

Calendar No. 643

118TH CONGRESS
2D SESSION**S. 5013**

To make certain modifications to the repayment for the Arkansas Valley
Conduit in the State of Colorado.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 10, 2024

Mr. BENNET (for himself and Mr. HICKENLOOPER) introduced the following
bill; which was read twice and referred to the Committee on Energy and
Natural Resources

NOVEMBER 21, 2024

Reported by Mr. MANCHIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]**A BILL**

To make certain modifications to the repayment for the
Arkansas Valley Conduit in the State of 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. SHORT TITLE.**

4 This Act may be cited as the “~~Finish the Arkansas~~
5 ~~Valley Conduit Act~~”.

1 **SEC. 2. ARKANSAS VALLEY CONDUIT, COLORADO.**

2 Public Law 87-590 (76 Stat. 389) is amended—

3 (1) in subsection (c) of the first section (76
4 Stat. 390; 123 Stat. 1320), in the second sentence—

5 (A) by inserting “, without interest,” be-
6 fore “in an amount”;

7 (B) by striking “that is comprised of rev-
8 enue generated by payments” and inserting “,
9 which payment shall only consist of funding
10 provided during construction from any person
11 other than the Secretary”;

12 (C) by inserting “of” before “revenue
13 that”; and

14 (D) by inserting “over a period of 100
15 years” after “project facilities”; and

16 (2) in section 2(b)(3)(A) (76 Stat. 390; 123
17 Stat. 1321)—

18 (A) by striking “plus interest”; and

19 (B) by striking “this section” and insert-
20 ing “subsection (c) of the first section”.

21 **SECTION 1. SHORT TITLE.**

22 *This Act may be cited as the “Finish the Arkansas Val-*
23 *ley Conduit Act”.*

24 **SEC. 2. ARKANSAS VALLEY CONDUIT, COLORADO.**

25 *Public Law 87-590 (76 Stat. 389; 123 Stat. 1320) is*
26 *amended—*

1 (1) *in the first section—*

2 (A) *in subsection (c), in the second sentence,*
 3 *by striking “or in the case of the Arkansas Val-*
 4 *ley Conduit, payment in an amount equal to 35*
 5 *percent of the cost of the conduit that is com-*
 6 *prised of revenue generated by payments pursu-*
 7 *ant to a repayment contract and revenue that*
 8 *may be derived from contracts for the use of*
 9 *Fryingpan-Arkansas project excess capacity or*
 10 *exchange contracts using Fryingpan-Arkansas*
 11 *project facilities,”; and*

12 (B) *by adding at the end the following:*

13 “(d) *ARKANSAS VALLEY CONDUIT.—*

14 “(1) *REPAYMENT CONTRACT.—Notwithstanding*
 15 *the reclamation laws or any other provision of this*
 16 *Act, the contract for the Arkansas Valley Conduit*
 17 *shall provide for payment in an amount equal to 35*
 18 *percent of the cost of the conduit that consists of—*

19 “(A) *funding provided during construction*
 20 *from any entity other than the Secretary; and*

21 “(B) *repayment of the balance not covered*
 22 *under subparagraph (A) for a period of not more*
 23 *than 75 years with simple interest at a rate that*
 24 *is equal to 50 percent of the interest rate deter-*
 25 *mined by the Secretary of the Treasury under*

1 *section 2(c), including revenue derived from con-*
2 *tracts for the use of excess capacity or exchange*
3 *contracts using Fryingpan-Arkansas project fa-*
4 *cilities.*

5 “(2) *OPERATIONS AND MAINTENANCE.*—*The con-*
6 *tract for the Arkansas Valley Conduit shall provide*
7 *for the assumption by the contracting parties of the*
8 *care, operation, maintenance, and replacement of the*
9 *conduit.”; and*

10 *(2) in section 2(b)(3)(A), by striking “this sec-*
11 *tion” and inserting “subsection (d) of the first sec-*
12 *tion”.*

Calendar No. 643

118TH CONGRESS
2D Session

S. 5013

A BILL

To make certain modifications to the repayment for the Arkansas Valley Conduit in the State of Colorado.

NOVEMBER 21, 2024

Reported with an amendment