

RECLAMATION

Managing Water in the West

Allocation of Joint Costs to Recreation

June 17, 2015



U.S. Department of the Interior
Bureau of Reclamation

Authorization

- CVP authorizing legislation identifies the following purposes:
 - Improving navigation
 - Regulating flow of Sacramento & San Joaquin
 - Controlling floods
 - Storage and delivery of water
 - Other beneficial uses
 - Generation and sale of electric energy

Priority of Dam & Reservoir Use

- First
 - River regulation
 - Improving navigation
 - Flood control
- Second
 - Irrigation and domestic uses
- Third
 - Power

Additional Authorization

- San Luis Unit (Public Law 86-488)
 - Irrigation
 - Municipal & domestic use
 - Recreation and fish & wildlife
 - Section 7
 - Construct minimum basic public recreational facilities
 - Nonreturnable and nonreimbursable

Additional Authorization (Cont.)

- San Felipe Unit (Public Law 90-72)
 - Irrigation
 - Municipal & industrial water
 - Fish & wildlife and Recreation
 - Section 2
 - Fish & wildlife and recreation enhancement opportunities in accordance with provisions of the Federal Water Project Recreation Act

Federal Water Project Recreation Act – PL 89-72

- Cost sharing conditions for Recreation
 - Section 2
 - Pre-authorization with non-federal entity
 - Not less than one-half the separable costs... and...not less than one-half the costs of OM&R
 - Allocated in a manner which will ensure that all project purposes share equitably in the advantage of multiple-purpose construction

Federal Water Project Recreation Act – PL 89-72 (Cont.1)

- Cost sharing conditions for Recreation
 - Subsection 3(b)
 - Post-operation with non-Federal entity
 - Shall not be the basis for any reallocation of the joint costs of the project to recreation

Federal Water Project Recreation Act – PL 89-72 (Cont.2)

- Cost sharing conditions for Recreation
 - Section 7 (existing projects)
 - Investigate, plan, construct, operate and maintain, or otherwise provide for public outdoor recreation and fish and wildlife enhancement facilities
 - Lands, facilities and project modifications for the purposes of this subsection may be provided only after an agreement in accordance with subsection (b) or (c) of Section 3

Reclamation Policy (PEC P07)

- Allocation of joint costs
 - Joint OM&R costs allocated to authorized purposes only on projects or facilities where Reclamation is specifically authorized to allocate...to those respective purposes
 - FWPCA does not provide “blanket” authorization for allocating joint costs to recreation

Reclamation Decision

- Given the lack of:
 - Project-specific legislation addressing allocation of joint costs to recreation
 - Pre-authorization cost-share agreement
- No joint CVP costs allocated to recreation

Questions?

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