

**AMENDMENT TO DIVISION C OF THE COMMERCE,
JUSTICE, SCIENCE; ENERGY AND WATER DE-
VELOPMENT; AND INTERIOR AND ENVIRON-
MENT APPROPRIATIONS ACT, 2026
OFFERED BY MS. BOEBERT OF COLORADO**

After section 446 (before the short title), insert the following:

1 ARKANSAS VALLEY CONDUIT, COLORADO

2 SEC. 447. Public Law 87–590 (76 Stat. 389; 123
3 Stat. 1320) is amended—

4 (1) in the first section—

5 (A) in subsection (c), in the second sen-
6 tence, by striking “or in the case of the Arkan-
7 sas Valley Conduit, payment in an amount
8 equal to 35 percent of the cost of the conduit
9 that is comprised of revenue generated by pay-
10 ments pursuant to a repayment contract and
11 revenue that may be derived from contracts for
12 the use of Fryingpan-Arkansas project excess
13 capacity or exchange contracts using
14 Fryingpan-Arkansas project facilities,”; and

15 (B) by adding at the end the following:

16 “(d) ARKANSAS VALLEY CONDUIT.—

1 “(1) REPAYMENT CONTRACT.—To provide do-
2 mestic water supplies to communities and house-
3 holds that do not have reliable access to domestic
4 water supplies, the contract for the Arkansas Valley
5 Conduit shall provide for payment in an amount
6 equal to 35 percent of the cost of the conduit, not-
7 withstanding the reclamation laws or any other pro-
8 vision of this Act. The contract payments shall con-
9 sist of—

10 “(A) funding provided during construction
11 from any entity other than the Secretary; and

12 “(B) based on a demonstration of financial
13 hardship, as determined by the Secretary, re-
14 payment of the balance not covered under sub-
15 paragraph (A) for a period of not more than 75
16 years with simple interest at a rate that is
17 equal to 50 percent of the interest rate deter-
18 mined by the Secretary of the Treasury under
19 section 2(c), including revenue derived from
20 contracts for the use of excess capacity or ex-
21 change contracts using Fryingpan-Arkansas
22 project facilities.

23 “(2) OPERATIONS AND MAINTENANCE.—The
24 contract for the Arkansas Valley Conduit shall pro-
25 vide for the assumption by the contracting parties of

1 the care, operation, maintenance, and replacement of
2 the conduit.”; and

3 (2) in section 2(b)(3)(A), by striking “this sec-
4 tion” and inserting “subsection (d) of the first sec-
5 tion”.

