

the north Pacific Ocean, Bering Sea, or Arctic Ocean. Three nominations shall be submitted for each member to be appointed under subparagraphs (K), (L), and (M). Board members appointed under subparagraphs (K), (L), and (M) shall serve for three-year terms, and may be reappointed.

(4)(A) The Secretary of Commerce shall review and administer grants recommended by the Board. If the Secretary does not approve a grant recommended by the Board, the Secretary shall explain in writing the reasons for not approving such grant, and the amount recommended to be used for such grant shall be available only for other grants recommended by the Board.

(B) Grant recommendations and other decisions of the Board shall be by majority vote, with each member having one vote. The Board shall establish written criteria for the submission of grant requests through a competitive process and for deciding upon the award of grants. Grants shall be recommended by the Board on the basis of merit in accordance with the priorities established by the Board. The Secretary shall provide the Board such administrative and technical support as is necessary for the effective functioning of the Board. The Board shall be considered an advisory panel established under section 1852(g) of title 16 for the purposes of section 1852(i)(1) of title 16, and the other procedural matters applicable to advisory panels under section 1852(i) of title 16 shall apply to the Board to the extent practicable. Members of the Board may be reimbursed for actual expenses incurred in performance of their duties for the Board. Not more than 5 percent of the funds provided to the Secretary of Commerce under paragraph (1) may be used to provide support for the Board and administer grants under this subsection.

**(f) Sunset**

If amounts are not assumed by the concurrent budget resolution and appropriated from the Fund by December 15, 1999, the Fund shall terminate and the amounts in the Fund including the accrued interest shall be applied to reduce the Federal deficit.

(Pub. L. 105-83, title IV, §401, Nov. 14, 1997, 111 Stat. 1607; Pub. L. 105-277, div. A, §101(e) [title III, §331], Oct. 21, 1998, 112 Stat. 2681-231, 2681-293.)

AMENDMENTS

1998—Subsec. (f). Pub. L. 105-277 substituted “1999” for “1998”.

**§ 1475. Bureau of Reclamation acceptance of services of volunteers**

The Bureau of Reclamation may on and after September 29, 1989, accept the services of volunteers and, from any funds available to it, provide for their incidental expenses to carry out any activity of the Bureau of Reclamation except policymaking or law or regulatory enforcement. Such volunteers shall not be deemed employees of the United States Government, except for the purposes of chapter 81 of title 5 relating to compensation for work injuries, and shall not be deemed employees of the Bureau of Reclamation except for the purposes of tort

claims to the same extent as a regular employee of the Bureau of Reclamation would be under identical circumstances.

(Pub. L. 101-101, title II, Sept. 29, 1989, 103 Stat. 656.)

**§ 1475a. Participation of non-Federal entities in contract negotiations and source selection proceedings**

On and after October 2, 1992, the Bureau of Reclamation may invite non-Federal entities involved in cost sharing arrangements for the development of water projects to participate in contract negotiation and source selection proceedings without invoking provisions of the Federal Advisory Committee Act (5 U.S.C. Appendix (1988)): *Provided*, That such non-Federal participants shall be subject to the provisions of the Federal Procurement Integrity Act<sup>1</sup> (41 U.S.C. 423 (1988)) and to the conflict of interest provisions appearing at 18 U.S.C. 201 et seq. (1988).

(Pub. L. 102-377, title II, §205, Oct. 2, 1992, 106 Stat. 1332.)

REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in text, is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, which is set out in the Appendix to Title 5, Government Organization and Employees.

No act with the title Federal Procurement Integrity Act, referred to in text, has been enacted. The Federal Procurement Integrity Act probably means section 27 of Pub. L. 93-400, as added by Pub. L. 100-679, §6(a), Nov. 17, 1988, 102 Stat. 4063, which is classified to section 423 of Title 41, Public Contracts.

**CHAPTER 32—COLORADO RIVER BASIN PROJECT**

SUBCHAPTER I—OBJECTIVES

Sec.  
1501. Congressional declaration of purpose and policy.

SUBCHAPTER II—INVESTIGATIONS AND PLANNING

1511. Reconnaissance investigations by Secretary of the Interior; reports; 10-year moratorium on water importation studies.  
1511a. Cooperation and participation by Secretary of the Army with Federal, State, and local agencies.  
1512. Mexican Water Treaty.  
1513. Importation of water; protection of exporting areas.  
1514. Authorization of appropriations.

SUBCHAPTER III—AUTHORIZED UNITS; PROTECTION OF EXISTING USES

1521. Central Arizona Project.  
(a) Construction and operation; Hayden-Rhodes Aqueduct and pumping plants; Orme Dam and Reservoir; Buttes Dam and Reservoir; Hooker Dam and Reservoir; Charleston Dam and Reservoir; Tucson aqueducts and pumping plants; Fannin-McFarland Aqueduct; related and appurtenant works.  
(b) Limitation on water diversions in years of insufficient main stream Colorado River water.  
(c) Augmentation of water supply of Colorado River system.

<sup>1</sup> See References in Text note below.

- Sec.  
1522. Orme Dam and Reservoir.  
 (a) Acquisition of lands of Salt River Pima-Maricopa Indian Community and Fort McDowell-Apache Indian Community; relocation; eminent domain.  
 (b) Rights of former owners to use or lease land.  
 (c) Addition of land to Fort McDowell Indian Reservation.  
 (d) Recreational facilities developed and operated by Indian communities along Orme Reservoir shoreline.  
 (e) Exemption of funds from State and Federal income taxes.
1523. Power requirements of Central Arizona Project and augmentation of Lower Colorado River Basin Development Fund.  
 (a) Engineering and economic studies.  
 (b) Construction of thermal generating powerplants; agreements for acquisition by United States of portions of plant capacity.  
 (c) Recommended plan; submission to Congress.  
 (d) Apportionment of water for Arizona plants diverted above Lee Ferry.
1524. Water furnished from Central Arizona Project.  
 (a) Restriction on use of water for irrigation.  
 (b) Contracts with municipal and industrial users.  
 (c) Water conservation.  
 (d) Water exchanges.  
 (e) Water shortage priorities.  
 (f) New Mexico users; water exchange contracts.
1525. Cost of main stream water of Colorado River.  
 1526. Water salvage programs.  
 1527. Fish and wildlife conservation and development.  
 1528. Authorization of appropriations.
- SUBCHAPTER IV—LOWER COLORADO RIVER  
BASIN DEVELOPMENT FUND
1541. Allocation of costs; repayment.  
 1542. Repayment capability of Indian lands.  
 1543. Lower Colorado River Basin Development Fund.  
 (a) Establishment.  
 (b) Appropriations.  
 (c) Revenues credited to fund.  
 (d) Use of revenue funds.  
 (e) Appropriation by Congress required for construction of works.  
 (f) Return of costs and interest.  
 (g) Repayment of costs.  
 (h) Interest rate.  
 (i) Annual budgets; submission to Congress.
1544. Annual report to Congress.
- SUBCHAPTER V—GENERAL PROVISIONS
1551. Construction of Colorado River Basin Act.  
 (a) Effect on other laws.  
 (b) Reports to Congress.  
 (c) Compliance of Federal officers and agencies.
1552. Criteria for long-range operation of reservoirs.  
 (a) Promulgation by Secretary; order of priorities.  
 (b) Submittal of criteria for review and comment; publication; report to Congress.  
 (c) Powerplant operations.
1553. Upper Colorado River Basin; rights to consumptive uses not to be reduced or prejudiced; duties and powers of Commission not impaired.

- Sec.  
1554. Federal reclamation laws.  
 1555. Federal Power Act inapplicable to Colorado River between Hoover Dam and Glen Canyon Dam.  
 1556. Definitions.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 620c-1, 1511a, 1592, 1597, 1600g of this title.

SUBCHAPTER I—OBJECTIVES

**§ 1501. Congressional declaration of purpose and policy**

(a) It is the object of this chapter to provide a program for the further comprehensive development of the water resources of the Colorado River Basin and for the provision of additional and adequate water supplies for use in the upper as well as in the lower Colorado River Basin. This program is declared to be for the purposes, among others, of regulating the flow of the Colorado River; controlling floods; improving navigation; providing for the storage and delivery of the waters of the Colorado River for reclamation of lands, including supplemental water supplies, and for municipal, industrial, and other beneficial purposes; improving water quality; providing for basic public outdoor recreation facilities; improving conditions for fish and wildlife, and the generation and sale of electrical power as an incident of the foregoing purposes.

(b) It is the policy of the Congress that the Secretary of the Interior (hereinafter referred to the "Secretary") shall continue to develop, after consultation with affected States and appropriate Federal agencies, a regional water plan, consistent with the provisions of this chapter and with future authorizations, to serve as the framework under which projects in the Colorado River Basin may be coordinated and constructed with proper timing to the end that an adequate supply of water may be made available for such projects, whether heretofore, herein, or hereafter authorized.

(Pub. L. 90-537, title I, §102, Sept. 30, 1968, 82 Stat. 886.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original "this Act", meaning Pub. L. 90-537, Sept. 30, 1968, 82 Stat. 885, as amended, known as the Colorado River Basin Project Act, which enacted this chapter and sections 616aa-1, 620a-1, 620a-2, 620c-1, and 620d-1 of this title, amended sections 616hh, 620, and 620a of this title, and enacted provisions set out as notes under sections 620, 620k, and 1501 of this title. For complete classification of this Act to the Code, see Short Title note set out below and Tables.

SHORT TITLE

Section 101 of Pub. L. 90-537 provided: "That this Act [enacting this chapter and sections 616aa-1, 620a-1, 620a-2, 620c-1, and 620d-1 of this title, amending sections 616hh, 620, and 620a of this title, and enacting provisions set out as notes under sections 620, 620k, and 1501 of this title] may be cited as the 'Colorado River Basin Project Act'."

CROSS REFERENCES

Compliance with Colorado law in diversion and storage of water for projects constructed under authority of this chapter if located within and intended for benefit of Colorado only, see section 620c-1 of this title.