116TH CONGRESS
1ST SESSION

H. R. _____

To require that certain funds provided by the Department of Transportation for high-speed rail development in the State of California that are rescinded or otherwise reimbursed be made available to the Secretary of the Interior for water storage projects, and to the Secretary of Agriculture for nitrate contamination reduction grants and new well construction grants.

IN THE HOUSE OF REPRESENTATIVES

Mr. McCarthy (for himself, Mr. Calvert, Mr. Cook, Mr. Hunter, Mr. LaMalfa, Mr. McClintock, and Mr. Nunes) introduced the following bill; which was referred to the Committee on

A BILL

To require that certain funds provided by the Department of Transportation for high-speed rail development in the State of California that are rescinded or otherwise reimbursed be made available to the Secretary of the Interior for water storage projects, and to the Secretary of Agriculture for nitrate contamination reduction grants and new well construction grants.

1 Be it enacted by the Senate and House of Representa-
2 tives of the United States of America in Congress assembled,
SECTION 1. SHORT TITLE.

This Act may be cited as the “Repurposing Assets to Increase Long-term Water Availability and Yield Act” or the “RAILWAY Act”.

SEC. 2. TREATMENT OF CERTAIN FUNDS DEDICATED FOR HIGH-SPEED RAIL DEVELOPMENT IN THE STATE OF CALIFORNIA.

(a) TREATMENT OF FUNDS.—Notwithstanding any other law, the covered funds described in subsection (b) shall be immediately deposited as follows:

(1) 90 percent of funds in the Reclamation Water Storage Account which shall be made available to the Secretary of the Interior for water storage projects authorized pursuant to section 4007 of the Water Infrastructure Improvements for the Nation Act (Public Law 114–322 (43 U.S.C. 390b note)).

(2) 5 percent of funds in the Rural Water and Waste Disposal Program Account which shall be made available to the Secretary of Agriculture for grants under section 306F of the Consolidated Farm and Rural Development Act.

(3) 5 percent of funds in the Rural Water and Waste Disposal Program Account which shall be made available to the Secretary of Agriculture for
grants under section 306G of the Consolidated Farm and Rural Development Act.

(b) COVERED FUNDS.—The covered funds are the following:

(1) The Federal funds received by the Department of Transportation as a result of the Department of Transportation’s termination and de-obligation of Cooperative Agreement No. FR–HSR–0118–12–01–01 between the Federal Railroad Administration and the California High-Speed Rail Authority, notwithstanding the Omnibus Appropriations Act, 2010 (Public Law 111–117).

(2) The Federal funds that are recovered by the Department of Transportation relating to Cooperative Agreement No. FR–HSR–0009–10–01–06 between the Federal Railroad Administration and the California High-Speed Rail Authority, notwithstanding the American Recovery and Reinvestment Act of 2009 (Public law 111–5).

(3) Any funds determined to be offsets by the Federal Railroad Administration or the Department of Transportation, consistent with Cooperative Agreement No. FRA–HSR–0009–10–01–06.

(c) COST SHARE FOR WATER STORAGE PROJECTS.— Funds made available pursuant this Act shall not count
toward the cost-share provisions of section 4007 of the
Water Infrastructure Improvements for the Nation Act.

SEC. 3. NITRATE CONTAMINATION REDUCTION GRANTS.

(a) In General.—Subtitle A of the Consolidated
Farm and Rural Development Act (7 U.S.C. 1922-1936c)
is amended by inserting after section 306E the following:

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“SEC. 306F. NITRATE CONTAMINATION REDUCTION
GRANTS.

“(a) In General.—The Secretary shall provide
grants in accordance with this section to public or private
nonprofit entities for projects designed to reduce the level
of nitrates in, or remove nitrates from, drinking water in
a rural community where the level of nitrates in drinking
water exceeds applicable Federal or State standards.

“(b) Use of Funds.—Grants made under this sec-
tion may be used—

“(1) for waterline extensions from existing sys-
tems, laying of new waterlines, repairs or mainte-
nance to an existing system, digging of new wells or
development of other sources of water designed to
replace sources of drinking water with high levels of
nitrates, equipment replacement, and hook-up fees;
and

“(2) in the case of a project designed to benefit
a rural community outside the jurisdiction of the
grantee, to maintain existing water supplies of the
grantee that will be reduced as a result of the
project.

“(c) RURAL COMMUNITY.—In this section, the term
‘rural community’ does not include—

“(1) any area in any city or town with a popu-
lation in excess of 10,000 inhabitants according to
the most recent decennial census of the United
States; or

“(2) any area with a median household income
in excess of the State nonmetropolitan median
household income.

“(d) FULL FUNDING.—Grants under this section
shall be made in an amount equal to 100 percent of the
costs of the projects conducted under this section.

“(e) APPLICATION.—Subsection (h) of section 306A
shall apply with respect to the administration of applica-
tions for grants under this section.”.

(b) REPEAL.—Effective 5 years after the date of the
enactment of this Act, section 306F of the Consolidated
Farm and Rural Development Act, as added by the
amendment made by subsection (a), is repealed.

SEC. 4. NEW WELL CONSTRUCTION GRANTS.

(a) IN GENERAL.—Subtitle A of the Consolidated
Farm and Rural Development Act (7 U.S.C. 1922-1936c)
is further amended by inserting after section 306F the following:

“SEC. 306G. NEW WELL CONSTRUCTION GRANTS.

“(a) In General.—The Secretary shall provide grants in accordance with this section to public or private nonprofit entities for projects designed to supply drinking water to rural communities in which a significant number of dwellings with private drinking water wells have wells that are not producing water.

“(b) Use of Funds.—Grants made under this section may be used—

“(1) for waterline extensions from existing systems, laying of new waterlines, repairs or maintenance to an existing system, digging of new wells or development of other sources of water designed to replace sources of drinking water with high levels of nitrates, equipment replacement, and hook-up fees; and

“(2) in the case of a project designed to benefit a rural community outside the jurisdiction of the grantee, to maintain existing water supplies of the grantee that will be reduced as a result of the project.

“(c) Rural Community.—In this section, the term ‘rural community’ does not include—
“(1) any area in any city or town with a population in excess of 10,000 inhabitants according to the most recent decennial census of the United States; or

“(2) any area with a median household income in excess of the State nonmetropolitan median household income.

“(d) FULL FUNDING.—Grants under this section shall be made in an amount equal to 100 percent of the costs of the projects conducted under this section.

“(e) APPLICATION.—Subsection (h) of section 306A shall apply with respect to the administration of applications for grants under this section.”.

(b) REPEAL.—Effective 5 years after the date of the enactment of this Act, section 306G of the Consolidated Farm and Rural Development Act, as added by the amendment made by subsection (a), is repealed.