

109TH CONGRESS
1ST SESSION

H. R. 540

AN ACT

To authorize the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District.

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To authorize the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 SECTION 1. TABLE OF CONTENTS.

2 The table of contents for this Act is as follows:

Sec. 1. Table of contents.

**TITLE I—NEWLANDS PROJECT HEADQUARTERS AND
MAINTENANCE YARD FACILITY TRANSFER**

Sec. 101. Short title.

Sec. 102. Conveyance of Newlands Project Headquarters and Maintenance
Yard Facility.

**TITLE II—INLAND EMPIRE AND CUCAMONGA VALLEY
RECYCLING PROJECTS**

Sec. 201. Inland Empire and Cucamonga Valley recycling projects.

TITLE III—RIVERSIDE-CORONA FEEDER WATER PROJECT

Sec. 301. Planning, design, and construction of the Riverside-Corona Feeder.

Sec. 302. Project authorizations.

**TITLE IV—AINSWORTH UNIT, SANDHILLS DIVISION, PICK-SLOAN
MISSOURI BASIN PROGRAM**

Sec. 401. Ainsworth Unit, Sandhills Division, Pick-Sloan Missouri Basin Pro-
gram.

TITLE V—WICHITA PROJECT EQUUS BEDS DIVISION

Sec. 501. Short title.

Sec. 502. Equus Beds Division.

**TITLE VI—LOWER RIO GRANDE VALLEY WATER RESOURCES
CONSERVATION AND IMPROVEMENT**

Sec. 601. Short title.

Sec. 602. Authorization of additional projects and activities under the lower rio
grande water conservation and improvement program.

Sec. 603. Reauthorization of appropriations for lower rio grande construction.

Sec. 604. Sunset provision.

**TITLE VII—BROWNSVILLE PUBLIC UTILITY BOARD WATER
RECYCLING AND DESALINIZATION PROJECT**

Sec. 701. Brownsville Public Utility Board water recycling and desalinization
project.

**TITLE VIII—EL PASO, TEXAS, WATER RECLAMATION, REUSE,
AND DESALINIZATION PROJECT**

Sec. 801. El Paso, Texas, water reclamation, reuse, and desalinization project.

1 **TITLE I—NEWLANDS PROJECT**
2 **HEADQUARTERS AND MAIN-**
3 **TENANCE YARD FACILITY**
4 **TRANSFER**

5 **SEC. 101. SHORT TITLE.**

6 This title may be cited as the “Newlands Project
7 Headquarters and Maintenance Yard Facility Transfer
8 Act”.

9 **SEC. 102. CONVEYANCE OF NEWLANDS PROJECT HEAD-**
10 **QUARTERS AND MAINTENANCE YARD FACIL-**
11 **ITY.**

12 (a) CONVEYANCE.—The Secretary of the Interior
13 shall convey to the Truckee-Carson Irrigation District,
14 Nevada, as soon as practicable after the date of the enact-
15 ment of this Act and in accordance with all applicable law
16 and the terms of the memorandum of agreement between
17 the District and the Secretary dated June 9, 2003 (Con-
18 tract No. 3–LC–20–8052), all right, title, and interest of
19 the United States in and to real property within the
20 Newlands Projects, Nevada, known as 2666 Harrigan
21 Road, Fallon, Nevada, and identified for disposition on the
22 map entitled “Newlands Project Headquarters and Main-
23 tenance Yard Facility”.

24 (b) TREATMENT OF PROCEEDS FROM FALLON
25 FREIGHT YARD AS CONSIDERATION.—Notwithstanding

1 any other provision of law to the contrary, amounts re-
2 ceived by the United States for the lease and sale of
3 Newlands Project lands comprising the Fallon Freight
4 Yard shall, for purposes of this section, be treated as pay-
5 ment in full of consideration for the property conveyed
6 under subsection (a).

7 (c) REPORT.—If the Secretary has not completed
8 such conveyance within 12 months after the date of enact-
9 ment of this Act, the Secretary shall submit a report to
10 the Congress explaining the reasons the conveyance has
11 not been completed and stating the date by which the con-
12 veyance will be completed.

13 (d) ENVIRONMENTAL REVIEW, REMEDIATION, AND
14 REMOVAL.—The Secretary may not make any conveyance
15 under this section until the completion with respect to the
16 conveyance, in accordance with the memorandum of agree-
17 ment referred to in subsection (a), of—

18 (1) compliance with requirements relating to
19 the National Environmental Policy Act of 1969 (42
20 U.S.C. et seq. 4321 et seq.) and cultural resources;
21 and

22 (2) environmental site assessments, remedi-
23 ation, or removal.

24 (e) LIABILITY.—The United States shall not be liable
25 for damages of any kind arising out of any act or omission

1 by, or occurrence relating to, the Truckee-Carson Irriga-
2 tion District or its employees, agents, or contractors relat-
3 ing to the property conveyed under this section and occur-
4 ring prior to, on, or after the date of such conveyance.

5 **TITLE II—INLAND EMPIRE AND**
6 **CUCAMONGA VALLEY RECY-**
7 **CLING PROJECTS**

8 **SEC. 201. INLAND EMPIRE AND CUCAMONGA VALLEY RECY-**
9 **CLING PROJECTS.**

10 (a) **SHORT TITLE.**—This section may be cited as the
11 “Inland Empire Regional Water Recycling Initiative”.

12 (b) **IN GENERAL.**—The Reclamation Wastewater and
13 Groundwater Study and Facilities Act (Public Law 102–
14 575, Title XVI; 43 U.S.C. 390h et seq.) is amended by
15 adding at the end the following:

16 **“SEC. 1637. INLAND EMPIRE REGIONAL WATER RECYCLING**
17 **PROJECT.**

18 “(a) **IN GENERAL.**—The Secretary, in cooperation
19 with the Inland Empire Utilities Agency, may participate
20 in the design, planning, and construction of the Inland
21 Empire regional water recycling project described in the
22 report submitted under section 1606(c).

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

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

4 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
5 is authorized to be appropriated to carry out this section
6 \$20,000,000.

7 “(e) SUNSET.—The authority of the Secretary to
8 carry out any provisions of this section shall terminate 10
9 years after the date of the enactment of this section.

10 **“SEC. 1638. CUCAMONGA VALLEY WATER RECYCLING**
11 **PROJECT.**

12 “(a) IN GENERAL.—The Secretary, in cooperation
13 with the Cucamonga Valley Water District, may partici-
14 pate in the design, planning, and construction of the
15 Cucamonga Valley Water District satellite recycling plants
16 in Rancho Cucamonga, California, to reclaim and recycle
17 approximately 2 million gallons per day of domestic waste-
18 water.

19 “(b) COST SHARING.—The Federal share of the cost
20 of the project described in subsection (a) shall not exceed
21 25 percent of the capital cost of the project.

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

1 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
2 is authorized to be appropriated to carry out this section,
3 \$10,000,000.

4 “(e) SUNSET.—The authority of the Secretary to
5 carry out any provisions of this section shall terminate 10
6 years after the date of the enactment of this section.”.

7 (c) CONFORMING AMENDMENTS.—The table of sec-
8 tions in section 2 of Public Law 102–575 is amended by
9 inserting after the item relating to section 1636 the fol-
10 lowing:

“1637. Inland Empire Regional Water Recycling Program.

“1638. Cucamonga Valley Water Recycling Project.”.

11 **TITLE III—RIVERSIDE-CORONA**
12 **FEEDER WATER PROJECT**

13 **SEC. 301. PLANNING, DESIGN, AND CONSTRUCTION OF THE**
14 **RIVERSIDE-CORONA FEEDER.**

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

21 (b) AGREEMENTS AND REGULATIONS.—The Sec-
22 retary may enter into such agreements and promulgate
23 such regulations as are necessary to carry out this section.

24 (c) FEDERAL COST SHARE.—

1 (1) PLANNING, DESIGN, CONSTRUCTION.—The
2 Federal share of the cost to plan, design, and con-
3 struct the project described in subsection (a) shall be
4 the lesser of 35 percent of the total cost of the
5 project or \$50,000,000.

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

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

14 (e) LIMITATION.—Funds provided by the Secretary
15 under this section shall not be used for operation or main-
16 tenance of the project described in subsection (a).

17 (f) SUNSET.—The authority of the Secretary to carry
18 out any provisions of this section shall terminate 10 years
19 after the date of the enactment of this section.

20 **SEC. 302. PROJECT AUTHORIZATIONS.**

21 (a) IN GENERAL.—The Reclamation Wastewater and
22 Groundwater Study and Facilities Act (Public Law 102–
23 575, title XVI; 43 U.S.C. 390h et seq.) is amended by
24 adding at the end the following:

1 **“SEC. 163__ . YUCAIPA VALLEY REGIONAL WATER SUPPLY**
2 **RENEWAL PROJECT.**

3 “(a) AUTHORIZATION.—The Secretary, in coopera-
4 tion with the Yucaipa Valley Water District, may partici-
5 pate in the design, planning, and construction of projects
6 to treat impaired surface water, reclaim and reuse im-
7 paired groundwater, and provide brine disposal within the
8 Santa Ana Watershed described in the report submitted
9 under section 1606.

10 “(b) COST SHARING.—The Federal share of the cost
11 of the project described in subsection (a) shall not exceed
12 25 percent of the total cost of the project.

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

16 “(d) AUTHORIZATION OF APPROPRIATIONS.—There
17 is authorized to be appropriated to carry out this section
18 \$20,000,000.

19 “(e) SUNSET.—The authority of the Secretary to
20 carry out any provisions of this section shall terminate 10
21 years after the date of the enactment of this section.

22 **“SEC. 163__ . CITY OF CORONA WATER UTILITY, CALI-**
23 **FORNIA, WATER RECYCLING AND REUSE**
24 **PROJECT.**

25 “(a) AUTHORIZATION.—The Secretary, in coopera-
26 tion with the City of Corona Water Utility, California, is

1 authorized to participate in the design, planning, and con-
2 struction of, and land acquisition for, a project to reclaim
3 and reuse wastewater, including degraded groundwaters,
4 within and outside of the service area of the City of Co-
5 rona Water Utility, California.

6 “(b) COST SHARE.—The Federal share of the cost
7 of the project authorized by this section shall not exceed
8 25 percent of the total cost of the project.

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

12 “(d) SUNSET.—The authority of the Secretary to
13 carry out any provisions of this section shall terminate 10
14 years after the date of the enactment of this section.”.

15 (b) CONFORMING AMENDMENTS.—The table of sec-
16 tions in section 2 of Public Law 102–575 is amended by
17 inserting after the item relating to section 163__ the fol-
18 lowing:

“Sec. 163__. Yucaipa Valley Regional Water Supply Renewal Project.

“Sec. 163__. City of Corona Water Utility, California, water recycling and reuse
project.”.

1 **TITLE IV—AINSWORTH UNIT,**
2 **SANDHILLS DIVISION, PICK-**
3 **SLOAN MISSOURI BASIN PRO-**
4 **GRAM**

5 **SEC. 401. AINSWORTH UNIT, SANDHILLS DIVISION, PICK-**
6 **SLOAN MISSOURI BASIN PROGRAM.**

7 (a) IN GENERAL.—The Secretary of the Interior shall
8 extend for the period described in subsection (b) the water
9 service contract for the Ainsworth Unit, Sandhills Divi-
10 sion, Pick-Sloan Missouri Basin Program, Nebraska, con-
11 sisting of—

12 (1) the water service contract entered into by
13 the Secretary of the Interior under—

14 (A) section 9(e) of the Reclamation Project
15 Act of 1939 (43 U.S.C. 485h(e));

16 (B) section 9(c) of the Act of December
17 22, 1944 (58 Stat. 887, chapter 665);

18 (C) the Act of August 21, 1954 (68 Stat.
19 757, chapter 781); and

20 (D) the Act of May 18, 1956 (70 Stat.
21 160, chapter 285); and

22 (2) the water service contract for the set project
23 located in Cherry, Brown, and Rock Counties, Ne-
24 braska, for the use of a part of the waters of the
25 Snake River, a tributary of the Niobrara River.

1 (b) PERIOD OF EXTENSION.—The water service con-
2 tract described in subsection (a) shall be extended for 4
3 years after the date on which the contract expires under
4 the water service contract and law in existence before the
5 date of enactment of this Act.

6 **TITLE V—WICHITA PROJECT**
7 **EQUUS BEDS DIVISION**

8 **SEC. 501. SHORT TITLE.**

9 This title may be cited as the “Wichita Project Equus
10 Beds Division Authorization Act of 2005”.

11 **SEC. 502. EQUUS BEDS DIVISION.**

12 The Act entitled “An Act to provide for the construc-
13 tion of the Cheney division, Wichita Federal reclamation
14 project, Kansas, and for other purposes” (Public Law 86–
15 787; 74 Stat. 1026) is amended by adding the following
16 new section:

17 **“SEC. 10. EQUUS BEDS DIVISION.**

18 “(a) AUTHORIZATION.—The Secretary of the Interior
19 may assist in the funding and implementation of the
20 Equus Beds Aquifer Recharge and Recovery Component
21 which is a part of the ‘Integrated Local Water Supply
22 Plan, Wichita, Kansas’ (referred to in this section as the
23 ‘Equus Beds Division’). Construction of the Equus Beds
24 Division shall be in substantial accordance with the plans
25 and designs.

1 “(b) OPERATION, MAINTENANCE, AND REPLACE-
2 MENT.—Operation, maintenance, and replacement of the
3 Equus Beds Division, including funding for those pur-
4 poses, shall be the sole responsibility of the City of Wich-
5 ita, Kansas. The Equus Beds Division shall be operated
6 in accordance with applicable laws and regulations.

7 “(c) AGREEMENTS.—The Secretary of the Interior
8 may enter into, or agree to amendments of, cooperative
9 agreements and other appropriate agreements to carry out
10 this section.

11 “(d) ADMINISTRATIVE COSTS.—From funds made
12 available for this section, the Secretary of the Interior may
13 charge an appropriate share related to administrative
14 costs incurred.

15 “(e) PLANS AND ANALYSES CONSISTENT WITH FED-
16 ERAL LAW.—Before obligating funds for design or con-
17 struction under this section, the Secretary of the Interior
18 shall work cooperatively with the City of Wichita, Kansas,
19 to use, to the extent possible, plans, designs, and engineer-
20 ing and environmental analyses that have already been
21 prepared by the City for the Equus Beds Division. The
22 Secretary of the Interior shall assure that such informa-
23 tion is used consistent with applicable Federal laws and
24 regulations, including principles and guidelines used in
25 preparing feasibility level project studies.

1 “(f) TITLE; RESPONSIBILITY; LIABILITY.—Nothing
2 in this section or assistance provided under this section
3 shall be construed to transfer title, responsibility, or liabil-
4 ity related to the Equus Beds Division (including portions
5 or features thereof) to the United States.

6 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
7 is authorized to be appropriated as the Federal share of
8 the total cost of the Equus Beds Division, an amount not
9 to not exceed 25 percent of the total cost or \$30,000,000
10 (January, 2003 prices), whichever is less, plus or minus
11 such amounts, if any, as may be justified by reason of
12 ordinary fluctuations in construction costs as indicated by
13 engineering cost indexes applicable to the type of construc-
14 tion involved herein, whichever is less. Such sums shall
15 be nonreimbursable.

16 “(h) SUNSET.—The authority of the Secretary to
17 carry out any provisions of this section shall terminate 10
18 years after the date of the enactment of this section.”.

1 **TITLE VI—LOWER RIO GRANDE**
2 **VALLEY WATER RESOURCES**
3 **CONSERVATION AND IM-**
4 **PROVEMENT**

5 **SEC. 601. SHORT TITLE.**

6 This title may be cited as the “Lower Rio Grande
7 Valley Water Resources Conservation and Improvement
8 Act of 2005”.

9 **SEC. 602. AUTHORIZATION OF ADDITIONAL PROJECTS AND**
10 **ACTIVITIES UNDER THE LOWER RIO GRANDE**
11 **WATER CONSERVATION AND IMPROVEMENT**
12 **PROGRAM.**

13 (a) **ADDITIONAL PROJECTS.**—Section 4(a) of the
14 Lower Rio Grande Valley Water Resources Conservation
15 and Improvement Act of 2000 (Public Law 106–576; 114
16 Stat. 3067) is amended by adding at the end the following:

17 “(20) In Cameron County, Texas, Bayview Irri-
18 gation District No. 11, water conservation and im-
19 provement projects as identified in the March 3,
20 2004, engineering report by NRS Consulting Engi-
21 neers at a cost of \$1,425,219.

22 “(21) In the Cameron County, Texas, Browns-
23 ville Irrigation District, water conservation and im-
24 provement projects as identified in the February 11,

1 2004, engineering report by NRS Consulting Engi-
2 neers at a cost of \$722,100.

3 “(22) In the Cameron County, Texas Harlingen
4 Irrigation District No. 1, water conservation and im-
5 provement projects as identified in the March, 2004,
6 engineering report by Axiom-Blair Engineering at a
7 cost of \$4,173,950.

8 “(23) In the Cameron County, Texas, Cameron
9 County Irrigation District No. 2, water conservation
10 and improvement projects as identified in the Feb-
11 ruary 11, 2004, engineering report by NRS Con-
12 sulting Engineers at a cost of \$8,269,576.

13 “(24) In the Cameron County, Texas, Cameron
14 County Irrigation District No. 6, water conservation
15 and improvement projects as identified in an engi-
16 neering report by Turner Collie Braden, Inc., at a
17 cost of \$5,607,300.

18 “(25) In the Cameron County, Texas, Adams
19 Gardens Irrigation District No. 19, water conserva-
20 tion and improvement projects as identified in the
21 March, 2004, engineering report by Axiom-Blair En-
22 gineering at a cost of \$2,500,000.

23 “(26) In the Hidalgo and Cameron Counties,
24 Texas, Hidalgo and Cameron Counties Irrigation
25 District No. 9, water conservation and improvement

1 projects as identified by the February 11 engineer-
2 ing report by NRS Consulting Engineers at a cost
3 of \$8,929,152.

4 “(27) In the Hidalgo and Willacy Counties,
5 Texas, Delta Lake Irrigation District, water con-
6 servation and improvement projects as identified in
7 the March, 2004, engineering report by Axiom-Blair
8 Engineering at a cost of \$8,000,000.

9 “(28) In the Hidalgo County, Texas, Hidalgo
10 County Irrigation District No. 2, a water conserva-
11 tion and improvement project identified in the engi-
12 neering reports attached to a letter dated February
13 11, 2004, from the district’s general manager, at a
14 cost of \$5,312,475.

15 “(29) In the Hidalgo County, Texas, Hidalgo
16 County Irrigation District No. 1, water conservation
17 and improvement projects identified in an engineer-
18 ing report dated March 5, 2004, by Melden and
19 Hunt, Inc. at a cost of \$5,595,018.

20 “(30) In the Hidalgo County, Texas, Hidalgo
21 County Irrigation District No. 6, water conservation
22 and improvement projects as identified in the
23 March, 2004, engineering report by Axiom-Blair En-
24 gineering at a cost of \$3,450,000.

1 “(31) In the Hidalgo County, Texas Santa
2 Cruz Irrigation District No. 15, water conservation
3 and improvement projects as identified in an engi-
4 neering report dated March 5, 2004, by Melden and
5 Hunt, Inc. at a cost of \$4,609,000.

6 “(32) In the Hidalgo County, Texas, Engelman
7 Irrigation District, water conservation and improve-
8 ment projects as identified in an engineering report
9 dated March 5, 2004, by Melden and Hunt, Inc. at
10 a cost of \$2,251,480.

11 “(33) In the Hidalgo County, Texas, Valley
12 Acres Water District, water conservation and im-
13 provement projects as identified in an engineering
14 report dated March, 2004, by Axiom-Blair Engineer-
15 ing at a cost of \$500,000.

16 “(34) In the Hudspeth County, Texas,
17 Hudspeth County Conservation and Reclamation
18 District No. 1, water conservation and improvement
19 projects as identified in the March, 2004, engineer-
20 ing report by Axiom-Blair Engineering at a cost of
21 \$1,500,000.

22 “(35) In the El Paso County, Texas, El Paso
23 County Water Improvement District No. 1, water
24 conservation and improvement projects as identified

1 in the March, 2004, engineering report by Axiom-
2 Blair Engineering at a cost of \$10,500,000.

3 “(36) In the Hidalgo County, Texas, Donna Ir-
4 rigation District, water conservation and improve-
5 ment projects identified in an engineering report
6 dated March 22, 2004, by Melden and Hunt, Inc. at
7 a cost of \$2,500,000.

8 “(37) In the Hidalgo County, Texas, Hidalgo
9 County Irrigation District No. 16, water conserva-
10 tion and improvement projects identified in an engi-
11 neering report dated March 22, 2004, by Melden
12 and Hunt, Inc. at a cost of \$2,800,000.

13 “(38) The United Irrigation District of Hidalgo
14 County water conservation and improvement
15 projects as identified in a March 2004, engineering
16 report by Sigler Winston, Greenwood and Associates
17 at a cost of \$6,067,021.”.

18 (b) INCLUSION OF ACTIVITIES TO CONSERVE WATER
19 OR IMPROVE SUPPLY; TRANSFERS AMONG PROJECTS.—
20 Section 4 of such Act (Public Law 106–576; 114 Stat.
21 3067) is further amended by redesignating subsection (c)
22 as subsection (e), and by inserting after subsection (b) the
23 following:

24 “(c) INCLUSION OF ACTIVITIES TO CONSERVE
25 WATER OR IMPROVE SUPPLY.—In addition to the activi-

1 ties identified in the engineering reports referred to in
2 subsection (a), each project that the Secretary conducts
3 or participates in under subsection (a) may include any
4 of the following:

5 “(1) The replacement of irrigation canals and
6 lateral canals with buried pipelines.

7 “(2) The impervious lining of irrigation canals
8 and lateral canals.

9 “(3) Installation of water level, flow measure-
10 ment, pump control, and telemetry systems.

11 “(4) The renovation and replacement of pump-
12 ing plants.

13 “(5) Other activities that will result in the con-
14 servation of water or an improved supply of water.

15 “(d) TRANSFERS AMONG PROJECTS.—Of amounts
16 made available for a project referred to in any of para-
17 graphs (20) through (38) of subsection (a), the Secretary
18 may transfer and use for another such project up to 10
19 percent.”.

20 **SEC. 603. REAUTHORIZATION OF APPROPRIATIONS FOR**
21 **LOWER RIO GRANDE CONSTRUCTION.**

22 Section 4(e) of the Lower Rio Grande Valley Water
23 Resources Conservation and Improvement Act of 2000
24 (Public Law 106–576; 114 Stat. 3067), as redesignated
25 by section 602(b) of this title, is further amended by in-

1 setting before the period the following: “for projects re-
 2 ferred to in paragraphs (1) through (19) of subsection (a),
 3 and \$42,356,145 (2004 dollars) for projects referred to
 4 in paragraphs (20) through (38) of subsection (a)”.

5 **SEC. 604. SUNSET PROVISION.**

6 The authority of the Secretary to carry out the
 7 projects added by paragraphs (20) through (38) of the
 8 amendment made by section 602(a) of this title shall ter-
 9 minate 10 years after the date of the enactment of this
 10 section.

11 **TITLE VII—BROWNSVILLE PUB-**
 12 **LIC UTILITY BOARD WATER**
 13 **RECYCLING AND DESALINIZA-**
 14 **TION PROJECT**

15 **SEC. 701. BROWNSVILLE PUBLIC UTILITY BOARD WATER**
 16 **RECYCLING AND DESALINIZATION PROJECT.**

17 (a) IN GENERAL.—The Reclamation Wastewater and
 18 Groundwater Study and Facilities Act (Public Law 102–
 19 575, title XVI; 43 U.S.C. 390h et seq.) is amended by
 20 adding at the end the following new section:

21 **“SEC. 163 __. BROWNSVILLE PUBLIC UTILITY BOARD**
 22 **WATER RECYCLING AND DESALINIZATION**
 23 **PROJECT.**

24 “(a) IN GENERAL.—The Secretary, in cooperation
 25 with the Brownsville Public Utility Board, may participate

1 in the design, planning, and construction of facilities to
 2 reclaim, reuse, and treat impaired waters in the Browns-
 3 ville, Texas, area.

4 “(b) COST SHARING.—The Federal share of the cost
 5 of the project described in subsection (a) shall not exceed
 6 25 percent of the total cost of the project.

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

10 “(d) SUNSET.—The authority of the Secretary to
 11 carry out any provisions of this section shall terminate 10
 12 years after the date of the enactment of this section.”.

13 (b) CONFORMING AMENDMENT.—The table of sec-
 14 tions in section 2 of Public Law 102–575 is amended by
 15 inserting after the last item relating to title XVI the fol-
 16 lowing:

“163__ . Brownsville Public Utility Board water recycling and desalinization
 project.”.

17 **TITLE VIII—EL PASO, TEXAS,**
 18 **WATER RECLAMATION,**
 19 **REUSE, AND DESALINIZATION**
 20 **PROJECT**

21 **SEC. 801. EL PASO, TEXAS, WATER RECLAMATION, REUSE,**
 22 **AND DESALINIZATION PROJECT.**

23 (a) AUTHORIZATION.—The Reclamation Wastewater
 24 and Groundwater Study and Facilities Act (Public Law

1 102–575, title XVI; 43 U.S.C. 390h et seq.) is amended
2 by adding at the end the following new section:

3 **“SEC. 16xx. EL PASO, TEXAS, WATER RECLAMATION, REUSE,**
4 **AND DESALINIZATION PROJECT.**

5 “(a) AUTHORIZATION.—The Secretary, in coopera-
6 tion with the State and local authorities, is authorized to
7 participate in the design, planning, and construction of the
8 El Paso Water Reclamation, Reuse, and Desalinization
9 project to reclaim and reuse wastewater and to treat and
10 reuse impaired and brackish groundwater in the service
11 area of the El Paso Water Utilities Public Service Board,
12 El Paso, Texas.

13 “(b) COST SHARE.—The Federal share of the cost
14 of the project authorized by this section shall not exceed
15 25 percent of the total cost of the project.

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

19 “(d) SUNSET.—The authority of the Secretary to
20 carry out any provisions of this section shall terminate 10
21 years after the date of the enactment of this section.”.

22 (b) CLERICAL AMENDMENT.—The table of sections
23 in section 2 of such Act is amended by inserting after the
24 item relating to section 16xx the following:

“Sec. 16xx. El Paso, Texas, water reclamation, reuse, and desalinization project.”

Passed the House of Representatives May 16, 2005.

Attest:

Clerk.