

110TH CONGRESS  
1ST SESSION

# H. R. 4928

To authorize the Chief of Engineers to conduct a feasibility study relating to the construction of a multipurpose project in the Fountain Creek watershed located in the State of Colorado.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 19, 2007

Mr. UDALL of Colorado (for himself and Mr. SALAZAR) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To authorize the Chief of Engineers to conduct a feasibility study relating to the construction of a multipurpose project in the Fountain Creek watershed located 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 “Fountain Creek Water-  
5 shed Feasibility Study Act of 2007”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act, the following definitions apply:

1           (1) STATE.—The term “State” means the State  
2 of Colorado.

3           (2) WATERSHED.—The term “watershed”  
4 means the Fountain Creek watershed that is located  
5 in the State.

6 **SEC. 3. FEASIBILITY STUDY RELATING TO THE WATER-**  
7 **SHED.**

8 (a) STUDY.—

9           (1) IN GENERAL.—Not later than 2 years after  
10 the date of enactment of this Act, the Chief of Engi-  
11 neers shall complete a study to determine the feasi-  
12 bility of constructing a multipurpose water resources  
13 project. The project shall—

14                   (A) be located in the watershed;

15                   (B) consist of—

16                           (i) one or more dams or other struc-  
17 tures, other facilities, or management ac-  
18 tivities; or

19                           (ii) one or more other reservoirs that  
20 are to be located on-channel or off-channel  
21 of the watershed; and

22                   (C) be designed with respect to the area  
23 that is located in the watershed and the Arkan-  
24 sas River Valley of the State and any residen-

1 tial or commercial activity in the watershed and  
2 the Arkansas River Valley of the State—

3 (i) to provide more reliable flood con-  
4 trol;

5 (ii) to provide better sediment control;

6 (iii) to increase the supply of water  
7 through the reuse of water or other means;

8 (iv) to improve the quality of water;  
9 and

10 (v) to conserve fish and wildlife that  
11 are, and preserve the ecosystem that is, lo-  
12 cated in close proximity to the location of  
13 the project.

14 (2) CONSIDERATION OF PRIOR REPORTS.—In  
15 conducting the study under paragraph (1), the Chief  
16 of Engineers shall take into consideration—

17 (A) the report entitled “Supplemental Re-  
18 port on Fountain Reservoir and Reevaluation of  
19 Report on Review Survey for Flood Control and  
20 Allied Purposes, Arkansas River and Tribu-  
21 taries Above John Martin Dam, Colorado”, pre-  
22 pared by the Corps of Engineers, and dated  
23 May 15, 1970; and

1           (B) the study entitled, “The Fountain  
2           Creek Watershed Study”, prepared by the  
3           Corps of the Engineers.

4           (3) EFFECT ON OTHER STUDIES.—In con-  
5           ducting the study under paragraph (1), the Chief of  
6           Engineers shall conduct the study independently  
7           from, and shall not affect, any other study relating  
8           to—

9                   (A) the Fountain Creek watershed;

10                   (B) the Fryingpan-Arkansas Project of the  
11           State; or

12                   (C) the proposed Southern Delivery Sys-  
13           tem Project.

14           (b) REPORT.—Not later than 60 days after the date  
15           on which the Chief of Engineers completes the feasibility  
16           study under subsection (a), the Chief of Engineers shall  
17           submit to the President, the President pro tempore of the  
18           Senate, and the Speaker of the House of Representatives,  
19           a report on the results of the study.

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