

117TH CONGRESS
2D SESSION

H. R. 9633

To authorize Arizona Tribes to enter into lease or exchange agreements and storage agreements relating to their decreed water entitlements as a long-term source of water supply, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 20, 2022

Mr. O'HALLERAN introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To authorize Arizona Tribes to enter into lease or exchange agreements and storage agreements relating to their decreed water entitlements as a long-term source of water supply, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Arizona Tribes Water
5 Marketing Act of 2022”.

6 **SEC. 2. FINDINGS.**

7 Congress finds as follows:

1 (1) The entire American West and Southwest
2 are facing forecasts of prolonged droughts that will
3 leave States and Tribes facing major water short-
4 ages.

5 (2) Recent periods of drought in the American
6 West have also occurred with higher temperatures
7 and reduced snowpack and led to what climate sci-
8 entists recently concluded was possibly the most se-
9 vere drought in over 1,200 years.

10 (3) The Colorado River has been under drought
11 conditions since 2000, most recently denoted as the
12 most endangered river in the United States, and the
13 State of Arizona is in a “mega-drought” according
14 to climate scientists.

15 (4) The Secretary manages the lower Colorado
16 River system in accordance with Federal law includ-
17 ing—

18 (A) the Boulder Canyon Project Act of
19 1928;

20 (B) the 1963 Decision of the U.S. Su-
21 preme Court in *Arizona v. California*;

22 (C) the 2006 Consolidated Decree of the
23 U.S. Supreme Court in *Arizona v. California*;

24 (D) the Colorado River Basin Project Act
25 of 1968;

1 (E) the Criteria for Coordinated Long-
2 Range Operation of Colorado River Reservoirs
3 Pursuant to the Colorado River Basin Project
4 Act of September 30, 1968;

5 (F) the Grand Canyon Protection Act of
6 1992;

7 (G) the 2007 Interim Guidelines; and

8 (H) other applicable provisions of Federal
9 law.

10 (5) The 2007 Interim Guidelines will expire in
11 2026. The 7 States that are within the Colorado
12 River basin are re-negotiating these guidelines with
13 the Federal Government to take account of current
14 forecasts of available supply from the Colorado
15 River, which is dramatically reduced from what it
16 had been when the guidelines were adopted in 2007.

17 (6) Colorado River water that had been stored
18 in Lake Powell and Lake Mead has been gradually
19 used up as the drought has continued. Conservation
20 of water supplies is for the foreseeable future the
21 only viable way to address water shortage and water
22 supplies from the Colorado River.

23 (7) While conservation is the current focus to
24 address the “mega-drought” in the State of Arizona,
25 additional efforts should be made now to identify fu-

1 ture long-term water supplies to offset the reduced
2 supplies available from the Colorado River and other
3 natural rivers and streams flowing in the State.

4 (8) Congress recognizes that there are 22
5 Tribes in the State of Arizona. Of those Tribes,
6 some have judicially decreed water entitlements de-
7 creed to them through various State and Federal
8 court decrees. Other Arizona Tribes have claims
9 pending for additional water entitlements, many of
10 which will also result in judicially decreed Tribal en-
11 tlements. These judicially decreed Tribal entitle-
12 ments to water are currently not available as a po-
13 tential water supply to offset the reduced supplies
14 available from the Colorado River and other natural
15 rivers and streams flowing in the State.

16 (9) Congress further recognizes that Arizona
17 Tribes that hold judicially decreed rights to water
18 from the Colorado River or other rivers and streams
19 flowing in Arizona should be able to enter into lease
20 or exchange agreements and storage agreements to
21 make such decreed entitlements potentially available
22 to other water users in the State as part of a long-
23 term alternative supply.

24 (10) Making such judicially decreed Tribal
25 water supplies available as a long-term water supply

1 should be considered and implemented as part of a
2 long-term strategy for addressing the mega-drought
3 in the Southwest, and should be considered as part
4 of the ongoing basin State re-negotiation of the
5 2007 Interim Guidelines.

6 (11) In the meantime, to address the current
7 crisis, all parties with excess supplies of water
8 should consider ways of conserving those supplies
9 through existing Federal and State programs that
10 provide for the conservation of such supplies for the
11 benefit of both Lake Mead and Lake Powell.

12 **SEC. 3. PURPOSES.**

13 The purposes of this Act are—

14 (1) to authorize Arizona Tribes to enter into
15 Lease or Exchange Agreements and Storage Agree-
16 ments to make their judicially decreed Tribal water
17 entitlements available for use off of their respective
18 Reservations for their economic well-being and for
19 the benefit of their surrounding jurisdictions as
20 water supplies in Arizona become more scarce; and

21 (2) to authorize the Secretary to approve any
22 Lease or Exchange Agreements or Storage Agree-
23 ments entered into by Arizona Tribes pursuant to
24 paragraph (1).

1 **SEC. 4. DEFINITIONS.**

2 In this Act:

3 (1) 2007 INTERIM GUIDELINES.—The term
4 “2007 Interim Guidelines” means The Final Envi-
5 ronmental Impact Statement—Colorado River In-
6 terim Guidelines for Lower Basin Shortages and Co-
7 ordinated Operations for Lake Powell and Lake
8 Mead, dated October 2007, prepared pursuant to the
9 National Environmental Policy Act of 1969, the
10 Council on Environmental Quality’s Regulations for
11 Implementing the Procedural Provisions of NEPA
12 (40 C.F.R. Parts 1500 through 1508), Department
13 of the Interior Policies, and the Bureau of Reclama-
14 tion’s NEPA Handbook.

15 (2) ALLOTTEE.—The term “allottee” means an
16 individual who holds a beneficial real property inter-
17 est in an allotment of Indian land that is—

18 (A) located within the exterior boundaries
19 of a Reservation; and

20 (B) held in trust by the United States.

21 (3) ARIZONA INDIAN WATER SETTLEMENT.—
22 The term “Arizona Indian Water Settlement” means
23 an Indian water settlement for an Indian Tribe lo-
24 cated within the State that—

25 (A) has been approved and authorized by
26 Congress; and

1 (B) includes as part of the Indian Tribe's
2 approved and authorized entitlement a judicially
3 decreed entitlement to water for lands located
4 within the boundaries of the State.

5 (4) ARIZONA TRIBE.—The term “Arizona
6 Tribe” means an Indian Tribe with lands located
7 within the State that has a decreed water right.

8 (5) DECREED WATER RIGHT.—The term “de-
9 creed water right” means an entitlement to water in-
10 cluded in any final decree entered by a Federal court
11 on behalf of an Arizona Tribe that is appurtenant
12 to lands located within such Arizona Tribe's Res-
13 ervation.

14 (6) CONSUMPTIVE USE.—The term “Consump-
15 tive Use” means—

16 (A) a portion of the decreed water right
17 that has been consumptively used by an Arizona
18 Tribe within the exterior boundary of its Res-
19 ervation for a minimum of 4 of the 5 calendar
20 years immediately preceding the year of delivery
21 of a portion of the decreed right according to
22 a Lease or Exchange Agreement or Storage
23 Agreement; and

24 (B) any verified reduction in Consumptive
25 Use pursuant to a System Conservation Agree-

1 ment, a Lease or Exchange Agreement, or Stor-
2 age Agreement, or from the creation of Inten-
3 tionally Created Surplus, shall be deemed to be
4 a Consumptive Use in the year in which the re-
5 duction occurred, if the reduction is reflected in
6 the Water Accounting Report.

7 (7) INTENTIONALLY CREATED SURPLUS OR
8 ICS.—The term “Intentionally Created Surplus” or
9 “ICS” means water that is conserved to Lake Mead
10 for future use by a water user pursuant to the 2007
11 Interim Guidelines.

12 (8) LEASE OR EXCHANGE AGREEMENT.—The
13 term “Lease or Exchange Agreement” means an
14 agreement to lease or exchange, or an option to lease
15 or exchange, a portion of the Consumptive Use off
16 of a Reservation.

17 (9) LOWER BASIN.—The term “Lower Basin”
18 has the meaning given the term in article II(g) of
19 the Colorado River Compact of 1922, as approved by
20 Congress in section 13 of the Boulder Canyon
21 Project Act (43 U.S.C. 617l), and by the Presi-
22 dential Proclamation of June 25, 1929 (46 Stat.
23 3000).

24 (10) PERSON.—The term “person” means an
25 individual, a public or private corporation, a com-

1 pany, a partnership, a joint venture, a firm, an asso-
2 ciation, a society, an estate or trust, a private orga-
3 nization or enterprise, the United States, any Indian
4 Tribe, a governmental entity, or a political subdivi-
5 sion or municipal corporation organized under, or
6 subject to, the constitution and laws of the State.

7 (11) RESERVATION.—The term “Reservation”
8 means the reservation established for each Arizona
9 Tribe but only as to those reservation lands that are
10 located in the State.

11 (12) SECRETARY.—The term “Secretary”
12 means the Secretary of the Interior.

13 (13) STATE.—The term “State” means the
14 State of Arizona.

15 (14) STORAGE.—The term “storage” means the
16 underground storage, in accordance with State law,
17 of a portion of the Consumptive Use off of the Res-
18 ervation within the Lower Basin in the State.

19 (15) STORAGE AGREEMENT.—The term “Stor-
20 age Agreement” means an agreement, including with
21 the Arizona Water Banking Authority (or successor
22 agency or entity), for the storage of a portion of the
23 Consumptive Use, or the water received under an ex-
24 change pursuant to an Lease or Exchange Agree-

1 ment, or more underground storage facilities or
2 groundwater savings facilities located in the State.

3 (16) WATER ACCOUNTING REPORT.—The term
4 “Water Accounting Report” means the annual re-
5 port of the Bureau of Reclamation entitled the “Col-
6 orado River Accounting and Water Use Report: Ari-
7 zona, California, and Nevada”.

8 **SEC. 5. LEASE OR EXCHANGE AGREEMENTS.**

9 (a) AUTHORIZATION.—Notwithstanding section 2116
10 of the Revised Statutes (commonly known as the “Indian
11 Trade and Intercourse Act”; 25 U.S.C. 177) or any other
12 provision of law, beginning on January 1, 2026, each Ari-
13 zona Tribe is authorized to, subject to the approval of the
14 Secretary under section 7(a), and has the sole authority
15 to, enter into, with any person, a Lease or Exchange
16 Agreement, on the condition that the use off of the Res-
17 ervation is located in the Lower Basin in the State and
18 is not in Navajo, Apache, or Cochise counties.

19 (b) TERM OF LEASE OR EXCHANGE AGREEMENT.—
20 The term of any Lease or Exchange Agreement entered
21 into under subsection (a) shall be mutually agreed, except
22 that the term shall not exceed 100 years.

23 (c) MODIFICATIONS.—Any Lease or Exchange Agree-
24 ment entered into under subsection (a) may be renegoti-
25 ated or modified at any time during the term of the Lease

1 or Exchange Agreement, subject to the approval of the
2 Secretary under section 7(a), on the condition that the
3 term of the renegotiated Lease or Exchange Agreement
4 and the term of the original Lease or Exchange Agree-
5 ment, in the aggregate, does not exceed 100 years.

6 (d) APPLICABLE LAW.—Any person entering into a
7 Lease or Exchange Agreement with an Arizona Tribe
8 under this section shall use the water received under the
9 Lease or Exchange Agreement in accordance with applica-
10 ble Federal and State law.

11 (e) EFFECT ON ARIZONA INDIAN WATER SETTLE-
12 MENTS.—

13 (1) IN GENERAL.—This Act shall not be con-
14 strued to amend any Arizona Indian Water Settle-
15 ment that prohibits off-Reservation Lease and Ex-
16 change Agreements. Before entering into a Lease or
17 Exchange Agreement pursuant to the authority set
18 forth in this Act, an Arizona Tribe with a restriction
19 on its authority to lease or exchange its decreed
20 water rights outside the exterior boundaries of its
21 Reservation set forth in its Arizona Indian Water
22 Settlement must first amend the settlement agree-
23 ment to modify such restrictions in a manner in ac-
24 cordance with its terms.

1 (2) AUTHORIZATION, RATIFICATION AND CON-
2 FIRMATION OF AMENDMENTS.—An amendment to
3 an Arizona Indian Water Settlement to allow a
4 Lease and Exchange Agreement is hereby deemed to
5 be authorized, ratified, and confirmed in accordance
6 with its terms without further need for congressional
7 action.

8 **SEC. 6. STORAGE AGREEMENTS.**

9 (a) AUTHORIZATION.—Notwithstanding section 2116
10 of the Revised Statutes (commonly known as the “Indian
11 Trade and Intercourse Act”; 25 U.S.C. 177) or any other
12 provision of law, each Arizona Tribe is authorized to, sub-
13 ject to the approval of the Secretary under section 7(a),
14 and has the sole authority to, enter into a Storage Agree-
15 ment, on the condition that the facility shall be located
16 in the Lower Basin in the State and is not in Navajo,
17 Apache, or Cochise counties.

18 (b) APPLICABLE LAW.—Any Storage Agreement en-
19 tered into under this section shall be in accordance with
20 applicable Federal and State law.

21 (c) DELEGATION OF RIGHTS.—An Arizona Tribe
22 may assign or sell any long-term storage credits accrued
23 as a result of a Storage Agreement, on the condition that
24 the assignment or sale is in accordance with applicable
25 State law.

1 (d) EFFECT ON ARIZONA INDIAN WATER SETTLE-
2 MENTS.—

3 (1) IN GENERAL.—This Act shall not be con-
4 strued to amend any Arizona Indian Water Settle-
5 ment that prohibits off-Reservation Storage Agree-
6 ments. Before entering into a Storage Agreement
7 pursuant to the authority set forth in this Act, an
8 Arizona Tribe with a restriction on its authority to
9 store its decreed water rights outside the exterior
10 boundaries of its Reservation set forth in its Arizona
11 Indian Water Settlement must first amend the set-
12 tlement agreement to modify such restrictions in a
13 manner in accordance with its terms.

14 (2) AUTHORIZATION, RATIFICATION AND CON-
15 FIRMATION OF AMENDMENTS.—An amendment to
16 an Arizona Indian Water Settlement Agreement to
17 allow Storage Agreements, is hereby deemed to be
18 authorized, ratified and confirmed in accordance
19 with its terms without need for further congressional
20 action.

21 **SEC. 7. APPROVAL BY THE SECRETARY.**

22 (a) AUTHORIZATION.—The Secretary shall approve
23 or disapprove any—

24 (1) Lease or Exchange Agreement;

1 (2) modification to a Lease or Exchange Agree-
2 ment;

3 (3) Storage Agreement; or

4 (4) modification to a Storage Agreement.

5 (b) SECRETARIAL AGREEMENTS.—The Secretary is
6 authorized to enter Lease or Exchange Agreements or
7 Storage Agreements with an Arizona Tribe, provided the
8 Secretary pays the fair market value for the Arizona
9 Tribe’s reduced consumptive use.

10 (c) REQUIREMENTS.—

11 (1) IN GENERAL.—The Secretary shall not ap-
12 prove any Lease or Exchange Agreement, or any
13 modification to a Lease or Exchange Agreement,
14 any Storage Agreement, or any modification to a
15 Storage Agreement that is not in compliance with—

16 (A) this Act; and

17 (B) the agreement entered into between
18 the Arizona Tribe, the State, and the Secretary
19 under section 10(a).

20 (2) PERMANENT ALIENATION.—The Secretary
21 shall not approve any Lease or Exchange Agree-
22 ment, any modification to a Lease or Exchange
23 Agreement, or any Storage Agreement that perma-
24 nently alienates any portion of any Arizona Tribe
25 decreed water right.

1 (d) OTHER REQUIREMENTS.—The requirement for
2 Secretarial approval under subsection (a) shall satisfy the
3 requirements of section 2116 of the Revised Statutes
4 (commonly known as the “Indian Trade and Intercourse
5 Act”; 25 U.S.C. 177).

6 (e) AUTHORITY OF THE SECRETARY.—Nothing in
7 this Act, or any agreement entered into or approved by
8 the Secretary under this Act, including any Lease or Ex-
9 change Agreement or Storage Agreement, shall diminish
10 or abrogate the authority of the Secretary to act under
11 applicable Federal law or regulation.

12 **SEC. 8. RESPONSIBILITIES OF THE SECRETARY.**

13 (a) COMPLIANCE.—The Secretary, when approving a
14 Lease or Exchange Agreement or a Storage Agreement
15 under this Act, shall ensure such agreement complies
16 with—

17 (1) the National Environmental Policy Act of
18 1969 (42 U.S.C. 4321 et seq.);

19 (2) the Endangered Species Act of 1973 (16
20 U.S.C. 1531 et seq.); and

21 (3) all other applicable Federal environmental
22 laws.

23 (b) DOCUMENTATION.—The Secretary shall docu-
24 ment any Lease or Exchange Agreement or Storage
25 Agreement in the Water Accounting Report.

1 **SEC. 9. AGREEMENT BETWEEN AN ARIZONA TRIBE AND**
2 **THE STATE.**

3 (a) IN GENERAL.—Before entering into the first
4 Lease or Exchange Agreement or Storage Agreement, an
5 Arizona Tribe shall enter into an agreement with the State
6 that outlines all notice, information sharing, and collabo-
7 ration requirements that shall apply to any potential
8 Lease or Exchange Agreement or Storage Agreement into
9 which the Arizona Tribe may enter.

10 (b) REQUIREMENT.—The agreement under sub-
11 section (a) shall include a provision that requires the Ari-
12 zona Tribe to submit to the State all documents regarding
13 a proposed Lease or Exchange Agreement or Storage
14 Agreement.

15 **SEC. 10. AGREEMENT BETWEEN AN ARIZONA TRIBE, THE**
16 **STATE, AND THE SECRETARY.**

17 (a) IN GENERAL.—Before approving the first Lease
18 or Exchange Agreement or Storage Agreement under sec-
19 tion 7, the Secretary shall enter into an agreement with
20 the State and the Arizona Tribe that describes the proce-
21 dural, technical, and accounting methodologies for any
22 Lease or Exchange Agreement or Storage Agreement into
23 which the Arizona Tribe may enter, including quantifica-
24 tion of the reduction in Consumptive Use and water ac-
25 counting.

1 (b) NEPA.—The execution of the agreement under
2 subsection (a) shall not constitute a major Federal action
3 for purposes of the National Environmental Policy Act of
4 1969 (42 U.S.C. 4321 et seq.).

5 (c) EFFECT.—Nothing in this Act shall prohibit the
6 Secretary from agreeing with the Arizona Tribe and the
7 State to a modification to an agreement entered into
8 under subsection (a) (including an appendix or exhibit to
9 the agreement) on the condition that the modification—

10 (1) is in compliance with this Act; and

11 (2) does not otherwise require congressional ap-
12 proval under section 2116 of the Revised Statutes
13 (commonly known as the “Indian Trade and Inter-
14 course Act”) (25 U.S.C. 177) or any other provision
15 of law.

16 **SEC. 11. NO EFFECT ON ARIZONA TRIBE DECREED WATER**
17 **RIGHTS.**

18 (a) TEMPORARY USE.—A Lease or Exchange Agree-
19 ment or Storage Agreement—

20 (1) shall provide for the temporary use or stor-
21 age of a portion of the Consumptive Use off of the
22 Arizona Tribe’s Reservation; and

23 (2) shall not permanently alienate the decreed
24 water right.

25 (b) PRIORITY STATUS.—

1 (1) IN GENERAL.—The lease or exchange of a
2 portion of the Consumptive Use shall not cause that
3 portion to lose or change its priority under the rel-
4 evant decree.

5 (2) NON-USE.—Any non-use by a person who is
6 a party to any Lease or Exchange Agreement or
7 Storage Agreement with the Arizona Tribe shall not
8 result in forfeiture, abandonment, relinquishment, or
9 other loss by the Arizona Tribe of all or any portion
10 of the decreed water right.

11 (c) RESERVATION OF RIGHTS.—The lease, exchange,
12 or storage of a portion of the Consumptive Use shall not
13 reduce or limit the right of the Arizona Tribe to use the
14 remaining portion of the decreed water right on its Res-
15 ervation.

16 (d) STORAGE AGREEMENTS.—Any Storage Agree-
17 ment shall account for the quantity of water in storage
18 off of an Arizona Tribe’s Reservation in accordance with
19 applicable State law.

20 **SEC. 12. ALLOTTEE USE OF WATER.**

21 (a) INTERFERENCE.—The lease, exchange, or storage
22 of a portion of the Consumptive Use shall not directly or
23 indirectly interfere with, or diminish, any entitlement to
24 water for an allottee under Federal or Tribal law.

1 (b) WATER RIGHTS OF ALLOTTEES.—The Secretary
2 shall protect the rights of the allottees to a just and equi-
3 table distribution of water for irrigation purposes, pursu-
4 ant to section 7 of the Act of February 8, 1887 (commonly
5 known as the “Indian General Allotment Act”) (24 Stat.
6 390, chapter 119; 25 U.S.C. 381) (referred to in this sec-
7 tion as the “Act”).

8 (c) RELIEF UNDER TRIBAL LAW.—Prior to asserting
9 any claim against the United States pursuant to the Act,
10 or any other applicable law, an allottee shall exhaust all
11 remedies available under applicable Tribal law.

12 (d) RELIEF UNDER THE INDIAN GENERAL ALLOT-
13 MENT ACT.—Following an exhaustion of remedies avail-
14 able under applicable Tribal law, an allottee may seek re-
15 lief under the Act, or any other applicable law.

16 (e) RELIEF FROM THE SECRETARY.—Following ex-
17 haustion of remedies available under the Act, or any other
18 applicable law, an allottee may petition the Secretary for
19 relief.

20 **SEC. 13. CONSIDERATION PAID TO ARIZONA TRIBES.**

21 An Arizona Tribe, and not the United States in any
22 capacity, shall be entitled to all consideration due to an
23 Arizona Tribe under any Lease or Exchange Agreement
24 or Storage Agreement.

1 **SEC. 14. LIABILITY OF THE UNITED STATES.**

2 (a) **LIMITATION OF LIABILITY.**—The United States
3 shall not be liable to an Arizona Tribe or to any party
4 to a Lease or Exchange Agreement or Storage Agreement
5 in any claim relating to the negotiation, execution, or ap-
6 proval of any Lease or Exchange Agreement or Storage
7 Agreement, including any claim relating to the terms in-
8 cluded in such an agreement, except for claims related to
9 section 8(a).

10 (b) **OBLIGATIONS.**—The United States shall have no
11 trust obligation or other obligation to monitor, administer,
12 or account for—

13 (1) any funds received by an Arizona Tribe as
14 consideration under any Lease or Exchange Agree-
15 ment or Storage Agreement; or

16 (2) the expenditure of such funds.

17 **SEC. 15. APPLICATION.**

18 (a) **IN GENERAL.**—This Act shall apply only to the
19 portion of the decreed water right that is available for use
20 in the State.

21 (b) **REQUIREMENT.**—The portion of the decreed
22 water right described in subsection (a) shall not be used,
23 directly or indirectly, outside the Lower Basin in the State
24 or in Navajo, Apache, or Cochise Counties, unless such
25 use is otherwise authorized pursuant to a congressionally
26 approved Indian water rights settlement.

1 (c) NO EFFECT ON NAVAJO-UTAH WATER RIGHTS
2 SETTLEMENT.—This Act shall not affect any provisions
3 in the Navajo-Utah Water Rights Settlement Act, Consoli-
4 dated Appropriations Act, section 1102 (Public Law 116–
5 260, December 27, 2020), that authorize the Navajo Na-
6 tion to allocate, distribute, and lease the Navajo water
7 rights for any use on the Reservation in accordance with
8 the Navajo-Utah settlement agreement, and applicable
9 Tribal and Federal law or allocate, distribute, and lease
10 the Navajo water rights for off-Reservation use in accord-
11 ance with the Navajo-Utah settlement agreement, subject
12 to the approval of the Secretary.

13 **SEC. 16. RULE OF CONSTRUCTION.**

14 (a) IN GENERAL.—Nothing in this Act establishes,
15 or shall be considered to establish, a precedent in any liti-
16 gation involving, or alters, affects, or quantifies, any water
17 right with respect to—

18 (1) the United States;

19 (2) any other Indian Tribe, band, or commu-
20 nity;

21 (3) any State or political subdivision or district
22 of a State; or

23 (4) any person.

24 (b) EFFECT.—Nothing in this Act exempts the imple-
25 mentation of a Lease or Exchange Agreement, or a Stor-

- 1 age Agreement and the operation of applicable Colorado
- 2 River System reservoirs from any requirements of applica-
- 3 ble Federal environmental laws.

○