

WATER INFRASTRUCTURE IMPROVEMENTS FOR THE NATION (WIIN) ACT
Title III – Natural Resources

Subtitle A – Indian Dam Safety

This is the modified text of S. 2717 (Barrasso), the Dam Repairs and Improvements for Tribes Act of 2016 (S. Report 114-382). An earlier version passed the Senate as Section 3007 of S. 2848. It is intended to address flood prevention and dam safety needs in Indian communities. Authorizes \$229 million over seven years.

Subtitle B – Irrigation Rehabilitation and Renovation for Indian Tribal Governments and Their Economies

This is the modified text of S. 438 (Barrasso), as reported (S. Report 114-245). It establishes a seven year discretionary funding source for the repair, replacement, and maintenance of Indian irrigation projects in the western United States. Authorizes \$175 million over five years.

Subtitle C – Weber Basin Prepayments

This is the text of H.R. 5468 (Bishop of Utah), as reported (H. Report 114-719). It is also found at Section 5002(e) of S. 2848. It allows a water district in Utah to make accelerated capital repayments to the federal government for the Weber Basin Project. It results in an increase of \$3 million in offsetting receipts to the federal government.

Subtitle D – Pechanga Water Rights Settlement

This is the text of H.R. 5984 (Calvert), as reported (H. Report 114-821). This settles a long-standing dispute between the Pechanga Tribe, the federal government and several water districts in the State of California. This section would cost \$28.5 million in discretionary spending, but according to the Departments of the Interior and Justice, settling this litigation will result in a net benefit to the United States.

Subtitle E – Delaware River Basin Conservation

This is the modified text of H.R. 1772 (Carney), a bipartisan bill on which the Natural Resources Committee held a hearing. The text also comes from Subtitle F, Part IV of S. 2848. As amended, it authorizes a seven-year Department of the Interior nonregulatory program for restoration of the Delaware Basin, which covers Delaware basin and associated watersheds in Delaware, New Jersey, New York and Pennsylvania. No federal funds are authorized for this program and the program prohibits federal land acquisition.

Subtitle F – Miscellaneous Provisions

Section 3601 limits the increase for Bureau of Reclamation Dakotas Area Office permit fees for cabins and trailers on Bureau of Reclamation land in North Dakota; it was Section 8013 of S. 2848 (an amendment offered by Senator Hoeven on the Senate Floor). There is no federal cost in this provision.

Section 3602 delineates the use of trailers homes at the Bureau of Reclamation's Heart Butte Dam and Reservoir (Lake Tschida); it was Section 8014 of S. 2848 (also a Senator Hoeven amendment). There is no federal cost to this provision.

Section 3603 is the text of Subtitle F, Part II of S. 2848 (which was S. 1724 (Heller), as reported) with modifications from H.R. 3382 (McClintock), the Lake Tahoe Restoration Act of 2015, as reported from the Committee on Natural Resources (H. Report 114-404). It will enhance recreational opportunities, environmental restoration activities and forest management activities in the Lake Tahoe Basin in California and Nevada. It also increases offsetting receipts to the federal Treasury by authorizing the sale of certain Forest Service urban lots in the Lake Tahoe Basin, but this amount has not been quantified.

Section 3604 is the text of H.R. 3079 (McClintock), as passed by the House (H. Report 114-448). It provides for the taking of certain land into trust for the benefit of the Tuolumne Band of Me-Wuk Indians in Tuolumne County, California. Gaming is prohibited on these lands taken into trust. This provision does not have a federal cost

Section 3605 is the text of H.R. 1296 (Hunter), as passed by the House (H. Report 114-747). It amends the San Luis Rey Indian Water Rights Settlement Act to clarify certain settlement terms. This provision does not have a federal cost.

Section 3606 is the text of H.R. 4685 (McCarthy), as passed by the House (H. Report 114-649). It takes certain Federal lands located in Tulare County, California, into trust for the benefit of the Tule River Indians. The lands taken into trust may not be used for gaming. This provision does not have a federal cost

Section 3607 is the text of H.R. 387 (Ruiz), as passed by the House (H. Report 114-173). It provides for certain land in southern California to be taken into trust for the benefit of the Morongo Band of Mission Indians as part of an exchange of lands to settle a lawsuit. This provision does not have a federal cost.

Section 3608 is the Choctaw Nation of Oklahoma and the Chickasaw Nation Water Settlement.

This passed the Senate as section 8002 of S. 2848 and has been slightly modified. This provision settles a water rights dispute between the Choctaw Nation, the Chickasaw Nation, the State of Oklahoma, Oklahoma City, the Oklahoma Water Resources Board, and the Oklahoma City Water Utilities Trust. No federal funds are authorized to implement the settlement.

Subtitle G – Blackfoot Water Rights Settlement

This is the modified text of H.R. 5633 (Zinke), as ordered reported from the Committee on Natural Resources on 11/16/16. It is also the modified text of S. 1125 (Tester) and is Title IX of S. 2848 (Senator Tester offered as an amendment on the Senate Floor). This subtitle settles a long-standing water rights dispute between the Blackfoot Tribe of Montana and the United States, including the authorization of the federal water projects to provide water to the Tribe and trust funds to be used by the Tribe to operate and maintain water facilities and increase water storage. This section would cost \$422 million in discretionary spending, but according to the Departments of the Interior and Justice, settling this litigation will result in a net benefit to the United States.

Subtitle H – Water Desalination

This is an amended version of Section 7306 of S. 2848. It amends the Water Desalination Act of 1996 to coordinate and focus current federal desalination research and studies on cost-effective methods to derive potable water from saline sources in drought-stricken areas. The program is reauthorized at current levels (\$40 million over five years).

Subtitle I – Amendments to the Great Lakes Fish and Wildlife Restoration Act of 1990

In the House this is the modified text of H.R. 5765 (Dingell). This is the modified text of S. 2949 (Klobuchar) and S. 2569 (Peters). It passed the Senate as Section 7612 of S. 2848. This section better integrates the work conducted under this statute with other Great Lakes initiatives that benefit fish and wildlife and clarifies requirements for a non-federal funding match. It reauthorizes the program for five years at lower appropriated levels (\$48 million over six years) and bars use of federal funds to acquire lands.

Subtitle J – California Water

This includes some text of HR 2898 (Valadao), as passed by the House, to provide drought relief to the State of California. Language includes changes to federal water operations in central California, allows water users to accelerate repayment of water projects to the federal government to increase revenue to the U.S. Treasury, and authorizes water storage, desalination, and water recycling programs with reforms. This subsection nets \$558 million in offsetting receipts (due to prepayment provisions) and authorizes the same amount in discretionary spending.