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(Original Signature of Member)

116TH CONGRESS  
2D SESSION

**H. R.** \_\_\_\_\_

To provide for restoration of the original carrying capacity of water conveyance facilities impacted by land subsidence, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. COSTA introduced the following bill; which was referred to the Committee  
on \_\_\_\_\_  
\_\_\_\_\_

**A BILL**

To provide for restoration of the original carrying capacity of water conveyance facilities impacted by land subsidence, and for other purposes.

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. SHORT TITLE.**

4 This Act may be cited as the “Conveyance Capacity  
5 Correction Act”.

1 **SEC. 2. CONVEYANCE CAPACITY CORRECTION PROJECTS.**

2 (a) IN GENERAL.—The Secretary may provide fund-  
3 ing to States and joint powers authorities for the initi-  
4 ation, acceleration, and completion of repairs to—

5 (1) water conveyance facilities at transferred  
6 works located in a Reclamation State; and

7 (2) water conveyance facilities that distribute  
8 irrigation water and untreated municipal water sup-  
9 plies from water storage facilities that are owned by  
10 the United States under the jurisdiction of the Bu-  
11 reau of Reclamation and operated by a State entity.

12 (b) ELIGIBILITY.—A project eligible for funding  
13 under this section shall address repairs for one or more  
14 of the following:

15 (1) A conveyance facility conveys water from an  
16 estuary to a joint powers authority or public water  
17 agency.

18 (2) Damage caused by land subsidence has re-  
19 sulted in the need to undertake major, non-recurring  
20 repairs.

21 (3) In the case of transferred works, where the  
22 Secretary has determined that the conveyance assets  
23 of the transferred work have lost 10 percent or more  
24 of their designed carrying capacity along some por-  
25 tion of the facility.

1           (4) Restoring carrying capacity of a conveyance  
2           asset would assist in meeting groundwater sustain-  
3           ability goals defined under State law.

4           (c) INELIGIBLE PROJECTS.—On-farm conveyance fa-  
5           cilities and conveyance facilities that serve only one water  
6           district are not eligible for funding under this Act.

7           (d) PRIORITY.—The Secretary shall give funding pri-  
8           ority to projects that—

9           (1) are located—

10           (A) in a State that has been identified by  
11           the United States Drought Monitor as experi-  
12           encing severe, extreme, or exceptional drought  
13           during some or all of at least 7 calendar years  
14           during the 10-year period ending immediately  
15           before such funds are made available; and

16           (B) in an area that has been identified by  
17           the United States Drought Monitor as experi-  
18           encing exceptional drought during some or all  
19           of at least 4 calendar years during the 10-year  
20           period ending immediately before such funds  
21           are made available;

22           (2) restore conveyance capacity lost as a result  
23           of subsidence;

1           (3) have commenced an appraisal or feasibility  
2 level analysis in consultation with the Bureau of  
3 Reclamation or performed by any State; or

4           (4) support water supply benefits, including  
5 through groundwater recharge, to disadvantaged  
6 communities.

7           (e) COST SHARING.—

8           (1) FEDERAL SHARE.—The Federal share of  
9 the cost of carrying out an activity described in this  
10 section shall not be more than 50 percent.

11           (2) NON-FEDERAL SHARE.—The non-Federal  
12 share of the cost of carrying out an activity de-  
13 scribed in the section—

14                   (A) shall be not less than 50 percent; and

15                   (B) may be provided in cash or in kind.

16           (f) SAVINGS.—Federal funds provided under this sec-  
17 tion shall be—

18                   (1) in addition to any and all Federal funds au-  
19 thorized by statute for such purposes; and

20                   (2) non-reimbursable.

21 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

22           There is authorized to be appropriated to the Sec-  
23 retary \$400,000,000 to carry out this Act.

24 **SEC. 4. DEFINITIONS.**

25           For the purposes of this Act:

1           (1) RECLAMATION FACILITY.—The term “Rec-  
2           lamation facility” means each of the infrastructure  
3           assets that are owned by the Bureau of Reclamation  
4           at a Reclamation project

5           (2) RECLAMATION STATES.—The term “Rec-  
6           lamation States” has the meaning given the term in  
7           section 4014 of the Water Infrastructure Improve-  
8           ments for the Nation Act (43 U.S.C. 390b note;  
9           Public Law 114–322).

10          (3) SECRETARY.—The term “Secretary” means  
11          the Secretary of the Interior.

12          (4) TRANSFERRED WORKS.—The term “trans-  
13          ferred works” means a Reclamation facility at which  
14          operations and maintenance of the facility is carried  
15          out by a non-Federal entity under the provisions of  
16          a formal operations and maintenance transfer con-  
17          tract or other legal agreement with the Bureau of  
18          Reclamation.