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108TH CONGRESS, 2d Session | HOUSE OF REPRESENTATIVES | REPORT 108–643

TO AUTHORIZE THE SECRETARY OF THE INTERIOR TO PARTICIPATE IN THE DESIGN AND CONSTRUCTION OF THE RIVERSIDE-CORONA FEEDER IN COOPERATION WITH THE WESTERN MUNICIPAL WATER DISTRICT OF RIVERSIDE, CALIFORNIA

SEPTEMBER 7, 2004.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. POMBO, from the Committee on Resources, submitted the following

R E P O R T

[To accompany H.R. 3334]

[Including cost estimate of the Congressional Budget Office]

The Committee on Resources, to whom was referred the bill (H.R. 3334) to authorize the Secretary of the Interior to participate in the design and construction of the Riverside-Corona Feeder in cooperation with the Western Municipal Water District of Riverside, California, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

The amendment is as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. PLANNING, DESIGN, AND CONSTRUCTION OF THE RIVERSIDE-CORONA FEEDER.

(a) IN GENERAL.—The Secretary of the Interior, in cooperation with the Western Municipal Water District, may participate in a project to plan, design, and construct a water supply project, the Riverside-Corona Feeder, which includes 20 ground water wells and 28 miles of pipeline in San Bernardino and Riverside Counties, California.

(b) AGREEMENTS AND REGULATIONS.—The Secretary may enter into such agreements and promulgate such regulations as are necessary to carry out this section.

(c) FEDERAL COST SHARE.—

(1) PLANNING, DESIGN, CONSTRUCTION.—The Federal share of the cost to plan, design, and construct the project described in subsection (a) shall be the lesser of 35 percent of the total cost of the project or $50,000,000.

(2) STUDIES.—The Federal share of the cost to complete the necessary planning study associated with the project described in subsection (a) shall not exceed 50 percent of the total study cost.

(d) IN-KIND SERVICES.—In-kind services performed by the Western Municipal Water District shall be considered a part of the local cost share to complete the project described in subsection (a).

(e) LIMITATION.—Funds provided by the Secretary under this section shall not be used for operation or maintenance of the project described in subsection (a).

29–006

SEC. 2. PROJECT AUTHORIZATIONS.

(a) IN GENERAL.—The Reclamation Wastewater and Groundwater Study and Facilities Act (Public Law 102–575, title XVI; 43 U.S.C. 390h et seq.) is amended by adding at the end the following:

"SEC. 1637. YUCAIPA VALLEY REGIONAL WATER SUPPLY RENEWAL PROJECT.

"(a) AUTHORIZATION.—The Secretary, in cooperation with the Yucaipa Valley Water District, may participate in the design, planning, and construction of projects to treat impaired surface water, reclaim and reuse impaired ground water, and provide brine disposal within the Santa Ana Watershed described in the report submitted under section 1606.

"(b) COST SHARING.—The Federal share of the cost of the project described in subsection (a) shall not exceed 25 percent of the total cost of the project.

"(c) LIMITATION.—Funds provided by the Secretary shall not be used for operation or maintenance of the project described in subsection (a).

"(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $20,000,000.

"SEC. 1638. CITY OF CORONA WATER UTILITY, CALIFORNIA, WATER RECYCLING AND REUSE PROJECT.

"(a) AUTHORIZATION.—The Secretary, in cooperation with the City of Corona Water Utility, California, is authorized to participate in the design, planning, and construction of, and land acquisition for, a project to reclaim and reuse wastewater, including degraded groundwaters, within and outside of the service area of the City of Corona Water Utility, California.

"(b) COST SHARE.—The Federal share of the cost of the project authorized by this section shall not exceed 25 percent of the total cost of the project.

"(c) LIMITATION.—The Secretary shall not provide funds for the operation and maintenance of the project authorized by this section.".

(b) CONFORMING AMENDMENTS.—The table of sections in section 2 of Public Law 102–575 is amended by inserting after the item relating to section 1636 the following:

"1637. Yucaipa Valley Regional Water Supply Renewal Project.
"1638. City of Corona Water Utility, California, water recycling and reuse project.".

PURPOSE OF THE BILL

The purpose of H.R. 3334 is to authorize the Secretary of the Interior to participate in the design and construction of the Riverside-Corona Feeder in cooperation with the Western Municipal Water District of Riverside, California.

BACKGROUND AND NEED FOR LEGISLATION

As ordered reported, H.R. 3334 authorizes the Secretary of the Interior to participate in three southern California water supply projects. The first authorization allows the Secretary to assist the Western Municipal Water District of Riverside County (Western) in providing supplemental water to a 510-square-mile area of western Riverside County through the Riverside-Corona Feeder project. Western currently provides supplemental water to the cities of Corona, Norco, and Riverside and the water agencies of Elsinore Valley and Rancho California.

The purpose of the Riverside-Corona Feeder is to capture and store water in wet years to increase firm water supplies, reduce water costs, and improve water quality. The project proposes to manage the groundwater levels through the construction of groundwater wells and pumps to deliver the groundwater supply to water users. The project will also include a new water pipeline to serve San Bernardino and Riverside Counties. The project will encompass 20 wells and 28 miles of pipeline. Studies have shown the safe annual yield of the underlying aquifer is about 40,000 acre-feet of water.

H.R. 3334 also authorizes the Secretary's participation in the Yucaipa Valley Water Supply Renewal Project. Increasing demands for water supplies, combined with stringent water quality and wastewater discharge requirements, require innovative and non-traditional solutions to help solve the area's water problems. Water sources used to meet demands in the Yucaipa Valley include imported supplies from northern California, local surface and groundwater supplies, and water reclamation and recycling technologies. This project will provide federal assistance for planning, designing, and constructing the new Yucaipa Valley Regional Water Filtration Facility that is part of the renewal project. The new facility will contain an advanced filtration (reverse osmosis) system and a brine pipeline to remove salts, contaminants, and organic compounds from the water supply in the Yucaipa Valley. The brine pipeline will extend nearly 20 miles to the existing Santa Ana Regional Interceptor brine pipeline. The total estimated cost of the project is $44 million. The federal share of the cost will not exceed 25 percent of the total cost of the project. This text comes from H.R. 3466.

As ordered reported, the bill also includes federal authorization for a City of Corona Water Recycling and Reuse Project. The purpose of this authorization is to authorize the Secretary to participate in the design, planning, and construction of a project to reclaim and reuse wastewater in the area. Corona receives 55 percent of its water from imported sources and 45 percent from local groundwater supplies. To ensure an adequate water supply for current needs and future growth, more recycled water will be needed for irrigation. Construction of this project will reduce operational costs of the existing drinking water system. The project will consist of three reservoirs and two pump stations along with retrofitted user irrigation systems. Additionally, 27 miles of pipelines are needed since recycled water is required to be kept completely separate from drinking water, thus using a dedicated system of pipelines. The City of Corona plans to retrofit approximately 200 sites including schools, public parks and landscape areas, freeway landscaping, golf courses and commercial landscaping. The federal share of the project shall not exceed 25 percent of the total cost of the project, with an estimated federal requirement of $5 million. This provision comes from H.R. 3945.

COMMITTEE ACTION

H.R. 3334 was introduced by Congressman Ken Calvert (R–CA) on October 17, 2003. The bill was referred to the Committee on Resources and within the Committee to the Subcommittee on Water and Power. On October 30, 2003, the Subcommittee held a hearing on the bill. On June 16, 2004, the Subcommittee met to mark up the bill. Mr. Calvert offered an amendment in the nature of a substitute which added the Yucaipa and Corona projects to the bill and clarified federal cost share and planning study requirements for the Riverside-Corona Feeder project. The amendment was adopted by unanimous consent and the bill was forwarded to the Full Resources Committee by unanimous consent. On July 14, 2004, the Full Resources Committee met to mark up the bill. No further amendments were offered and the bill as amended was favorably reported to the House of Representatives by unanimous consent.

SECTION-BY-SECTION ANALYSIS

Section 1. Planning, design, and construction of the Riverside-Corona Feeder

This section authorizes the Secretary of the Interior, in cooperation with the Western Municipal Water District, to plan, design, and construct the Riverside-Corona Feeder in San Bernardino and Riverside Counties, California. This section allows the Secretary to enter into necessary agreements and enact necessary regulations for the purposes of carrying out the section. The federal share of the cost to plan, design, and construct the project shall be no more than 35 percent of the total cost of the project or $50 million, while the federal cost share of the necessary planning study shall not exceed 50 percent. In-kind services performed by the Western Municipal Water District shall be considered a part of the local cost share to complete the water supply project. The section also specifies that the federal funds provided by this section shall not be used for operation and maintenance of the project.

Section 2. Project authorizations

This section adds two additional federal authorizations to the Reclamation Wastewater and Groundwater Study and Facilities Act (Public Law 102–575). The first authorization under this section authorizes the Secretary of the Interior, in cooperation with the Yucaipa Valley Water District, to participate in the planning, design, and construction of projects to treat impaired surface water, reclaim and reuse impaired groundwater, and provide brine disposal. The federal cost share of this project shall be no more than 25 percent of the total project cost, but funding may not be used for operation and maintenance. This section authorizes $20 million to carry out this project.

The section also authorizes the Secretary, in cooperation with the City of Corona Water Utility, to participate in the design, planning, and construction of, and land acquisition for, a project to reclaim and reuse wastewater, within and outside of the service area of the Water Utility. The federal cost share shall not exceed 25 percent of the total project cost, but funds may not be used for operation and maintenance. The section also makes a conforming amendment to Public Law 102–575 to add the two projects in this section to the list of authorized projects.

COMMITTEE OVERSIGHT FINDINGS AND RECOMMENDATIONS

Regarding clause 2(b)(1) of rule X and clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee on Resources' oversight findings and recommendations are reflected in the body of this report.

CONSTITUTIONAL AUTHORITY STATEMENT

Article I, section 8 of the Constitution of the United States grants Congress the authority to enact this bill.

COMPLIANCE WITH HOUSE RULE XIII

1. Cost of Legislation. Clause 3(d)(2) of rule XIII of the Rules of the House of Representatives requires an estimate and a compari-

son by the Committee of the costs which would be incurred in carrying out this bill. However, clause 3(d)(3)(B) of that rule provides that this requirement does not apply when the Committee has included in its report a timely submitted cost estimate of the bill prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974.

2. Congressional Budget Act. As required by clause 3(c)(2) of rule XIII of the Rules of the House of Representatives and section 308(a) of the Congressional Budget Act of 1974, this bill does not contain any new budget authority, spending authority, credit authority, or an increase or decrease in revenues or tax expenditures.

3. General Performance Goals and Objectives. As required by clause 3(c)(4) of rule XIII, the general performance goal or objective of this bill is to authorize the Secretary of the Interior to participate in the design and construction of the Riverside-Corona Feeder in cooperation with the Western Municipal Water District of Riverside, California.

4. Congressional Budget Office Cost Estimate. Under clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 403 of the Congressional Budget Act of 1974, the Committee has received the following cost estimate for this bill from the Director of the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, August 10, 2004.

Hon. RICHARD W. POMBO,
Chairman, Committee on Resources,
House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 3334, the Riverside-Corona Feeder Authorization Act.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Julie Middleton.

Sincerely,

ELIZABETH ROBINSON
(For Douglas Holtz-Eakin, Director).

Enclosure.

H.R. 3334—Riverside-Corona Feeder Authorization Act

Summary: H.R. 3334 would authorize the Secretary of the Interior through the Bureau of Reclamation to particpate in the design, planning, and construction of three water supply projects in California: the Riverside-Corona Feeder Project, the Yucaipa Valley Regional Water Supply Renewal Project, and the City of Corona Water Recycling and Reuse Project. The bill would authorize the bureau to pay the lesser of 35 percent of the cost of the Riverside-Corona Project or $50 million. In addition, H.R. 3334 wouild authorize the appropriation of $20 million for the Yucaipa Valley project. Finally, the bill would authorize the bureau to pay up to 25 percent of the cost of the city of Corona water project.

Assuming appropriation of the necessary funds, CBO estimates that implementing H.R. 3334 would cost $74 million over the 2005–2009 period and an additional $9 million after that period. Enacting this bill would not affect direct spending or revenues.

H.R. 3334 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act (UMRA) and would impose no costs on state, local, or tribal governments. The federal funds authorized by this bill would benefit local governments in California. Any expenditures made by those governments to provide the required matching funds would be made voluntarily.

Estimated cost to the Federal Government: The estimated budgetary impact of H.R. 3334 is shown in the following table. The costs of this legislation fall within budget function 300 (natural resources and environment).

	By fiscal year, in millions of dollars—				
	2005	2006	2007	2008	2009
CHANGES IN SPENDING SUBJECT TO APPROPRIATION					
Estimated Authorization Level	17	17	17	16	16
Estimated Outlays	11	14	17	16	16

Basis of estimate: For this entire, CBO assumes that H.R. 3334 will be enacted near the end of fiscal year 2004 and that the necessary funds will be appropriated in roughly equal amounts over the 2005–2009 period. Based on information from the Bureau of Reclamation and historical spending patterns of similar projects, CBO estimates that implementing this bill would cost $74 million over the 2005–2009 period and an additional $9 million after that period.

This bill would specifically authorize appropriation of $20 million for the Yucaipa Valley Regional Water Supply Renewal Project. The legislation also would authorize the lesser of $50 million or 35 percent of total project costs for the Riverside-Corona Feeder Project. The bureau estimates that the total cost of the Riverside Corona Feeder Project is over $150 million. Thus, CBO estimates the bill would authorize the bureau to spend up to $50 million on that project. The bureau estimates that the total cost of the city of Corona Water Recycling and Reuse Project would be $51 million. Assuming a 25 percent federal share, CBO estimates that the use of federal government's cost for this project would be about $13 million.

Intergovernmental and private-sector impact: H.R. 3334 contains no intergovernmental or private-sector mandates as defined in UMRA and would impose no costs on state, local or tribal governments. The federal funds authorized by this bill would benefit local governments in California. Any expenditures made by those governments to provide the required matching funds would be made voluntarily.

Estimate prepared by: Federal Costs: Julie Middleton; Impact on State, Local, and Tribal Governements: Marjorie Miller; and Impact on the Private Sector: Amina Masood.

Estimate approved by: Robert A. Sunshine, Assistant Director for Budget Analysis.

COMPLIANCE WITH PUBLIC LAW 104–4

This bill contains no unfunded mandates.

PREEMPTION OF STATE, LOCAL OR TRIBAL LAW

This bill is not intended to preempt any State, local or tribal law.

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED

In compliance with clause 3(e) of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (new matter is printed in italic and existing law in which no change is proposed is shown in roman):

RECLAMATION PROJECTS AUTHORIZATION AND ADJUSTMENT ACT OF 1992

(Public Law 102–575)

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SEC. 2. DEFINITION AND TABLE OF CONTENTS.

For purposes of this Act, the term "Secretary" means the Secretary of the Interior.

TABLE OF CONTENTS

Sec. 1. Short title.

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TITLE XVI—RECLAMATION WASTEWATER AND GROUND WATER STUDIES

Sec. 1601. Short title.

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1637. Yucaipa Valley Regional Water Supply Renewal Project.
1638. City of Corona Water Utility, California, water recycling and reuse project.

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TITLE XVI—RECLAMATION WASTEWATER AND GROUNDWATER STUDIES

SEC. 1601. SHORT TITLE.

This title may be referred to as the "Reclamation Wastewater and Groundwater Study and Facilities Act".

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SEC. 1637. YUCAIPA VALLEY REGIONAL WATER SUPPLY RENEWAL PROJECT.

(a) AUTHORIZATION.—The Secretary, in cooperation with the Yucaipa Valley Water District, may participate in the design, planning, and construction of projects to treat impaired surface water, reclaim and reuse impaired ground water, and provide brine disposal within the Santa Ana Watershed described in the report submitted under section 1606.

(b) COST SHARING.—The Federal share of the cost of the project described in subsection (a) shall not exceed 25 percent of the total cost of the project.

(c) LIMITATION.—Funds provided by the Secretary shall not be used for operation or maintenance of the project described in subsection (a).

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $20,000,000.

SEC. 1638. CITY OF CORONA WATER UTILITY, CALIFORNIA, WATER RECYCLING AND REUSE PROJECT.

(a) AUTHORIZATION.—The Secretary, in cooperation with the City of Corona Water Utility, California, is authorized to participate in the design, planning, and construction of, and land acquisition for, a project to reclaim and reuse wastewater, including degraded groundwaters, within and outside of the service area of the City of Corona Water Utility, California.

(b) COST SHARE.—The Federal share of the cost of the project authorized by this section shall not exceed 25 percent of the total cost of the project.

(c) LIMITATION.—The Secretary shall not provide funds for the operation and maintenance of the project authorized by this section.

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