

Tom Udall  
S.L.C.  
MTC  
5561  
5-2-13

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To revise a provision relating to water conservation or irrigation efficiency practices.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

**S. 954**

<b>AMENDMENT N<sup>o</sup></b>	<b>1049</b>
By <u>Udall (NM)</u>	
To: _____	
<u>5954</u>	
<u>3</u>	
Page(s)	

as through 2018.

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to be printed

by MR. UDALL OF NEW MEXICO  
(FOR HIMSELF AND MR. HEINRICH)

- 1 On page 216, line 15, strike “and” at the end.
- 2 On page 217, strike line 21 and insert the following:
- 3 habitat.”; and
- 4 (6) in subsection (h)—
- 5 (A) by striking paragraph (1) and insert-
- 6 ing the following:
- 7 “(1) AVAILABILITY OF PAYMENTS.—The Sec-
- 8 retary may provide payments under this subsection
- 9 to a producer for a water conservation or irrigation
- 10 practice that promotes ground and surface water
- 11 conservation on the agricultural operation of the
- 12 producer through—

- 1                   “(A) improvements to irrigation systems;
- 2                   “(B) enhancement of irrigation efficiencies;
- 3                   “(C) conversion of the agricultural oper-
- 4                   ation to—
- 5                    “(i) the production of less water-in-
- 6                    tensive agricultural commodities; or
- 7                    “(ii) dryland farming;
- 8                   “(D) improvement of the storage and con-
- 9                    servation of water through measures such as
- 10                  water banking and groundwater recharge;
- 11                  “(E) enhancement of fish and wildlife
- 12                  habitat associated with irrigation systems in-
- 13                  cluding pivot corners and areas with irregular
- 14                  boundaries;
- 15                  “(F) enhancement of in-stream flows in as-
- 16                  sociated rivers and streams; or
- 17                  “(G) establishment of other measures, as
- 18                  determined by the Secretary, that improve
- 19                  groundwater and surface water conservation in
- 20                  agricultural operations.”;
- 21                  (B) in paragraph (2)—
- 22                    (i) in subparagraph (A), by striking
- 23                    “or” at the end and inserting “and”; and
- 24                    (ii) by striking subparagraph (B) and
- 25                    inserting the following:

1           “(B) any associated water savings remain  
2           in the original source of the water for the useful  
3           life of the practice.”; and

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

5           “(3) DUTY OF PRODUCERS.—The Secretary  
6           may not provide payments to a producer for a water  
7           conservation or irrigation practice under this sub-  
8           section unless the producer agrees not to use any as-  
9           sociated water savings to bring new land, other than  
10          incidental land needed for efficient operations, under  
11          irrigated production, unless the producer is partici-  
12          pating in a watershed-wide project that will effec-  
13          tively conserve water, as determined by the Sec-  
14          retary.”.