

110TH CONGRESS
2D SESSION

H. R. 6502

To provide for the construction of the Arkansas Valley Conduit in the State of Colorado.

IN THE HOUSE OF REPRESENTATIVES

JULY 15, 2008

Mr. SALAZAR (for himself, Mr. UDALL of Colorado, and Mrs. MUSGRAVE) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide for the construction of the Arkansas Valley Conduit in the State of Colorado.

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 “Arkansas Valley Con-
5 duit Act of 2008”.

6 **SEC. 2. ARKANSAS VALLEY CONDUIT, COLORADO.**

7 (a) COST SHARE.—The first section of Public Law
8 87–590 (76 Stat. 389) is amended in the second sentence
9 of subsection (c) by inserting after “cost thereof,” the fol-

1 lowing: “or in the case of the Arkansas Valley Conduit,
2 payment of 35 percent of the cost of the conduit,”.

3 (b) RATES.—Section 2(b) of Public Law 87–590 (76
4 Stat. 390) is amended—

5 (1) by striking “(b) Rates” and inserting the
6 following:

7 “(b) Rates—

8 “(1) IN GENERAL.—Rates”; and

9 (2) by adding at the end the following:

10 “(2) RUEDI DAM AND RESERVOIR, FOUNTAIN
11 VALLEY PIPELINE, AND SOUTH OUTLET WORKS AT
12 PUEBLO DAM AND RESERVOIR.—Until the date on
13 which the payments for the Arkansas Valley Conduit
14 under paragraph (3) begin, any revenue that may be
15 derived from contracts for the use of Fryingpan-Ar-
16 kansas project excess capacity or exchange contracts
17 using Fryingpan-Arkansas project facilities shall be
18 credited towards payment of the actual cost of Ruedi
19 Dam and Reservoir, the Fountain Valley Pipeline,
20 and the South Outlet Works at Pueblo Dam and
21 Reservoir plus interest in an amount determined in
22 accordance with this section.

23 “(3) ARKANSAS VALLEY CONDUIT.—

24 “(A) USE OF REVENUE.—Any revenue de-
25 rived from contracts for the use of Fryingpan-

1 Arkansas project excess capacity or exchange
2 contracts using Fryingpan-Arkansas project fa-
3 cilities shall be credited towards payment of the
4 actual cost of the Arkansas Valley Conduit plus
5 interest in an amount determined in accordance
6 with this section. Nothing in the Act of June
7 17, 1902, and Acts supplementary thereto and
8 amendatory thereof (43 U.S.C. 371) shall be
9 construed to prevent the concurrent crediting of
10 revenue, with interest as provided in this sec-
11 tion, towards payment of the Arkansas Valley
12 Conduit as provided in this subparagraph.

13 “(B) ADJUSTMENT OF RATES.—Any rates
14 charged under this section for water for munic-
15 ipal, domestic, or industrial use or for the use
16 of facilities for the storage or delivery of water
17 shall be adjusted to reflect the estimated rev-
18 enue derived from contracts for the use of
19 Fryingpan-Arkansas project excess capacity or
20 exchange contracts using Fryingpan-Arkansas
21 project facilities.”.

22 (c) AUTHORIZATION OF APPROPRIATIONS.—Section
23 7 of Public Law 87–590 (76 Stat. 393) is amended—

24 (1) by striking “SEC. 7. There is hereby” and
25 inserting the following:

1 **“SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

2 “(a) IN GENERAL.—There is”; and

3 (2) by adding at the end the following:

4 “(b) ARKANSAS VALLEY CONDUIT.—

5 “(1) IN GENERAL.—Subject to annual appro-
6 priations and paragraph (2), there are authorized to
7 be appropriated such sums as are necessary for the
8 construction of the Arkansas Valley Conduit.

9 “(2) LIMITATION.—Amounts made available
10 under paragraph (1) shall not be used for the oper-
11 ation or maintenance of the Arkansas Valley Con-
12 duit.”.

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