

## Calendar No. 935

106TH CONGRESS  
2D SESSION**S. 1697****[Report No. 106-486]**

To authorize the Secretary of the Interior to refund certain collections received pursuant to the Reclamation Reform Act of 1982.

---

 IN THE SENATE OF THE UNITED STATES

OCTOBER 6, 1999

Mr. SMITH of Oregon (by request) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

OCTOBER 4 (legislative day, SEPTEMBER 22), 2000

Reported by Mr. MURKOWSKI, with an amendment

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

---

**A BILL**

To authorize the Secretary of the Interior to refund certain collections received pursuant to the Reclamation Reform Act of 1982.

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 title may be cited as the “Reclamation Reform  
 5 Refund Act of 1999”.

1 **SEC. 2. REFUND OF CERTAIN AMOUNTS RECEIVED UNDER**  
2 **RECLAMATION REFORM ACT OF 1982.**

3 (a) **REFUND REQUIRED.**—Subject to subsections (b)  
4 and (c) and the availability of appropriations, the Sec-  
5 retary of the Interior is authorized to refund fully amounts  
6 received by the United States as payments for charges as-  
7 sessed by the Secretary before January 1, 1994, for failure  
8 to file certain certification or reporting forms prior to the  
9 receipt of irrigation water, pursuant to sections 206 and  
10 224(e) of the Reclamation Reform Act of 1982 (herein-  
11 after referred to as the “Act”) (96 Stat. 1266, 1272; 43  
12 U.S.C. 390ff, 390ww(e)). Any refund issued pursuant to  
13 this subsection shall include the amount of associated in-  
14 terest assessed by the Secretary and paid to the United  
15 States pursuant to section 224(I) of the Reclamation Re-  
16 form Act (101 Stat. 1330–268; 43 U.S.C. 390ww(I)).

17 (b) **ADMINISTRATIVE FEE.**—Except with respect to  
18 the 1987 water year, refunds made pursuant to subsection  
19 (a) shall be reduced by an administrative fee of \$260 for  
20 each failure to file certification or reporting forms.

21 (c) **LIMITATION.**—Nothing in this title shall be con-  
22 strued as authorizing any refund of amounts paid to the  
23 United States in the compromise or settlement of any  
24 charge, claim, appeal, or dispute under the Act.

1       (d) **AUTHORIZATION OF APPROPRIATIONS.**—There  
2 are authorized to be appropriated to carry out this section  
3 ~~\$1,000,000.~~

4 **SECTION 1. SHORT TITLE.**

5       *This title may be cited as the “Reclamation Reform*  
6 *Refund Act of 2000”.*

7 **SEC. 2. REFUND OF CERTAIN AMOUNTS RECEIVED UNDER**  
8 **RECLAMATION REFORM ACT OF 1982.**

9       (a) **REFUND REQUIRED.**—*Subject to the availability*  
10 *of appropriations, the Secretary of the Interior is author-*  
11 *ized and directed to refund fully amounts received by the*  
12 *United States as payments for charges assessed by the Sec-*  
13 *retary before January 1, 1994, for failure to file or properly*  
14 *file certain certification or reporting forms pursuant to sec-*  
15 *tions 206 and 224(c) of the Reclamation Reform Act of 1982*  
16 *(43 U.S.C. 390ff, 390ww(c)) prior to the receipt of irriga-*  
17 *tion water. Such refunds shall be made regardless of whether*  
18 *such payments were required by the United States, were*  
19 *made pursuant to a compromise or settlement (whether*  
20 *court approved or otherwise), or were otherwise received by*  
21 *the United States. Any refund issued pursuant to this sub-*  
22 *section shall include the amount of associated interest as-*  
23 *essed by the Secretary and paid to the United States pur-*  
24 *suant to section 224(i) of that Act (43 U.S.C. 390ww(i)).*

1       **(b) AUTHORIZATION OF APPROPRIATIONS.**—*There are*  
2 *authorized to be appropriated to carry out this section such*  
3 *sums as necessary.*



**Calendar No. 935**

106TH CONGRESS  
2D SESSION

**S. 1697**

**[Report No. 106-486]**

---

---

**A BILL**

To authorize the Secretary of the Interior to refund certain collections received pursuant to the Reclamation Reform Act of 1982.

---

---

OCTOBER 4 (legislative day, SEPTEMBER 22), 2000

Reported with an amendment