

## **APPROPRIATION LANGUAGE FOR FY 2004**

### **DEPARTMENT OF THE INTERIOR BUREAU OF RECLAMATION**

The following appropriations shall be expended to execute authorized functions of the Bureau of Reclamation. (Please note that a regular 2003 appropriation had not been enacted at the time the budget was prepared, so all language should be considered new language.)

#### **WATER AND RELATED RESOURCES (INCLUDING TRANSFER OF FUNDS)**

*For management, development, and restoration of water and related natural resources for related activities, including the operation, maintenance and rehabilitation of reclamation and other facilities, participation in fulfilling Federal responsibilities to Native Americans, and related grants to, and cooperative and other agreements with, State and local governments, Indian tribes and others, \$771,217,000, to remain available until expended, of which \$57,330,000 shall be available for transfer to the Upper Colorado River Basin Fund and \$33,570,000 shall be available for transfer to the Lower Colorado River Basin Development Fund; of which \$34,000,000 is for the settlement agreement of Sumner Peck Ranch, Inc. v. Bureau of Reclamation (Civ. No. F-91-048 OWW (E.D.Cal)); and of which not more than \$500,000 is for high priority projects which shall be carried out by the Youth Conservation Corps, as authorized by 16 U.S.C. 1706: Provided, That such transfers may be increased or decreased within the overall appropriation under this heading: Provided further, That of the total appropriated, the amount for program activities that can be financed by the Reclamation Fund or by the Bureau of Reclamation special fee account established by 16 U.S.C. 4601-6a(i) shall be derived from that Fund or account: Provided further, That funds contributed under 43 U.S.C. 395 are available until expended for the purposes for which contributed: Provided further, That funds advanced under 43 U.S.C. 397a shall be credited to this account and are available until expended for the same purposes as the sums appropriated under this heading: Provided further, That funds available for expenditure for the Departmental Irrigation Drainage Program may be expended by the Bureau of Reclamation for site remediation on a non-reimbursable basis: Provided further, That section 301 of Public Law 102-250, Reclamation States Emergency Drought Relief Act of 1991, as amended, is amended further by inserting "2003, and 2004" in lieu of "and 2003".*

#### **BUREAU OF RECLAMATION LOAN PROGRAM**

*For administrative expenses necessary to carry out the program for direct loans and/or grants, \$200,000, to remain available until expended, of which the amount that can be financed by the Reclamation Fund shall be derived from that Fund.*

#### **CENTRAL VALLEY PROJECT RESTORATION FUND**

*For carrying out the programs, projects, plans, and habitat restoration, improvement, and acquisition provisions of the Central Valley Project Improvement Act, \$39,600,000, to be derived from such sums as may be collected in the Central Valley Project Restoration Fund pursuant to sections 3407 (d), 3404 (c)(3), 3405 (f), and 3406 (c)(1) of Public Law 102-575, to remain available until expended:*

*Provided, That the Bureau of Reclamation is directed to assess and collect the full amount of the additional mitigation and restoration payments authorized by section 3407(d) of Public Law 102-575.*

## **CALIFORNIA BAY-DELTA RESTORATION**

*For carrying out authorized activities that are in accord with the CALFED Bay-Delta Program, including activities that would improve fish and wildlife habitat, water supply reliability, and water quality, consistent with plans to be approved by the Secretary of the Interior, \$15,000,000, to remain available until expended, of which such amounts as may be necessary to carry out such activities may be transferred to appropriate accounts of other participating Federal agencies to carry out authorized purposes: Provided, That funds appropriated herein may be used for the Federal share of the costs of CALFED Program management.*

## **POLICY AND ADMINISTRATION**

*For necessary expenses of policy, administration, and related functions in the office of the Commissioner, the Denver office, and offices in the five regions of the Bureau of Reclamation, to remain available until expended, \$56,525,000, to be derived from the Reclamation Fund and be nonreimbursable as provided in 43 U.S.C. 377: Provided, That no part of any other appropriation in this Act shall be available for activities or functions budgeted as policy and administrative expenses.*

## **WORKING CAPITAL FUND**

*From unobligated balances under this heading, \$4,525,000 are hereby cancelled.*

## **ADMINISTRATIVE PROVISION**

*Appropriations for the Bureau of Reclamation shall be available for purchase of not to exceed 14 passenger motor vehicles, of which 12 are for replacement only.*

## **GENERAL PROVISIONS DEPARTMENT OF THE INTERIOR**

*Section 201. In order to increase opportunities for Indian tribes to develop, manage, and protect their water resources, in fiscal year 2004 and thereafter, the Secretary of the Interior, acting through the Commissioner of the Bureau of Reclamation, is now and hereafter authorized to enter into grants and cooperative agreements with any Indian tribe, institution of higher education, national Indian organization, or tribal organization pursuant to 31 U.S.C. 6301-6308. Nothing in this Act is intended to modify or limit the provisions of the Indian Self-Determination Act (25 U.S.C. 45 et seq.).*

*Section 202. (a) None of the funds appropriated or otherwise made available by this Act may be used to determine the final point of discharge for the interceptor drain for the San Luis Unit until development by the Secretary of the Interior and the State of California of a plan, which shall conform to the water quality standards of the State of California as approved by the Administrator of the Environmental Protection Agency, to minimize any detrimental effect of the San Luis drainage waters.*

*(b) The costs of the Kesterson Reservoir Cleanup Program and the costs of the San Joaquin Valley Drainage Program shall be classified by the Secretary of the Interior as reimbursable or nonreimbursable and collected until fully repaid pursuant to the "Cleanup Program-Alternative Repayment Plan" and the "SJVDP-Alternative Repayment Plan" described in the report entitled "Repayment Report, Kesterson Reservoir Cleanup Program and San Joaquin Valley Drainage Program, February 1995", prepared by the Department of the Interior, Bureau of Reclamation. Any future obligations of funds by the United States relating to, or provided for, drainage service or drainage studies for the San Luis Unit shall be fully reimbursable by San Luis Unit beneficiaries of such service or studies pursuant to Federal reclamation law.*

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