

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: In the nature of a substitute.

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

**S. 5013**

To make certain modifications to the repayment for the  
Arkansas Valley Conduit in the State of Colorado.

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. SHORT TITLE.**

4 This Act may be cited as the “Finish the Arkansas  
5 Valley Conduit Act”.

6 **SEC. 2. ARKANSAS VALLEY CONDUIT, COLORADO.**

7 Public Law 87–590 (76 Stat. 389; 123 Stat. 1320)

8 is amended—

9 (1) in the first section—

10 (A) in subsection (c), in the second sen-

11 tence, by striking “or in the case of the Arkan-

12 sas Valley Conduit, payment in an amount

1 equal to 35 percent of the cost of the conduit  
2 that is comprised of revenue generated by pay-  
3 ments pursuant to a repayment contract and  
4 revenue that may be derived from contracts for  
5 the use of Fryingpan-Arkansas project excess  
6 capacity or exchange contracts using  
7 Fryingpan-Arkansas project facilities,”; and

8 (B) by adding at the end the following:

9 “(d) ARKANSAS VALLEY CONDUIT.—

10 “(1) REPAYMENT CONTRACT.—Notwithstanding  
11 the reclamation laws or any other provision of this  
12 Act, the contract for the Arkansas Valley Conduit  
13 shall provide for payment in an amount equal to 35  
14 percent of the cost of the conduit that consists of—

15 “(A) funding provided during construction  
16 from any entity other than the Secretary; and

17 “(B) repayment of the balance not covered  
18 under subparagraph (A) for a period of not  
19 more than 75 years with simple interest at a  
20 rate that is equal to 50 percent of the interest  
21 rate determined by the Secretary of the Treas-  
22 ury under section 2(c), including revenue de-  
23 rived from contracts for the use of excess ca-  
24 pacity or exchange contracts using Fryingpan-  
25 Arkansas project facilities.

1           “(2) OPERATIONS AND MAINTENANCE.—The  
2           contract for the Arkansas Valley Conduit shall pro-  
3           vide for the assumption by the contracting parties of  
4           the care, operation, maintenance, and replacement of  
5           the conduit.”; and

6           (2) in section 2(b)(3)(A), by striking “this sec-  
7           tion” and inserting “subsection (d) of the first sec-  
8           tion”.