

HR 29

To authorize the Secretary of the Interior to construct facilities to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, and for other purposes.

Congress: 110 (2007–2009, Ended)

Chamber: House

Policy Area: Water Resources Development

Introduced: Jan 4, 2007

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 1008.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 1008. (Sep 16, 2008)

Official Text: <https://www.congress.gov/bill/110th-congress/house-bill/29>

Sponsor

Name: Rep. Issa, Darrell E. [R-CA-49]

Party: Republican • **State:** CA • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	House	Discharged from	Jan 15, 2008
Energy and Natural Resources Committee	Senate	Hearings By (subcommittee)	Apr 24, 2008
Natural Resources Committee	House	Discharged from	Oct 10, 2007

Subjects & Policy Tags

Policy Area:

Water Resources Development

Related Bills

No related bills are listed.

Authorizes the Secretary of the Interior (the Secretary) to construct, operate, and maintain a project to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, in accordance with the final feasibility report and environmental reviews for the project and this Act.

Authorizes project construction only after the Secretary determines that: (1) the Fallbrook Public Utility District, San Diego County, and the Navy have entered into contracts to repay to the United States appropriate costs of constructing, operating, and maintaining the Project (permits the Secretary to allow satisfaction of the repayment obligation for construction costs through the payment of the share of the Navy Secretary prior to the initiation of construction); (2) the authorized California officer or agency has granted water use permits to the Bureau of Reclamation; (3) the District has agreed that it will not assert against the United States any prior right to water in excess of the quantity deliverable under this Act and will share water based on equal priority and a specified ratio; and (4) the Secretary has determined that the project has completed applicable economic, environmental, and engineering feasibility studies.

(Sec. 3) Makes the Navy Secretary responsible to pay only that portion of project costs that reflects the extent to which the Department of the Navy benefits from the project. Allows the Secretary to enter into a contract with the Navy Secretary for the impoundment, storage, treatment, and carriage of prior rights water for domestic, municipal, fish and wildlife, industrial, and other beneficial purposes using project facilities.

(Sec. 4) Permits operation of the project by the Secretary, the District, or a third party, subject to a memorandum of agreement between the two Secretaries and the District. Requires the Navy Secretary and the District to participate in the project yield on the basis of equal priority, with 60% of the project's yield allotted to the Navy Secretary and 40% allotted to the District. Sets forth provisions governing contracts for the sale and delivery of excess water.

(Sec. 5) Requires the District's general repayment obligation to be determined by the Secretary consistent with the Reclamation Project Act of 1939, with exceptions. Provides that: (1) for purposes of calculating interest and determining the time when the District's repayment obligation to the United States commences, the pumping and treatment of groundwater from the project shall be deemed equivalent to the first use of water from a water storage project; and (2) there shall be no repayment obligation for water delivered to the District under a contract for delivery of excess water.

(Sec. 6) Authorizes the Secretary to transfer operation of the project to the District or a mutually agreed upon third party. Provides that if such a transfer takes place, the District shall be entitled to an equitable credit for the costs associated with the Secretary's proportionate share of the project's operation and maintenance.

(Sec. 7) Provides that California law shall apply to the rights of the United States pertaining to water use under this Act, with exceptions.

(Sec. 8) Prohibits the project from being administered or operated in any way that would impair or deplete the quantities of water the United States would have been entitled to use under California law had the project not been built, unless otherwise agreed by the Navy Secretary.

(Sec. 9) Requires the Secretary and the Navy Secretary to report to the appropriate congressional committees regarding whether the conditions specified by this Act have been met and, if so, the manner in which they were met.

(Sec. 10) Authorizes appropriations.

(Sec. 11) Terminates the Secretary's authority to complete project construction 10 years after this Act's enactment.

Actions Timeline

- **Sep 16, 2008:** Committee on Energy and Natural Resources. Reported by Senator Bingaman with an amendment in the nature of a substitute. Without written report.
- **Sep 16, 2008:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 1008.
- **Sep 11, 2008:** Committee on Energy and Natural Resources. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Apr 24, 2008:** Committee on Energy and Natural Resources Senate Subcommittee on Water and Power. Hearings held.
- **Feb 13, 2008:** Received in the Senate and Read twice and referred to the Committee on Energy and Natural Resources.
- **Feb 12, 2008:** Mr. Grijalva moved to suspend the rules and pass the bill.
- **Feb 12, 2008:** Considered under suspension of the rules. (consideration: CR H829-831)
- **Feb 12, 2008:** DEBATE - The House proceeded with forty minutes of debate on H.R. 29.
- **Feb 12, 2008:** Passed/agreed to in House: On motion to suspend the rules and pass the bill Agreed to by voice vote.(text: CR H829-830)
- **Feb 12, 2008:** On motion to suspend the rules and pass the bill Agreed to by voice vote. (text: CR H829-830)
- **Feb 12, 2008:** Motion to reconsider laid on the table Agreed to without objection.
- **Jan 15, 2008:** Subcommittee on Readiness Discharged.
- **Jan 15, 2008:** Committee on Armed Services discharged.
- **Jan 15, 2008:** Placed on the Union Calendar, Calendar No. 309.
- **Dec 19, 2007:** Reported by the Committee on Natural Resources. H. Rept. 110-503, Part I.
- **Dec 19, 2007:** House Committee on Armed Services Granted an extension for further consideration ending not later than Jan. 15, 2008.
- **Oct 10, 2007:** Committee Consideration and Mark-up Session Held.
- **Oct 10, 2007:** Subcommittee on Water and Power Discharged.
- **Oct 10, 2007:** Ordered to be Reported by Unanimous Consent.
- **Feb 7, 2007:** Referred to the Subcommittee on Water and Power.
- **Jan 25, 2007:** Referred to the Subcommittee on Readiness.
- **Jan 4, 2007:** Introduced in House
- **Jan 4, 2007:** Referred to the Committee on Natural Resources, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.