

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—118th Cong., 2d Sess.

S. 5000

To prohibit the use of amounts from the Upper Colorado River Basin Fund to implement a certain record of decision, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. LEE

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. MEMORANDUM OF UNDERSTANDING TO AD-**
4 **DRESS POTENTIAL IMPACTS OF A CERTAIN**
5 **RECORD OF DECISION ON THE UPPER COLO-**
6 **RADO RIVER BASIN FUND.**

7 (a) IN GENERAL.—As soon as practicable after the
8 date of enactment of this Act, the Secretary of the Inte-
9 rior, acting through the Commissioner of Reclamation,
10 and the Secretary of Energy, acting through the Adminis-
11 trator of the Western Area Power Administration, in con-

1 sultation with the Glen Canyon Dam Adaptive Manage-
2 ment Working Group, shall enter into a memorandum of
3 understanding to explore and address the potential impact
4 that the record of decision entitled the “Supplement to
5 the 2016 Glen Canyon Dam Long-Term Experimental and
6 Management Plan Record of Decision” and dated July
7 2024 (referred to in this section as the “record of deci-
8 sion”) may have on the Upper Colorado River Basin Fund
9 (referred to in this section as the “Fund”).

10 (b) REQUIRED PLAN.—The memorandum of under-
11 standing entered into under subsection (a) shall, using in-
12 formation derived from existing contracts, include the es-
13 tablishment of a plan—

14 (1) to explore and address the effects that the
15 record of decision may have on the contents of the
16 Fund;

17 (2) to analyze and address the longer-term im-
18 pact that the record of decision may have on hydro-
19 power production at Glen Canyon Dam; and

20 (3) to protect the Colorado River Basin and any
21 species listed as a threatened species or an endan-
22 gered species under section 4 of the Endangered
23 Species Act of 1973 (16 U.S.C. 1533) in the Colo-
24 rado River Basin from the effects of invasive species
25 and sustained drought.