

105TH CONGRESS  
2D SESSION

# S. 2504

To authorize the construction of temperature control devices at Folsom Dam,  
California.

---

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 21, 1998

Mr. DASCHLE (for Mrs. BOXER) introduced the following bill; which was read  
twice and referred to the Committee on Energy and Natural Resources

---

## A BILL

To authorize the construction of temperature control devices  
at Folsom Dam, California.

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. AUTHORIZATION TO CONSTRUCT TEMPERA-**  
4                       **TURE CONTROL DEVICES AT FOLSOM DAM,**  
5                       **CALIFORNIA.**

6       (a) FOLSOM DAM.—

7               (1) CONSTRUCTION.—The Secretary of the In-  
8       terior may construct, in accordance with the draft  
9       environmental impact statement and environmental  
10      impact report for the Central Valley Supply con-

1 tracts under section 206 of Public Law 101–514  
2 (104 Stat. 2086) and the report entitled “Assess-  
3 ment of the Beneficial and Adverse Impacts of Oper-  
4 ating a Temperature Control Device (TCD) at the  
5 Water Supply Intakes of Folsom Dam”, a tempera-  
6 ture control device on Folsom Dam and necessary  
7 associated temperature monitoring facilities.

8 (2) OPERATION.—The temperature control de-  
9 vice and associated temperature monitoring facilities  
10 shall be operated as an integral part of the Central  
11 Valley Project, for the benefit and propagation of  
12 fall-run chinook salmon and steelhead trout in the  
13 American River, California.

14 (b) DEVICE ON NON-CVP FACILITIES.—

15 (1) CONSTRUCTION.—The Secretary of the In-  
16 terior may construct or assist in the construction of  
17 1 or more temperature control devices on non-Fed-  
18 eral facilities in existence on the date of enactment  
19 of this Act that deliver Central Valley Project water  
20 supplies from Folsom Reservoir and necessary asso-  
21 ciated temperature monitoring facilities.

22 (2) COSTS.—

23 (A) CONSTRUCTION.—The costs of con-  
24 struction of a temperature control device and

1 associated temperature monitoring facilities  
2 shall be nonreimbursable.

3 (B) OPERATION.—The non-Federal facility  
4 owner shall operate a temperature control de-  
5 vice and associated facilities at the expense of  
6 the owner, in coordination with the Central Val-  
7 ley Project for the benefit and propagation of  
8 chinook salmon and steelhead trout in the  
9 American River, California.

10 (c) AUTHORIZATION OF APPROPRIATIONS.—There  
11 are authorized to be appropriated—

12 (1) for the construction of a temperature con-  
13 trol device on Folsom Dam and necessary associated  
14 temperature monitoring facilities, \$5,000,000 (as  
15 adjusted to reflect changes since October 1, 1997, in  
16 the Consumer Price Index as reported by the Bu-  
17 reau of Labor and Statistics of the Department of  
18 Labor October 1997 prices);

19 (2) for construction of a temperature control  
20 device on non-Federal facilities in existence on the  
21 date of enactment of this Act and necessary associ-  
22 ated temperature monitoring facilities, \$1,000,000  
23 (as adjusted to reflect changes since October 1,  
24 1997, in the Consumer Price Index as reported by

1 the Bureau of Labor and Statistics of the Depart-  
2 ment of Labor); and

3 (3) such sums as are required for operation,  
4 maintenance, and replacement of the temperature  
5 control devices on Folsom Dam and associated tem-  
6 perature monitoring facilities.

○