

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 7487
OFFERED BY MS. BOEBERT OF COLORADO**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Rural Jobs and Hydro-
3 power Expansion Act”.

4 SEC. 2. AMENDMENTS TO RECLAMATION PROJECT ACT.

5 Section 9(c) of the Reclamation Project Act of 1939
6 (43 U.S.C. 485h(c); 53 Stat. 1194) is amended—

7 (1) by striking the subsection designation and
8 inserting the following:

9 “(c) FURNISHING WATER TO MUNICIPALITIES; SALE
10 OF ELECTRIC POWER; LEASE OF POWER PRIVILEGES.—
11 ”;

12 (2) in paragraph (1), by striking “small conduit
13 hydropower using Bureau of Reclamation facilities
14 and pumped storage hydropower exclusively using
15 Bureau of Reclamation reservoirs” and inserting
16 “hydropower using all Bureau of Reclamation facili-
17 ties”;

18 (3) in paragraph (2)(A)—

1 (A) by striking “applicable transferred
2 conduit” and inserting “applicable transferred
3 works facility”;

4 (B) by striking “applicable reserved con-
5 duit” and inserting “applicable reserved works
6 facility”; and

7 (C) by striking “power privilege offer for a
8 small conduit” and inserting “power privilege
9 offer for the”;

10 (4) in paragraph (3), by striking “small con-
11 duit” and inserting “applicable”;

12 (5) in paragraph (4), by striking “small conduit
13 hydropower”;

14 (6) in paragraph (6)—

15 (A) by inserting “, or the management of
16 Bureau of Reclamation facilities specially au-
17 thorized for hydropower generation” before “,
18 as water used”;

19 (B) by striking “conduit” before “hydro-
20 power generation”;

21 (C) by striking “shall be deemed incidental
22 to” inserting “shall be deemed secondary to”;
23 and

24 (D) by striking “transferred conduit” and
25 inserting “transferred works facility”;

1 (7) in paragraph (7), by striking “conduit”;

2 (8) in paragraph (8)—

3 (A) by inserting “(referred to in this sec-
4 tion as an ‘authorization’)” before “issued by
5 the Federal Energy Regulatory Commission”;

6 (B) by striking “August 9, 2013,” and in-
7 serting “the date of the enactment of the Rural
8 Jobs and Hydropower Expansion Act”; and

9 (C) by adding at the end “Any authoriza-
10 tion issued by the Federal Energy Regulatory
11 Commission with respect to a project shall re-
12 main in place until such authorization becomes
13 inactive. As allowed by the Federal Energy
14 Regulatory Commission, an authorization may
15 be renewed and remain active. Once the author-
16 ization becomes inactive, project site jurisdic-
17 tion shall shift to the Bureau of Reclamation
18 exclusively.”;

19 (9) by redesignating paragraph (9) as para-
20 graph (10);

21 (10) by inserting after paragraph (8) the fol-
22 lowing:

23 “(9) Nothing in this section shall expand or
24 otherwise amend the Bureau of Reclamation lease of

1 power privilege authorities outside the project
2 boundary.”; and

3 (11) in paragraph (10), as so redesignated—

4 (A) by striking subparagraphs (A), (C),
5 (D), and (E);

6 (B) by redesignating subparagraph (B) as
7 subparagraph (A); and

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

9 “(B) RESERVED WORKS FACILITY.—The
10 term ‘reserved works facility’ means those fa-
11 cilities owned by the Bureau of Reclamation
12 where the Bureau of Reclamation has retained
13 responsibility for carrying out operation and
14 maintenance activities.

15 “(C) TRANSFERRED WORKS FACILITY.—
16 The term ‘transferred works facility’ means a
17 project facility where the operations and main-
18 tenance of that facility is carried out by a non-
19 Federal entity under the provisions of a formal
20 operations and maintenance transfer contract.”.

