

116TH CONGRESS  
1ST SESSION

# H. R. 1600

To require that certain funds provided by the Department of Transportation for high-speed rail development in the State of California that are rescinded or otherwise reimbursed be made available to the Secretary of the Interior for water storage projects, and to the Secretary of Agriculture for nitrate contamination reduction grants and new well construction grants.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 7, 2019

Mr. MCCARTHY (for himself, Mr. CALVERT, Mr. COOK, Mr. HUNTER, Mr. LAMALFA, Mr. MCCLINTOCK, and Mr. NUNES) introduced the following bill; which was referred to the Committee on Agriculture, and in addition to the Committees on Transportation and Infrastructure, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To require that certain funds provided by the Department of Transportation for high-speed rail development in the State of California that are rescinded or otherwise reimbursed be made available to the Secretary of the Interior for water storage projects, and to the Secretary of Agriculture for nitrate contamination reduction grants and new well construction grants.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Repurposing Assets  
3 to Increase Long-term Water Availability and Yield Act”  
4 or the “RAILWAY Act”.

5 **SEC. 2. TREATMENT OF CERTAIN FUNDS DEDICATED FOR**  
6 **HIGH-SPEED RAIL DEVELOPMENT IN THE**  
7 **STATE OF CALIFORNIA.**

8 (a) TREATMENT OF FUNDS.—Notwithstanding any  
9 other law, the covered funds described in subsection (b)  
10 shall be immediately deposited as follows:

11 (1) 90 percent of funds in the Reclamation  
12 Water Storage Account which shall be made avail-  
13 able to the Secretary of the Interior for water stor-  
14 age projects authorized pursuant to section 4007 of  
15 the Water Infrastructure Improvements for the Na-  
16 tion Act (Public Law 114–322) (43 U.S.C. 390b  
17 note).

18 (2) 5 percent of funds in the Rural Water and  
19 Waste Disposal Program Account which shall be  
20 made available to the Secretary of Agriculture for  
21 grants under section 306F of the Consolidated Farm  
22 and Rural Development Act.

23 (3) 5 percent of funds in the Rural Water and  
24 Waste Disposal Program Account which shall be  
25 made available to the Secretary of Agriculture for

1 grants under section 306G of the Consolidated Farm  
2 and Rural Development Act.

3 (b) COVERED FUNDS.—The covered funds are the  
4 following:

5 (1) The Federal funds received by the Depart-  
6 ment of Transportation as a result of the Depart-  
7 ment of Transportation’s termination and de-obliga-  
8 tion of Cooperative Agreement No. FR–HSR–0118–  
9 12–01–01 between the Federal Railroad Administra-  
10 tion and the California High-Speed Rail Authority,  
11 notwithstanding the Omnibus Appropriations Act,  
12 2010 (Public Law 111–117).

13 (2) The Federal funds that are recovered by the  
14 Department of Transportation relating to Coopera-  
15 tive Agreement No. FR–HSR–0009–10–01–06 be-  
16 tween the Federal Railroad Administration and the  
17 California High-Speed Rail Authority, notwith-  
18 standing the American Recovery and Reinvestment  
19 Act of 2009 (Public Law 111–5).

20 (3) Any funds determined to be offsets by the  
21 Federal Railroad Administration or the Department  
22 of Transportation, consistent with Cooperative  
23 Agreement No. FRA–HSR–0009–10–01–06.

24 (c) COST SHARE FOR WATER STORAGE PROJECTS.—  
25 Funds made available pursuant this Act shall not count

1 toward the cost-share provisions of section 4007 of the  
2 Water Infrastructure Improvements for the Nation Act.

3 **SEC. 3. NITRATE CONTAMINATION REDUCTION GRANTS.**

4 (a) IN GENERAL.—Subtitle A of the Consolidated  
5 Farm and Rural Development Act (7 U.S.C. 1922–1936e)  
6 is amended by inserting after section 306E the following:

7 **“SEC. 306F. NITRATE CONTAMINATION REDUCTION**  
8 **GRANTS.**

9 “(a) IN GENERAL.—The Secretary shall provide  
10 grants in accordance with this section to public or private  
11 nonprofit entities for projects designed to reduce the level  
12 of nitrates in, or remove nitrates from, drinking water in  
13 a rural community where the level of nitrates in drinking  
14 water exceeds applicable Federal or State standards.

15 “(b) USE OF FUNDS.—Grants made under this sec-  
16 tion may be used—

17 “(1) for waterline extensions from existing sys-  
18 tems, laying of new waterlines, repairs or mainte-  
19 nance to an existing system, digging of new wells or  
20 development of other sources of water designed to  
21 replace sources of drinking water with high levels of  
22 nitrates, equipment replacement, and hook-up fees;  
23 and

24 “(2) in the case of a project designed to benefit  
25 a rural community outside the jurisdiction of the

1 grantee, to maintain existing water supplies of the  
2 grantee that will be reduced as a result of the  
3 project.

4 “(c) RURAL COMMUNITY.—In this section, the term  
5 ‘rural community’ does not include—

6 “(1) any area in any city or town with a popu-  
7 lation in excess of 10,000 inhabitants according to  
8 the most recent decennial census of the United  
9 States; or

10 “(2) any area with a median household income  
11 in excess of the State nonmetropolitan median  
12 household income.

13 “(d) FULL FUNDING.—Grants under this section  
14 shall be made in an amount equal to 100 percent of the  
15 costs of the projects conducted under this section.

16 “(e) APPLICATION.—Subsection (h) of section 306A  
17 shall apply with respect to the administration of applica-  
18 tions for grants under this section.”.

19 (b) REPEAL.—Effective 5 years after the date of the  
20 enactment of this Act, section 306F of the Consolidated  
21 Farm and Rural Development Act, as added by the  
22 amendment made by subsection (a), is repealed.

23 **SEC. 4. NEW WELL CONSTRUCTION GRANTS.**

24 (a) IN GENERAL.—Subtitle A of the Consolidated  
25 Farm and Rural Development Act (7 U.S.C. 1922–1936c)

1 is further amended by inserting after section 306F the  
2 following:

3 **“SEC. 306G. NEW WELL CONSTRUCTION GRANTS.**

4       “(a) IN GENERAL.—The Secretary shall provide  
5 grants in accordance with this section to public or private  
6 nonprofit entities for projects designed to supply drinking  
7 water to rural communities in which a significant number  
8 of dwellings with private drinking water wells have wells  
9 that are not producing water.

10       “(b) USE OF FUNDS.—Grants made under this sec-  
11 tion may be used—

12               “(1) for waterline extensions from existing sys-  
13 tems, laying of new waterlines, repairs or mainte-  
14 nance to an existing system, digging of new wells or  
15 development of other sources of water designed to  
16 replace sources of drinking water with high levels of  
17 nitrates, equipment replacement, and hook-up fees;  
18 and

19               “(2) in the case of a project designed to benefit  
20 a rural community outside the jurisdiction of the  
21 grantee, to maintain existing water supplies of the  
22 grantee that will be reduced as a result of the  
23 project.

24       “(c) RURAL COMMUNITY.—In this section, the term  
25 ‘rural community’ does not include—

1           “(1) any area in any city or town with a popu-  
2           lation in excess of 10,000 inhabitants according to  
3           the most recent decennial census of the United  
4           States; or

5           “(2) any area with a median household income  
6           in excess of the State nonmetropolitan median  
7           household income.

8           “(d) FULL FUNDING.—Grants under this section  
9           shall be made in an amount equal to 100 percent of the  
10          costs of the projects conducted under this section.

11          “(e) APPLICATION.—Subsection (h) of section 306A  
12          shall apply with respect to the administration of applica-  
13          tions for grants under this section.”.

14          (b) REPEAL.—Effective 5 years after the date of the  
15          enactment of this Act, section 306G of the Consolidated  
16          Farm and Rural Development Act, as added by the  
17          amendment made by subsection (a), is repealed.

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