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Truth  Compassion

Remember Who We Are

August 28, 2024

The Honorable John Hoeven  
338 Russell Senate Office Building  
Washington DC 20510

Re: Dakota Water Resources Act Amendments of 2024

Dear Senator Hoeven;

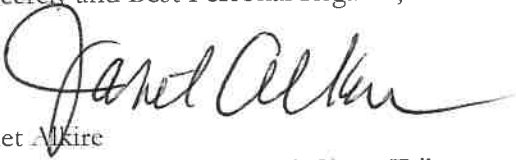
Please accept this letter as our expression of appreciation and gratitude for the efforts to amend the Dakota Water Resources Act of 2000 (DWRA) to include additional funding necessary to complete both Tribal and non-tribal water development projects in North and South Dakota.

Your efforts in securing funding for DWRA projects has allowed the Standing Rock Reservation to make significant progress in our construction efforts for a Reservation-wide water supply and delivery system which will ultimately serve all citizens of the Standing Rock Reservation.

We have completed construction on our Core Facility Contracts which include the Indian Memorial Intake and Pump Station, the Raw Water Pipeline, the Ralph Walker Water Treatment Plant, Main Storage Reservoir, Edward Black Cloud Pump Station, and the Main Transmission Pipeline that connects these facilities to the cities of Fort Yates, Solen, Selfridge, Kenel, McLaughlin, and all of the existing water infrastructure on the Standing Rock Reservation. We are currently able to provide safe, clean, dependable drinking water to a large majority of the Reservation's population; however, there is still a tremendous need for water in the rural western portion of the reservation.

Your support in reauthorizing the DWRA to include the additional funding necessary to complete our system, as well as the other Tribal and non-tribal systems included, will improve the quality of life for future generations. Thank you again for the personal interest and efforts you have extended to us in this issue. We look forward to continued funding successes in meeting our water needs.

Sincerely and Best Personal Regards,

A handwritten signature in black ink, appearing to read "Janet Alkire". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

Janet Alkire

Chairwoman, Standing Rock Sioux Tribe

118TH CONGRESS  
2D SESSION

**S.** \_\_\_\_\_

To amend Public Law 89–108 to modify the authorization of appropriations for State and Tribal, municipal, rural, and industrial water supplies, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

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Mr. HOEVEN introduced the following bill; which was read twice and referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend Public Law 89–108 to modify the authorization of appropriations for State and Tribal, municipal, rural, and industrial water supplies, 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 “Dakota Water Re-  
5       sources Act Amendments of 2024”.

1 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS FOR STATE**  
2 **AND TRIBAL, MUNICIPAL, RURAL, AND IN-**  
3 **DUSTRIAL WATER SERVICE.**

4 Section 10 of Public Law 89-108 (79 Stat. 433; 100  
5 Stat. 424; 106 Stat. 4669; 114 Stat. 2763A-291) is  
6 amended—

7 (1) in subsection (b)—

8 (A) in paragraph (1)—

9 (i) by redesignating subparagraph (C)  
10 as subparagraph (D); and

11 (ii) by inserting after subparagraph  
12 (B) the following:

13 “(C) OTHER AMOUNTS.—

14 “(i) IN GENERAL.—Subject to clause  
15 (ii), in addition to the amounts made avail-  
16 able under subparagraphs (A) and (B),  
17 there are authorized to be appropriated to  
18 carry out section 7(a)—

19 “(I) \$120,000,000, as indexed, to  
20 complete all phases of the Northwest  
21 Area Water Supply Biota Water  
22 Treatment Plant and Pump Station  
23 Project, as described in the record of  
24 decision dated August 21, 2015;

25 “(II) \$454,000,000, as indexed,  
26 to complete the McClusky Canal and

1 Missouri River North Alternative for  
2 the Eastern North Dakota Alternate  
3 Water Supply Project, as described in  
4 the record of decision issued by the  
5 Bureau of Reclamation on January  
6 15, 2021;

7 “(III) \$50,000,000, as indexed,  
8 for the Southwest Pipeline Project to  
9 complete the supplementary raw water  
10 intake pump station, main trans-  
11 mission line upgrades, strategic hy-  
12 draulic improvements, and rural dis-  
13 tribution expansion; and

14 “(IV) \$63,000,000, as indexed,  
15 for North Dakota rural water districts  
16 for water treatment and rural dis-  
17 tribution expansion.

18 “(ii) TRANSFERS.—Any amounts  
19 made available under any of subclauses (I)  
20 through (IV) of clause (i) may be trans-  
21 ferred among the projects described in  
22 those subclauses, subject to the limitation  
23 that the initial amount authorized for any  
24 1 project described in any of those sub-  
25 clauses may not be increased by more than

1 50 percent as a result of any transfers au-  
2 thorized under this clause.”; and

3 (B) in paragraph (2)—

4 (i) by redesignating subparagraph (C)  
5 as subparagraph (D); and

6 (ii) by inserting after subparagraph  
7 (B) the following:

8 “(C) OTHER AMOUNTS.—

9 “(i) IN GENERAL.—In addition to the  
10 amounts made available under subpara-  
11 graphs (A)(ii) and (B), there is authorized  
12 to be appropriated to carry out section  
13 7(d) \$743,000,000, as indexed.

14 “(ii) ALLOCATION.—The amount  
15 under clause (i) shall be allocated as fol-  
16 lows:

17 “(I) Not more than  
18 \$118,000,000, as indexed, shall be  
19 made available to the Secretary to  
20 complete the Spirit Lake Rural Water  
21 System within the Fort Totten Indian  
22 Reservation.

23 “(II) Not more than  
24 \$275,000,000, as indexed, shall be  
25 made available to the Secretary to

1 complete the Three Affiliated Tribes  
2 Rural Water System within the Fort  
3 Berthold Indian Reservation.

4 “(III) Not more than  
5 \$240,000,000, as indexed, shall be  
6 made available to the Secretary to  
7 complete the Standing Rock Rural  
8 Water System within the Standing  
9 Rock Indian Reservation.

10 “(IV) Not more than  
11 \$98,000,000, as indexed, shall be  
12 made available to the Secretary to  
13 complete the Turtle Mountain Rural  
14 Water System within the Turtle  
15 Mountain Indian Reservation.

16 “(V) Not more than  
17 \$12,000,000, as indexed, shall be  
18 made available to the Secretary to  
19 complete the Lake Traverse Rural  
20 Water System within the Lake Tra-  
21 verse Indian Reservation.

22 “(iii) FEASIBILITY STUDIES.—Of the  
23 amounts made available under clause (i),  
24 the Secretary may use such sums as are  
25 necessary to fund feasibility studies, to be

completed not later than 2 years after the date of enactment of the Dakota Water Resources Act Amendments of 2024, that identify the features necessary to complete each of the rural water systems described in clause (ii), as determined by the Secretary.”;

(2) in subsection (c)(2), by striking subparagraph (B) and inserting the following:

“(B) \$75,000,000 to carry out section 11, to remain available until expended.”; and

(3) by striking subsection (e) and inserting the following:

“(e) INDEXING.—

“(1) IN GENERAL.—The \$200,000,000 amount under subsection (a)(1)(B), the \$200,000,000 amount under subsection (b)(1)(B), and the funds authorized under subparagraphs (A) and (B) of subsection (b)(2) shall be indexed as necessary to allow for ordinary fluctuations of construction costs incurred after the date of enactment of the Dakota Water Resources Act of 2000, as indicated by engineering cost indices applicable for the type of construction involved.

1           “(2) OTHER AMOUNTS.—The funds authorized  
2           under subsections (b)(1)(C) and (b)(2)(C) shall be  
3           indexed as necessary to allow for ordinary fluctua-  
4           tions of construction costs incurred after the date of  
5           enactment of the Dakota Water Resources Act  
6           Amendments of 2024, as indicated by engineering  
7           cost indices applicable for the type of construction  
8           involved.

9           “(3) OTHER COST CEILINGS.—All other author-  
10          ized cost ceilings under this Act shall remain un-  
11          changed.”.

12   **SEC. 3. NATURAL RESOURCES TRUST.**

13          Section 11(a)(2)(B) of Public Law 89–108 (79 Stat.  
14   433; 100 Stat. 424; 114 Stat. 2763A–292) is amended  
15   by striking “and (b)(1)(B)” and inserting “, (b)(1)(B),  
16   and (b)(1)(C)”.