14 *tunities for recycling, reclamation, and reuse of water*
15 *and wastewater for agricultural and nonagricultural*
16 *purposes.*

17 (b) *REPORTS.—*

18 (1) *IN GENERAL.—Not later than 2 years after*
19 *appropriation of funds authorized by this Act, the*
20 *Secretary shall submit a report that describes the*
21 *findings and recommendations of the study described*
22 *in subsection (a) to—*

23 (A) *the Committee on Energy and Natural*
24 *Resources of the Senate; and*

1 (B) *the Committee on Resources of the*
2 *House of Representatives.*

3 (2) *ADDITIONAL REPORTS.—The Secretary shall*
4 *submit to the committees described in paragraph (1)*
5 *any additional reports concerning the study described*
6 *in subsection (a) that the Secretary considers to be*
7 *necessary.*

8 (c) *COST SHARING.—Costs of conducting the study*
9 *and preparing the reports described in subsections (a) and*
10 *(b) of this section shall be shared between the Secretary and*
11 *the State. The Federal share of the costs of the study and*
12 *reports shall not exceed 50 percent of the total cost, and*
13 *shall be nonreimbursable. The Secretary shall enter into a*
14 *written agreement with the State, describing the arrange-*
15 *ments for payment of the non-Federal share.*

16 (d) *USE OF OUTSIDE CONTRACTORS.—The Secretary*
17 *is authorized to employ the services and expertise of the*
18 *State and/or the services and expertise of a private consult-*
19 *ant employed under contract with the State to conduct the*
20 *study and prepare the reports described in this section if*
21 *the State requests such an arrangement and if it can be*
22 *demonstrated to the satisfaction of the Secretary that such*
23 *an arrangement will result in the satisfactory completion*
24 *of the work authorized by this section in a timely manner*
25 *and at a reduced cost.*

1 (e) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
 2 *authorized to be appropriated \$300,000 for the Federal*
 3 *share of the activities authorized under this Act.*

4 **SEC. 4. WATER RECLAMATION AND REUSE.**

5 (a) *Section 1602(b) of the Reclamation Wastewater*
 6 *and Groundwater Study and Facilities Act (43 U.S.C.*
 7 *390h(b)) is amended by inserting before the period at the*
 8 *end the following: “, and the State of Hawaii”.*

9 (b) *The Secretary is authorized to use the authorities*
 10 *available pursuant to section 1602(b) of the Reclamation*
 11 *Wastewater and Groundwater Study and Facilities Act (43*
 12 *U.S.C. 390h(b)) to conduct the relevant portion of the study*
 13 *and preparation of the reports authorized by this Act if the*
 14 *use of such authorities is found by the Secretary to be ap-*
 15 *propriate and cost-effective, and provided that the total*
 16 *Federal share of costs for the study and reports does not*
 17 *exceed the amount authorized in section 3 of this Act.*

18 **SEC. 5. DROUGHT RELIEF.**

19 *Section 104 of the Reclamation States Emergency*
 20 *Drought Relief Act of 1991 (43 U.S.C. 2214) is amended—*

21 (1) *in subsection (a), by inserting after “Rec-*
 22 *lamation State” the following: “and in the State of*
 23 *Hawaii”; and*

1 (2) *in subsection (c), by striking “ten years after*
2 *the date of enactment of this Act” and inserting “on*
3 *September 30, 2005”.*

Passed the Senate April 13, 2000.

Attest:

GARY SISCO,
Secretary.

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