

110TH CONGRESS
2^D SESSION

H. R. 5511

IN THE SENATE OF THE UNITED STATES

JUNE 20 (legislative day, JUNE 19), 2008

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To direct the Secretary of the Interior, acting through the Bureau of Reclamation, to remedy problems caused by a collapsed drainage tunnel in Leadville, Colorado, and for other purposes.

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

1 **SECTION 1. LEADVILLE MINE DRAINAGE TUNNEL REMEDI-**
2 **ATION.**

3 (a) **SHORT TITLE.**—This section may be cited as the
4 “Leadville Mine Drainage Tunnel Remediation Act of
5 2008”.

6 (b) **TUNNEL REMEDIATION.**—The Reclamation
7 Projects Authorization and Adjustment Act of 1992 (Pub-
8 lic Law 102–575) is amended as follows:

9 (1) By striking section 705.

10 (2) In section 708(a)—

11 (A) by striking “(a)” and inserting
12 “(a)(1)”;

13 (B) by striking “The Secretary shall have”
14 and inserting “Except as provided by paragraph
15 (2), the Secretary shall have”; and

16 (C) by adding at the end the following:

17 “(2) The Secretary shall participate in the implemen-
18 tation of the operable unit 6 remedy for the California
19 Gulch Superfund Site, as such remedy is defined in the
20 Environmental Protection Agency’s 2003 Record of Deci-
21 sion for such operable unit, by—

22 “(A) treating water behind any blockage or
23 bulkhead in the Leadville Mine Drainage Tunnel, in-
24 cluding surface water diverted into the Tunnel
25 workings as part of the remedy; and

1 “(B) managing and maintaining the mine pool
2 behind such blockage or bulkhead at a level that pre-
3 cludes surface runoff and releases and minimizes the
4 potential for tunnel failure due to excessive water
5 pressure in the tunnel.”.

6 (3) In section 708(f), by striking “and 708”
7 and inserting “, 708, and 709”.

8 (4) By adding at the end of title VII the fol-
9 lowing:

10 **“SEC. 709. TUNNEL MAINTENANCE.**

11 “The Secretary shall take such steps to repair or
12 maintain the structural integrity of the Leadville Mine
13 Drainage Tunnel (LMDT) as may be necessary in order
14 to prevent tunnel failure and to preclude uncontrolled re-
15 lease of water from any portion of the tunnel.”.

16 (5) In the table of sections contained in section
17 2—

18 (A) by striking the item relating to section
19 705; and

1 (B) by inserting after the item relating to
2 section 708 the following new item:

“Sec. 709. Tunnel maintenance.”.

Passed the House of Representatives June 19, 2008.

Attest: LORRAINE C. MILLER,
Clerk.