

AMENDMENT TO
RULES COMMITTEE PRINT 116-54
OFFERED BY MR. COSTA OF CALIFORNIA

Page 1854, after line 18, insert the following:

1 **SEC. 81217. CONVEYANCE CAPACITY CORRECTION**
2 **PROJECTS.**

3 (a) **IN GENERAL.**—The Secretary may provide fund-
4 ing to States and joint powers authorities for the initi-
5 ation, acceleration, and completion of repairs to—

6 (1) water conveyance facilities at transferred
7 works located in a Reclamation State; or

8 (2) water conveyance facilities that distribute
9 irrigation water and untreated municipal water sup-
10 plies from water storage facilities that are owned by
11 the United States under the jurisdiction of the Bu-
12 reau of Reclamation and operated by a State entity.

13 (b) **ELIGIBILITY.**—A project eligible for funding
14 under this section is a project where—

15 (1) damage caused by land subsidence has re-
16 sulted in the need to undertake non-recurring re-
17 pairs on a conveyance facility that conveys water
18 from an estuary to a joint powers authority or public
19 water agency;

1 (2) the Secretary has determined that the con-
2 veyance facilities have lost 10 percent or more of
3 their designed carrying capacity along some portion
4 of the facility; or

5 (3) restoring carrying capacity of a conveyance
6 facility would assist in meeting groundwater sustain-
7 ability goals defined under State law.

8 (c) INELIGIBLE PROJECTS.—On-farm conveyance fa-
9 cilities and conveyance facilities that serve only one water
10 district are not eligible for funding under this Act.

11 (d) PRIORITY.—The Secretary shall give funding pri-
12 ority to projects that—

13 (1) are located in both—

14 (A) a State that has been identified by the
15 United States Drought Monitor as experiencing
16 severe, extreme, or exceptional drought during
17 some or all of at least 7 calendar years during
18 the 10-year period ending immediately before
19 such funds are made available; and

20 (B) an area that has been identified by the
21 United States Drought Monitor as experiencing
22 exceptional drought during some or all of at
23 least 4 calendar years during the 10-year period
24 ending immediately before such funds are made
25 available;

1 (2) restore conveyance capacity lost as a result
2 of subsidence;

3 (3) have commenced an appraisal or feasibility
4 level analysis in consultation with the Bureau of
5 Reclamation or performed by a State; or

6 (4) support water supply benefits, including
7 through groundwater recharge, to disadvantaged
8 communities.

9 (e) COST SHARING.—

10 (1) FEDERAL SHARE.—The Federal share of
11 the cost of carrying out a project described in this
12 section shall not be more than 50 percent.

13 (2) NON-FEDERAL SHARE.—The non-Federal
14 share of the cost of carrying out a project described
15 in the section—

16 (A) shall be not less than 50 percent; and

17 (B) may be provided in cash or in kind.

18 (f) SAVINGS.—Federal funds provided under this sec-
19 tion shall be—

20 (1) in addition to any and all Federal funds au-
21 thorized by statute for such purposes; and

22 (2) non-reimbursable.

1 **SEC. 81218. INCENTIVES FOR SUSTAINABLE GROUND-**
2 **WATER MANAGEMENT.**

3 (a) IN GENERAL.—The Secretary may partner with
4 and provide funding through grants to or other appro-
5 priate financial agreements with State, tribal, or local
6 agencies, regional agencies, nongovernmental organiza-
7 tions, or private landowners to address impacts from land
8 conversion associated with the implementation of statutes,
9 regulations, or other public programs to sustainably man-
10 age groundwater in a Reclamation State.

11 (b) PRIORITY.—When carrying out activities under
12 this section, the Secretary shall prioritize funding for pro-
13 grams and projects that pay costs related to—

14 (1) converting land to use for habitat, ground-
15 water recharge facilities, rangeland, or dryland
16 farming; or

17 (2) providing for dust control, fire prevention,
18 or pest management measures on fallowed or retired
19 land.

20 **SEC. 81219. AUTHORIZATION OF APPROPRIATIONS.**

21 (a) CONVEYANCE CAPACITY CORRECTION
22 PROJECTS.—There is authorized to be appropriated to the
23 Secretary \$400,000,000 to carry out section 81217 of this
24 Act.

1 (b) SUSTAINABLE GROUNDWATER MANAGEMENT.—
2 There is authorized to be appropriated to the Secretary
3 \$25,000,000 to carry out section 81218 of this Act.

4 (c) ENVIRONMENTAL IMPROVEMENTS.—

5 (1) IN GENERAL.—There is authorized to be
6 appropriated to the Secretary \$275,000,000 for pro-
7 grams to improve watershed and ecosystem health in
8 the areas served by the Central Valley Project or the
9 State Water Project to include—

10 (A) habitat restoration and structural im-
11 provements benefiting listed species;

12 (B) Development, acquisition and delivery
13 of water from willing sellers, development and
14 acquisition of water and conveyance rights, and
15 infrastructure projects to improve conditions on
16 wildlife refuges and wetland habitat areas, to
17 achieve full compliance with the terms of sub-
18 section (d) of Section 3406 of the Central Val-
19 ley Project Improvement Act (Title 34 of Public
20 Law 102-575) and other central valley managed
21 wetlands;

22 (C) environmental monitoring to provide
23 information in support of adaptive manage-
24 ment.

1 (2) RESTRICTION.—None of the funds provided
2 under this subsection shall be used for the purpose
3 of meeting an environmental compliance or mitiga-
4 tion obligation pursuant to federal law that exists on
5 the date of enactment of this Act.

6 **SEC. 81220. WATERSMART GRANTS FOR DISADVANTAGED**
7 **COMMUNITIES.**

8 (a) IN GENERAL.—Section 9504(a)(1) of the Omni-
9 bus Public Land Management Act of 2009, Public Law
10 111-11 (42 U.S.C. 10364(a)(1)) is amended by adding at
11 the end the following:

12 “(I) to construct water access infrastruc-
13 ture, including pipelines, pump stations, and
14 other water source or water treatment facilities,
15 to or serving a disadvantaged community meet-
16 ing the following criteria—

17 “(i) a community has a median house-
18 hold income of less than 80 percent of the
19 nonmetropolitan median household income
20 of the State in which the project is located;
21 and

22 “(ii) a community’s water supply ei-
23 ther—

24 “(I) fails to meet the primary
25 drinking water quality standards

1 under the Federal Safe Drinking
2 Water Act (42 U.S.C. 300f et seq.);
3 or

4 “(II) has been lost or severely di-
5 minished due to drought conditions,
6 groundwater overdraft conditions, or
7 climate change conditions.”.

8 (b) EXCEPTION.—Section 9504(a)(3)(A) of the Om-
9 nibus Public Land Management Act of 2009, Public Law
10 111-11 (42 U.S.C. 10364(a)(3)(A)) is amended by strik-
11 ing “Each grant” and inserting “Except as provided in
12 subsection (f), each grant”.

13 (c) SPECIAL PROVISIONS.—Section 9504 of the Om-
14 nibus Public Land Management Act of 2009, Public Law
15 111-11 (42 U.S.C. 10364) is amended by adding at the
16 end:

17 “(f) SPECIAL PROVISIONS FOR GRANTS TO DIS-
18 ADVANTAGED COMMUNITIES.—Notwithstanding sub-
19 section (a)(3)(E), for a grant to or other agreement with
20 a disadvantaged community under subsection (a)(1)(I)—

21 “(1) the Secretary may provide a federal cost
22 share of up to 100%; and

23 “(2) the amount of the federal cost share may
24 be up to \$25,000,000.

1 “(g) AUTHORIZATION OF APPROPRIATIONS FOR
2 GRANTS TO DISADVANTAGED COMMUNITIES.—In addition
3 to other amounts appropriated for similar grants already
4 authorized, there is authorized to be appropriated
5 \$100,000,000 for grants meeting the criteria provided
6 under subsection (a)(1)(I).”.

7 **SEC. 81221. DEFINITIONS.**

8 For the purposes of Section 81217 through Section
9 81219:

10 (1) RECLAMATION FACILITY.—The term “Rec-
11 lamation facility” means each of the infrastructure
12 assets that are owned by the Bureau of Reclamation
13 at a Reclamation project.

14 (2) RECLAMATION STATE.—The term “Rec-
15 lamation State” has the meaning given the term in
16 section 4014(8) of the Water Infrastructure Im-
17 provements for the Nation Act (43 U.S.C. 390b
18 note; Public Law 114–322).

19 (3) SECRETARY.—The term “Secretary” means
20 the Secretary of the Interior.

21 (4) TRANSFERRED WORKS.—The term “trans-
22 ferred works” means a Reclamation facility at which
23 operations and maintenance of the facility is carried
24 out by a non-Federal entity under the provisions of
25 a formal operations and maintenance transfer con-

- 1 tract or other legal agreement with the Bureau of
- 2 Reclamation.

