

Calendar No. 142118TH CONGRESS
1ST SESSION**S. 843****[Report No. 118–68]**

To amend the Infrastructure Investment and Jobs Act to authorize the use of funds for certain additional CAREY Act projects, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 16, 2023

Mr. RISCH introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

JULY 19, 2023

Reported by Mr. MANCHIN, without amendment

A BILL

To amend the Infrastructure Investment and Jobs Act to authorize the use of funds for certain additional CAREY Act projects, 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. ELIGIBILITY UNDER THE INFRASTRUCTURE IN-**
 2 **VESTMENT AND JOBS ACT OF ADDITIONAL**
 3 **CAREY ACT PROJECTS FOR CERTAIN FUNDS.**

4 Section 40904(b) of the Infrastructure Investment
 5 and Jobs Act (43 U.S.C. 3204(b)) is amended—

6 (1) in paragraph (3), by redesignating subpara-
 7 graphs (A) through (C) as clauses (i) through (iii),
 8 respectively, and indenting appropriately;

9 (2) by redesignating paragraphs (1) through
 10 (4) as subparagraphs (A) through (D), respectively,
 11 and indenting appropriately;

12 (3) in the matter preceding subparagraph (A)
 13 (as so redesignated), by striking “The Secretary”
 14 and inserting the following:

15 “(1) IN GENERAL.—The Secretary”; and

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

17 “(2) ADDITIONAL PROJECTS.—

18 “(A) IN GENERAL.—On making the af-
 19 firmative determinations described in subpara-
 20 graph (B), the Secretary shall use amounts
 21 made available under section 40901(2)(B) to
 22 fund the rehabilitation, reconstruction, or re-
 23 placement of any dams that were developed
 24 pursuant to, and continue to operate as dams
 25 under, section 4 of the Act of August 18, 1894

1 (commonly known as the ‘Carey Act’) (43
2 U.S.C. 641; 28 Stat. 422, chapter 301).

3 “(B) DETERMINATIONS DESCRIBED.—The
4 determinations referred to in subparagraph (A)
5 are—

6 “(i) a determination by the Secretary
7 that any dams that meet the criteria de-
8 scribed in paragraph (1) have received the
9 necessary funding to complete rehabilita-
10 tion, reconstruction, or replacement activi-
11 ties under this subsection; and

12 “(ii) a determination by the Secretary
13 that amounts made available under section
14 40901(2)(B) remain available.”.

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