

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.

S. 739

To clarify jurisdiction with respect to certain Bureau of Reclamation pumped storage development, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by _____

Viz:

1 Strike all after the enacting clause and insert the fol-

2 lowing:

3 **SECTION 1. LAND WITHDRAWAL AND RESERVATION.**

4 (a) DEFINITIONS.—In this section:

5 (1) AGREEMENT.—The term “Agreement”

6 means the agreement between the United States and

7 the Association dated September 6, 1917, as amend-

8 ed.

9 (2) ASSOCIATION.—The term “Association”

10 means the Salt River Valley Water Users’ Associa-

11 tion.

1 (3) COVERED LAND.—The term “covered land”
2 means the portion of the National Forest System
3 land located on the south side of the Salt River from
4 the March 9, 1903, 1-mile withdrawal area for Bu-
5 reau of Reclamation purposes extending an addi-
6 tional 2 miles from the Salt River at Roosevelt Dam
7 to 18.25 river miles downstream, in the State of Ari-
8 zona, not including the Superstition Mountain Wil-
9 derness Area and the Tonto National Monument, as
10 depicted on the Map.

11 (4) DISTRICT.—The term “District” means the
12 Salt River Project Agricultural Improvement and
13 Power District.

14 (5) MAP.—The term “Map” means the map
15 prepared under subsection (e)(1).

16 (6) SRP.—The term “SRP” means—

17 (A) the District; and

18 (B) the Association.

19 (b) RESERVATION OF COVERED LAND.—Subject to
20 valid existing rights, the covered land is reserved to the
21 United States, through the Secretary of the Interior, for
22 the exclusive right to use the covered land and interests
23 in the covered land for the development, generation, and
24 transmission of electrical power and energy for the use

1 and benefit of the Salt River Federal Reclamation Project
2 pursuant to the Agreement.

3 (c) WITHDRAWAL OF COVERED LAND.—The covered
4 land is permanently withdrawn from—

5 (1) all forms of entry, appropriation, and dis-
6 posal under the public land laws;

7 (2) location, entry, and patent under the mining
8 laws; and

9 (3) operation of the mineral leasing, mineral
10 materials, and geothermal leasing laws.

11 (d) FACILITIES.—With respect to facilities con-
12 structed by SRP on the covered land for the development,
13 generation, and transmission of electrical power and en-
14 ergy—

15 (1) the design and specifications shall conform
16 to Bureau of Reclamation standards and final de-
17 signs shall be subject to review and approval by the
18 Secretary of the Interior;

19 (2) all construction work shall be subject to in-
20 spection and approval by the Secretary of the Inte-
21 rior;

22 (3) on a determination of substantial comple-
23 tion of the applicable facilities, the Secretary of the
24 Interior shall accept title on behalf of the United

1 States as part of the Salt River Federal Reclamation
2 Project pursuant to—

3 (A) section 6 of the Act of June 17, 1902
4 (32 Stat. 389, chapter 1093; 43 U.S.C. 498);
5 and

6 (B) the Agreement; and

7 (4) SRP shall be responsible for the care, oper-
8 ation, and maintenance pursuant to the Agreement.

9 (e) MAP.—

10 (1) IN GENERAL.—As soon as practicable after
11 the date of enactment of this Act, the Secretary of
12 Agriculture shall prepare a map depicting the
13 boundary of the covered land.

14 (2) AVAILABILITY.—The Map shall be on file
15 and available for public inspection in the appropriate
16 offices of the Forest Service and the Bureau of Rec-
17 lamation.

18 (f) MANAGEMENT OF COVERED LAND.—The covered
19 land shall be managed in accordance with the memo-
20 randum entitled “Management Memorandum among the
21 Salt River Project Agricultural Improvement and Power
22 District, United States Department of Agriculture Forest
23 Service and United States Bureau of Reclamation” and
24 dated April 27, 1979, as amended.