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Section 02. Operations and Reviews.

- Requires the Interior and Commerce Secretaries to provide the maximum amount of water to CVP and SWP contractors by approving operations or temporary projects as quickly as possible, consistent with Federal and State law and regulation, such as:
 - Keeping the Cross Channel Gates open for the maximum extent possible while protecting migrating salmonids;
 - Implementing turbidity control measures to protect Delta smelt;
 - Expanding the window for and expediting review of water transfer requests through the Delta; and,
 - Creating a process for the Governor of California to request the Interior or Commerce Secretary to implement the emergency authorities under this subsection to approve projects to provide emergency water supplies or address the drought.

Section 03. Scientifically Support Implementation of OMR Flow Requirements.

- Directs pumping to occur at the high end of the allowable limits established in the Delta smelt and salmonid biological opinions.
- Authorizes reductions in pumping if there are additional adverse impacts to listed species beyond the range of effects anticipated to occur to the listed species for the duration of the biological opinions.

Section 04. Temporary Operational Flexibility for Storm Events.

- Under certain conditions, authorizes higher pumping rates to capture water during winter storm events to increase water supplies to the CVP and SWP provided there are no additional adverse impacts to listed species beyond the range of effects anticipated to occur to the listed species for the duration of the biological opinions.
- Requires the Interior and Commerce Secretaries to take into account certain factors when authorizing higher pumping rates.

Section 05. Consultation on Coordinated Operations.

- Directs Federal agencies to cooperate with State and local agencies during any consultation or re-consultation on the coordinated operations of the CVP and SWP.
- Directs the Interior and Commerce Secretaries, during any consultation or re-consultation, to solicit input from CAMT and CSAMP.
- Directs the Interior and Commerce Secretaries to conduct quarterly meetings on any consultation or re-consultation with stakeholders representing various interests, including but not limited to, environmental, recreational and commercial fishing, agriculture, municipal, Delta, and other regional interests.

Section 06. Protections.

- Includes provisions:
 - Protecting SWP contractor water supplies;
 - Protecting area of origin and senior water rights holders;
 - Preventing any adverse re-directed impacts to CVP or SWP contractors that would reduce water supplies resulting from implementation of this Act, if any; and,
 - Directing the Interior Secretary, to the extent practicable, to allocate certain amounts of water to contractors in the Sacramento River Watershed division of the CVP.

Section 07. New Melones Storage.

- Directs the Bureau of Reclamation to work with water districts in the Stanislaus River Basin to increase available storage for conservation, conjunctive use, transfers, and rescheduled water projects to maximize storage and water supplies in New Melones Reservoir.

Section 08. Storage.

- Authorizes the Secretary of the Interior to participate in and provide financial assistance to develop new and expanded Federally-owned and State-led storage projects if certain criteria are met. The provision of Federal funding for construction of a State-led storage project in California is subject to the condition that the California Water Commission determines that the project is consistent with the California

Water Bond. Authorizes \$350 million and includes language that requires projects to receive funding only if enacted appropriations legislation designates funding to them by name after the Secretary recommends the project. Funding only applies to Federally-owned and State-led storage projects that the Secretary determines to be feasible before January 1, 2021 but the funding for such projects found feasible can continue to receive funding after that date.

- Federal Cost Share:
 - Federally-owned Project: Not more than 50 percent of the total cost of the federally owned storage project.
 - State-led Project: Not more than 25 percent of the total cost of the State-led storage project

Section 09. Losses Caused by the Construction and Operation of Storage Projects.

- This section is designed to protect private landowners/businesses (marinas, recreational facilities, and other businesses) and power utilities whose existing facilities may be flooded as a result of the construction of any new or modified Federal surface water storage project. Directs the Secretaries of the Interior and Agriculture to compensate and provide the owner of an affected marina, recreational facility or other water-dependent business the right of first refusal to construct and operate replacement facilities on U.S. land associated with the new or modified surface water storage project. Directs the Secretary to compensate the owner of an existing non-federal hydroelectric generating facility whose generation capacity is either eliminated or reduced as a result of inundation by a new or expanded surface water storage project, and provide the owner with the right of first refusal to construct, operate and maintain a replacement facility at the new or modified water storage project. Stipulates the how costs would be allocated on compensation and replacement power facilities.

Section 10. Other Water Supply Projects.

- Authorizes the Secretary of the Interior to participate in and provide financial assistance to develop desalination projects in the Reclamation states using certain criteria, including if there is a federal benefit. Authorizes \$30 million and includes language that requires desalination projects to receive funding only if enacted appropriations legislation

designates funding to them by name after the Secretary recommends the project.

- Creates a Title XVI competitive grant program at a \$50 million authorization. Such projects must meet certain criteria, including a federal benefit. Includes language that requires water recycling and reuse projects to receive funding only if enacted appropriations legislation designates funding to them by name after the Secretary recommends the project.
- Authorizes an additional \$100 million for the WaterSMART program.

Section 11. Actions to Benefit Threatened and Endangered Species and Other Wildlife.

- Directs the Secretary to use real-time monitoring and the most updated science to make real time decision-making about operations to maximize fish and water supply benefits. Authorizes \$15 million for gravel and rearing area additions and habitat restoration to benefit Chinook salmon and steelhead trout; \$3 million for the Secretary to conduct Delta smelt distribution studies. Allows conservation fish hatcheries to be used to enhance, supplement and rebuild Delta smelt and salmonid fish species under the Delta smelt and salmonid biological opinions. Authorizes the Secretary to acquire land, water or interests from willing sellers for environmental purposes. Authorizes \$15 million for the Fisheries Restoration and Irrigation Mitigation Act of 2000, and includes three provisions aimed at protecting native anadromous fish species from non-native predation. Authorizes \$10 million for the acceleration and completion of water infrastructure and conveyance facilities for refuges and habitat areas.

Section 12. Offsets and Water Storage Account.

- Allows certain Federal water users to pre-pay their repayment contracts, either in lump sum or by accelerated prepayment of remaining construction costs. This will allow for early receipts to flow into the Treasury. Out of the receipts generated from the prepayment provision, \$335 million shall be directed to the "Reclamation Storage Account" established in this section. Subject to appropriation, the Account may be used for the design and construction of new surface water storage facilities.

Section 13. Savings Clause.

- Establishes that nothing in the Act preempts State law or overrides or modifies the Endangered Species Act or the application of the Delta smelt and salmonid biological opinions regarding the operation of the CVP and the SWP. States that the Secretaries of the Interior and Commerce shall apply this Act to successor biological opinions only to the extent that it is deemed consistent with the successor biological opinions.

Section 14. Duration.

- The Act expires five years after the date of its enactment with the exception of projects under construction in sections 8, 10(a) and 10(b) and section 5, which will expire 10 years after the date of enactment of this Act.