

# Union Calendar No. 295

106<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 910

[Report No. 106-545]

To authorize the Secretary of the Army, acting through the Chief of Engineers and in coordination with other Federal agency heads, to participate in the funding and implementation of a balanced, long-term solution to the problems of groundwater contamination, water supply, and reliability affecting the San Gabriel groundwater basin in California, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 2, 1999

Mr. DREIER (for himself, Mr. HORN, Mr. MARTINEZ, Mrs. NAPOLITANO, Mr. GARY MILLER of California, and Ms. ROYBAL-ALLARD) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

MARCH 23, 2000

Additional sponsors: Mr. ROGAN and Mr. McKEON

MARCH 23, 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 italics]

[For text of introduced bill, see copy of bill as introduced on March 2, 1999]

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## A BILL

To authorize the Secretary of the Army, acting through the Chief of Engineers and in coordination with other Federal agency heads, to participate in the funding and

implementation of a balanced, long-term solution to the problems of groundwater contamination, water supply, and reliability affecting the San Gabriel groundwater basin in 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 “San Gabriel Basin*  
 5 *Water Quality Initiative”.*

6 **SEC. 2. SAN GABRIEL BASIN RESTORATION.**

7        *(a) SAN GABRIEL BASIN RESTORATION.—*

8            *(1) ESTABLISHMENT OF FUND.—There shall be*  
 9 *established within the Treasury of the United States*  
 10 *an interest bearing account to be known as the San*  
 11 *Gabriel Basin Restoration Fund (in this section re-*  
 12 *ferred to as the “Restoration Fund”).*

13            *(2) ADMINISTRATION OF FUND.—The Restoration*  
 14 *Fund shall be administered by the Secretary of the*  
 15 *Army, acting through the Chief of Engineers (in this*  
 16 *Act referred to as the “Secretary”). The Secretary*  
 17 *shall administer the Fund in cooperation with the*  
 18 *San Gabriel Basin Water Quality Authority, or its*  
 19 *successor agency.*

20            *(3) PURPOSES OF FUND.—*

21            *(A) IN GENERAL.—Subject to subparagraph*

22            *(B), the amounts in the Restoration Fund, in-*

1           *cluding interest accrued, shall be utilized by the*  
2           *Secretary—*

3                     *(i) to design and construct water qual-*  
4                     *ity projects to be administered by the San*  
5                     *Gabriel Basin Water Quality Authority and*  
6                     *the Central Basin Water Quality Project to*  
7                     *be administered by the Central Basin Mu-*  
8                     *nicipal Water District; and*

9                     *(ii) to operate and maintain any*  
10                    *project constructed under this section for*  
11                    *such period as the Secretary determines, but*  
12                    *not to exceed 10 years, following the initial*  
13                    *date of operation of the project.*

14                    *(B) COST-SHARING LIMITATION.—The Sec-*  
15                    *retary may not obligate any funds appropriated*  
16                    *to the Restoration Fund in a fiscal year until*  
17                    *the Secretary has deposited in the Fund an*  
18                    *amount provided by non-Federal interests suffi-*  
19                    *cient to ensure that at least 35 percent of any*  
20                    *funds obligated by the Secretary are from funds*  
21                    *provided to the Secretary by the non-Federal in-*  
22                    *terests. The San Gabriel Basin Water Quality*  
23                    *Authority shall be responsible for providing the*  
24                    *non-Federal amount required by the preceding*  
25                    *sentence. The State of California, local govern-*

1            *ment agencies, and private entities may provide*  
2            *all or any portion of such amount.*

3            *(b) COMPLIANCE WITH APPLICABLE LAW.—In car-*  
4            *rying out the activities described in this section, the Sec-*  
5            *retary shall comply with any applicable Federal and State*  
6            *laws.*

7            *(c) RELATIONSHIP TO OTHER ACTIVITIES.—Nothing*  
8            *in this section shall be construed to affect other Federal or*  
9            *State authorities that are being used or may be used to fa-*  
10           *cilitate the cleanup and protection of the San Gabriel and*  
11           *Central groundwater basins. In carrying out the activities*  
12           *described in this section, the Secretary shall integrate such*  
13           *activities with ongoing Federal and State projects and ac-*  
14           *tivities. None of the funds made available for such activities*  
15           *pursuant to this section shall be counted against any Fed-*  
16           *eral authorization ceiling established for any previously au-*  
17           *thorized Federal projects or activities.*

18           *(d) AUTHORIZATION OF APPROPRIATIONS.—*

19                 *(1) IN GENERAL.—There is authorized to be ap-*  
20                 *propriated to the Restoration Fund established under*  
21                 *subsection (a) \$85,000,000. Such funds shall remain*  
22                 *available until expended.*

23                 *(2) SET-ASIDE.—Of the amounts appropriated*  
24                 *under paragraph (1), no more than \$10,000,000 shall*

1        *be available to carry out the Central Basin Water*  
2        *Quality Project.*

3        **SEC. 3. PERCHLORATE.**

4        *(a) IN GENERAL.—The Secretary, in cooperation with*  
5        *Federal, State, and local government agencies, is authorized*  
6        *to participate in studies and other investigative activities*  
7        *and in the planning and design of projects determined by*  
8        *the Secretary to offer a long-term solution to the problem*  
9        *of groundwater contamination caused by perchlorates.*

10       *(b) INVESTIGATIONS AND PROJECTS.—*

11                *(1) BOSQUE AND LEON RIVERS.—The Secretary,*  
12        *in coordination with other Federal agencies and the*  
13        *Brazos River Authority, shall participate under sub-*  
14        *section (a) in investigations and projects in the*  
15        *Bosque and Leon River watersheds in Texas to assess*  
16        *the impact of the perchlorate associated with the*  
17        *former Naval “Weapons Industrial Reserve Plant” at*  
18        *McGregor, Texas.*

19                *(2) CADDO LAKE.—The Secretary, in coordina-*  
20        *tion with other Federal agencies and the Northeast*  
21        *Texas Municipal Water District, shall participate*  
22        *under subsection (a) in investigations and projects re-*  
23        *lating to perchlorate contamination in Caddo Lake,*  
24        *Texas.*

1           (3) *EASTERN SANTA CLARA BASIN.*—*The Sec-*  
2           *retary, in coordination with other Federal, State, and*  
3           *local government agencies, shall participate under*  
4           *subsection (a) in investigations and projects related to*  
5           *sites that are sources of perchlorates and that are lo-*  
6           *cated in the city of Santa Clarita, California.*

7           (c) *AUTHORIZATION OF APPROPRIATIONS.*—*For the*  
8           *purposes of carrying out the activities authorized in this*  
9           *section, there is authorized to be appropriated to the Sec-*  
10          *retary \$25,000,000, of which not to exceed \$8,000,000 shall*  
11          *be available to carry out subsection (b)(1), not to exceed*  
12          *\$3,000,000 shall be available to carry out subsection (b)(2),*  
13          *and not to exceed \$7,000,000 shall be available to carry out*  
14          *subsection (b)(3).*



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