

**AMENDMENT TO RULES COMMITTEE**  
**PRINT 117-57**  
**OFFERED BY MR. VALADAO OF CALIFORNIA**

At the end of title I of division C, insert the following:

**1 SEC. 115. BIOLOGICAL OPINIONS.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-  
3 gress that the Central Valley Project and the State Water  
4 Project shall be operated, notwithstanding any other law,  
5 in a manner consistent with the Salmonid Biological Opin-  
6 ion and Smelt Biological Opinion.

7 (b) FINDINGS.—Congress finds that the Biological  
8 Opinion on the Long-Term Operational Criteria and Plan  
9 for coordination of the Central Valley Project and State  
10 Water Project issued by the United States Fish and Wild-  
11 life Service on December 15, 2008, and the Biological  
12 Opinion on the Long-Term Operations of the Central Val-  
13 ley Project and State Water Project issued by the Na-  
14 tional Marine Fisheries Service on June 4, 2009, no longer  
15 reflect the best available science and are not in compliance  
16 with the Endangered Species Act of 1973.

17 (c) DEFINITIONS.—In this section:

1           (1) CENTRAL VALLEY PROJECT.—The term  
2           “Central Valley Project” has the meaning given the  
3           term in section 3403 of the Central Valley Project  
4           Improvement Act (106 Stat. 4707).

5           (2) SALMONID BIOLOGICAL OPINION.—The  
6           term “Salmonid Biological Opinion” means the Bio-  
7           logical Opinion issued by the National Marine Fish-  
8           eries Service for long-term operations of the Central  
9           Valley Project and State Water Project on October  
10          21, 2019.

11          (3) SECRETARIES.—The term “Secretaries”  
12          means—

13                 (A) the Secretary of Commerce; and

14                 (B) the Secretary of the Interior.

15          (4) SMELT BIOLOGICAL OPINION.—The term  
16          “Smelt Biological Opinion” means the Biological  
17          Opinion issued by the United States Fish and Wild-  
18          life Service for long-term operations of the Central  
19          Valley Project and State Water Project on October  
20          21, 2019.

21          (5) STATE.—The term “State” means the State  
22          of California.

23          (6) STATE WATER PROJECT.—The term “State  
24          Water Project” means the water project described  
25          by California Water Code section 11550 et seq. and

1        operated by the California Department of Water Re-  
2        sources.

