

114TH CONGRESS
2D SESSION

S. 2616

To modify certain cost-sharing and revenue provisions relating to the
Arkansas Valley Conduit, Colorado.

IN THE SENATE OF THE UNITED STATES

MARCH 2, 2016

Mr. GARDNER introduced the following bill; which was read twice and referred
to the Committee on Energy and Natural Resources

A BILL

To modify certain cost-sharing and revenue provisions
relating to the Arkansas Valley Conduit, Colorado.

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

3 **SECTION 1. ARKANSAS VALLEY CONDUIT, COLORADO.**

4 (a) COST SHARE.—The first section of Public Law
5 87–590 (76 Stat. 389, 123 Stat. 1320) is amended in the
6 second sentence of subsection (c), by striking “the Arkan-
7 sas Valley Conduit, payment in an amount equal to 35
8 percent of the cost of the conduit that is comprised of rev-
9 enue generated by payments pursuant to a repayment con-
10 tract and revenue” and inserting “the Arkansas Valley

1 Conduit, for payment in an amount equal to 35 percent
 2 of the funds appropriated for the conduit that is com-
 3 prised of revenue generated by payments pursuant to a
 4 repayment contract and of revenue”.

5 (b) RATES.—Section 2(b) of Public Law 87–590 (76
 6 Stat. 390, 123 Stat. 1321) is amended—

7 (1) in paragraph (2)(A)—

8 (A) by striking “until the date on which
 9 the payments for the Arkansas Valley Conduit
 10 under paragraph (3) begin,”; and

11 (B) by striking “plus interest in an
 12 amount determined in accordance with this sec-
 13 tion” and inserting “until those costs, plus in-
 14 terest, have been fully repaid”; and

15 (2) in paragraph (3), by striking subparagraph
 16 (A) and inserting the following:

17 “(A) USE OF REVENUE.—

18 “(i) IN GENERAL.—Notwithstanding
 19 the reclamation laws, all revenue derived
 20 from all contracts for the use of
 21 Fryingpan-Arkansas project excess capac-
 22 ity or exchange contracts using Fryingpan-
 23 Arkansas project facilities shall be avail-
 24 able to, and used by, the Secretary, with-
 25 out appropriation—

1 “(I) subject to paragraph (2), for
2 the payment of costs associated with
3 the construction of the Arkansas Val-
4 ley Conduit;

5 “(II) for the payment to the
6 Southeastern Colorado Water Conser-
7 vancy District, including any enter-
8 prise established by the District in ac-
9 cordance with Colorado State law (col-
10 lectively referred to in this subpara-
11 graph as the ‘District’) of amounts
12 needed for the District to repay the
13 principal and interest on loans ob-
14 tained by the District from agencies
15 of the State of Colorado for construc-
16 tion of the Arkansas Valley Conduit;
17 and

18 “(III) to be credited towards re-
19 payment of the funds appropriated for
20 the Arkansas Valley Conduit, plus in-
21 terest.

22 “(ii) AGREEMENTS.—The Secretary
23 shall enter into 1 or more agreements with
24 the District that specify the distribution, in
25 amount and timing, of the revenue de-

1 scribed in clause (i), as between the uses
2 described in subclauses (I), (II), and (III)
3 of that clause.”.

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