

109TH CONGRESS  
1ST SESSION

# S. 819

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IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 17, 2005

Referred to the Committee on Resources

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## AN ACT

To authorize the Secretary of the Interior to reallocate costs of the Pactola Dam and Reservoir, South Dakota, to reflect increased demands for municipal, industrial, and fish and wildlife 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 “Pactola Reservoir Re-  
5 allocation Authorization Act of 2005”.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) it is appropriate to reallocate the costs of  
4 the Pactola Dam and Reservoir, South Dakota, to  
5 reflect increased demands for municipal, industrial,  
6 and fish and wildlife purposes; and

7 (2) section 302 of the Department of Energy  
8 Organization Act (42 U.S.C. 7152) prohibits such a  
9 reallocation of costs without congressional approval.

10 **SEC. 3. REALLOCATION OF COSTS OF PACTOLA DAM AND**  
11 **RESERVOIR, SOUTH DAKOTA.**

12 The Secretary of the Interior may, as provided in the  
13 contract of August 2001 entered into between Rapid City,  
14 South Dakota, and the Rapid Valley Conservancy District,  
15 reallocate, in a manner consistent with Federal reclama-  
16 tion law (the Act of June 17, 1902 (32 Stat. 388, chapter  
17 1093), and Acts supplemental to and amendatory of that  
18 Act (43 U.S.C. 371 et seq.)), the construction costs of  
19 Pactola Dam and Reservoir, Rapid Valley Unit, Pick-  
20 Sloan Missouri Basin Program, South Dakota, from

- 1 irrigation purposes to municipal, industrial, and fish and
- 2 wildlife purposes.

Passed the Senate November 16, 2005.

Attest:                      EMILY J. REYNOLDS,  
*Secretary.*