

107TH CONGRESS
2^D SESSION

H. R. 4129

IN THE SENATE OF THE UNITED STATES

OCTOBER 2, 2002

Received

AN ACT

To amend the Central Utah Project Completion Act to clarify the responsibilities of the Secretary of the Interior with respect to the Central Utah Project, to redirect unexpended budget authority for the Central Utah Project for wastewater treatment and reuse and other purposes, to provide for prepayment of repayment contracts for

municipal and industrial water delivery facilities, and to eliminate a deadline for such prepayment.

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. AMENDMENTS TO THE CENTRAL UTAH**
 4 **PROJECT COMPLETION ACT.**

5 (a) TREATMENT OF INVESTIGATION COSTS.—Section
 6 201(b) of the Central Utah Project Completion Act (106
 7 Stat. 4607) is amended following paragraph (2) by insert-
 8 ing the following: “All amounts previously expended in
 9 planning and developing the projects and features de-
 10 scribed in this subsection including amounts previously ex-
 11 pended for investigation of power features in the Bonne-
 12 ville Unit shall be considered non-reimbursable and non-
 13 returnable.”.

14 (b) CLARIFICATION OF SECRETARIAL RESPONSIBIL-
 15 ITIES.—Section 201(e) of the Central Utah Project Com-
 16 pletion Act (106 Stat. 4608) is amended—

17 (1) in the first sentence—

18 (A) by striking “identified in this Act” and
 19 inserting “identified in this title and the Act of
 20 April 11, 1956 (chapter 203; 70 Stat. 110 et
 21 seq.), popularly known as the Colorado River
 22 Storage Project Act,”;

23 (B) by inserting “relating to the Bonneville
 24 Unit of the Central Utah Project including

oversight for all phases of the Bonneville Unit,
the administration of all prior and future con-
tracts, operation and maintenance of previously
constructed facilities” before “and may not del-
egate”;

(C) by striking “his responsibilities under
this Act” and inserting “such responsibilities”;
and

(D) by striking the period after
“Reclamation” and inserting: “, except through
the pilot management program hereby author-
ized. The pilot management program will exist
for a period not to exceed 5 years and shall pro-
vide a mechanism for the Secretary and the
District to create a mutually acceptable organi-
zation within the Bureau of Reclamation to as-
sist the Secretary in his responsibilities for the
long-term management of the Bonneville Unit.
Such pilot management program may be ex-
tended indefinitely by mutual agreement be-
tween the Secretary and the District.”;

(2) in the second sentence—

(A) by inserting “technical” before
“services”; and

1 (B) by inserting “for engineering and con-
2 struction work” before “on any project fea-
3 tures”; and

4 (3) by inserting at the end thereof the following
5 new sentence: “These provisions shall not affect the
6 responsibilities of the Bureau of Reclamation and
7 the Western Area Power Administration regarding
8 all matters relating to all Colorado River Storage
9 Project power functions, including all matters affect-
10 ing the use of power revenues, power rates and rate-
11 making.”.

12 (c) MUNICIPAL AND INDUSTRIAL WATER.—Section
13 202(a)(1)(B) of the Central Utah Project Completion Act
14 (106 Stat. 4608) is amended in the last sentence by insert-
15 ing “and municipal and industrial water” after the word
16 “basin”.

17 (d) USE OF UNEXPENDED BUDGET AUTHORITY.—
18 Section 202(c) of the Central Utah Project Completion
19 Act (106 Stat. 4611) is amended to read as follows: “The
20 Secretary is authorized to utilize all unexpended budget
21 authority for units of the Central Utah Project up to
22 \$300,000,000 and the balance of such budget authority
23 in excess of this amount is deauthorized. Such
24 \$300,000,000 may be used to provide 65 percent Federal
25 share pursuant to section 204, to acquire water and water

1 rights for project purposes including instream flows, to
 2 complete project facilities authorized in this title and title
 3 III, to implement water conservation measures under sec-
 4 tion 207, including use of reverse osmosis membrane tech-
 5 nologies, water recycling, and conjunctive use, to stabilize
 6 high mountain lakes and appurtenant facilities, to develop
 7 power, and for other purposes. In addition, funds may be
 8 provided by the Commission for fish and wildlife purposes.
 9 The District shall comply with the provisions of sections
 10 202(a)(1), 205(b), and Title VI with respect to the fea-
 11 tures to be provided for in this subsection.”.

12 (e) PREPAYMENT OF REPAYMENT.—Section 210 of
 13 the Central Utah Project Completion Act (106 Stat. 4624)
 14 is amended—

15 (1) in the second sentence—

16 (A) by inserting “or any additional or sup-
 17 plemental repayment contract” after “1985,”;
 18 and

19 (B) by inserting “of the Central Utah
 20 Project” after “water delivery facilities”; and

21 (2) by striking “The District shall exercise”
 22 and all that follows through the end of that sen-
 23 tence.

1 **SEC. 2. USE OF PROJECT FACILITIES FOR NONPROJECT**
2 **WATER.**

3 The Secretary of the Interior may enter into con-
4 tracts with the Provo River Water Users Association or
5 any of its member unit contractors for water from Provo
6 River, Utah, under the Act of February 21, 1911 (43
7 U.S.C. 523), for—

8 (1) the impounding, storage, and carriage of
9 nonproject water for domestic, municipal, industrial,
10 and other beneficial purposes, using facilities associ-
11 ated with the Provo River Project, Utah; and

12 (2) the exchange of water among Provo River
13 Project contractors, for the purposes set forth in
14 paragraph (1), using facilities associated with the
15 Provo River Project, Utah.

Passed the House of Representatives October 1,
2002.

Attest:

JEFF TRANDAHL,

Clerk.