

TO DEAUTHORIZE A PORTION OF THE PROJECT FOR NAVIGATION, POTO-
MAC RIVER, WASHINGTON CHANNEL, DISTRICT OF COLUMBIA, UNDER
THE JURISDICTION OF THE CORPS OF ENGINEERS

JULY 15, 2010.—Committed to the Committee of the Whole House on the State of
the Union and ordered to be printed

Mr. OBERSTAR, from the Committee on Transportation and
Infrastructure, submitted the following

R E P O R T

[To accompany H.R. 5545]

[Including cost estimate of the Congressional Budget Office]

The Committee on Transportation and Infrastructure, to whom
was referred the bill (H.R. 5545) to deauthorize a portion of the
project for navigation, Potomac River, Washington Channel, Dis-
trict of Columbia, under the jurisdiction of the Corps of Engineers,
having considered the same, report favorably thereon without
amendment and recommend that the bill do pass.

PURPOSE OF THE LEGISLATION

H.R. 5545 deauthorizes a portion of the Federal project for navi-
gation, Potomac River, Washington Channel, District of Columbia,
under the jurisdiction of the U.S. Army Corps of Engineers (Civil
Works).

BACKGROUND AND NEED FOR LEGISLATION

H.R. 5545 deauthorizes a portion of project for navigation, Poto-
mac River, Washington Channel, District of Columbia. The project
for navigation, Potomac River, north side of Washington Channel,
District of Columbia, was initially authorized by the River and
Harbor Improvement Act, dated August 30, 1935 (chapter 831; 49
Stat. 1028).

H.R. 5545 deauthorizes one-half of the Federal navigation project
width of the Washington Channel. The channel deauthorization
runs from the northern limit of the Federal navigation project to
just south of the Marine Police pier, which includes the *Spirit* Ship
Dock.

The Committee solicited the views of the U.S. Army Corps of Engineers, the U.S. Coast Guard, and the U.S. Navy regarding the proposed deauthorization. Based on communications from each of these agencies, the Committee is not aware of any opposition to the proposed deauthorization of this segment of the Washington Channel, District of Columbia.

SUMMARY OF THE LEGISLATION

H.R. 5545 deauthorizes a designated portion of the Federal project for navigation, Potomac River, Washington Channel, District of Columbia.

LEGISLATIVE HISTORY AND COMMITTEE CONSIDERATION

On June 16, 2010, Delegate Eleanor Holmes Norton introduced H.R. 5545.

On July 1, 2010, the Committee met in open session to consider H.R. 5545. The Committee on Transportation and Infrastructure ordered H.R. 5545 reported favorably to the House by voice vote with a quorum present.

RECORD VOTES

Clause 3(b) of rule XIII of the Rules of the House of Representatives requires each committee report to include the total number of votes cast for and against on each record vote on a motion to report and on any amendment offered to the measure or matter, and the names of those members voting for and against. There were no recorded votes taken in connection with consideration of H.R. 5545 or ordering the bill reported. A motion to order H.R. 5545 reported favorably to the House was agreed to by voice vote with a quorum present.

COMMITTEE OVERSIGHT FINDINGS

With respect to the requirements of clause 3(c)(1) of rule XIII of the Rules of the House of Representatives, the Committee's oversight findings and recommendations are reflected in this report.

COST OF LEGISLATION

Clause 3(c)(2) of rule XIII of the Rules of the House of Representatives does not apply where a cost estimate and comparison prepared by the Director of the Congressional Budget Office under section 402 of the Congressional Budget Act of 1974 has been timely submitted prior to the filing of the report and is included in the report. Such a cost estimate is included in this report.

COMPLIANCE WITH HOUSE RULE XIII

1. With respect to the requirement of clause 3(c)(2) of rule XIII of the Rules of the House of Representatives, and section 308(a) of the Congressional Budget Act of 1974, the Committee references the report of the Congressional Budget Office included in the report.

2. With respect to the requirement of clause 3(c)(4) of rule XIII of the Rules of the House of Representatives, the performance goals and objectives of this legislation are to deauthorize a designated

portion of the project for navigation, Potomac River, Washington Channel, District of Columbia.

3. With respect to the requirement of clause 3(c)(3) of rule XIII of the Rules of the House of Representatives and section 402 of the Congressional Budget Act of 1974, the Committee has received the enclosed cost estimate for H.R. 5545 from the Director of the Congressional Budget Office.

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, July 13, 2010.

Hon. JAMES L. OBERSTAR,
*Chairman, Committee on Transportation and Infrastructure,
House of Representatives, Washington, DC.*

DEAR MR. CHAIRMAN: The Congressional Budget Office has prepared the enclosed cost estimate for H.R. 5545, a bill to deauthorize a portion of the project for navigation, Potomac River, Washington Channel, District of Columbia, under the jurisdiction of the Corps of Engineers.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Aurora Swanson.

Sincerely,

DOUGLAS W. ELMENDORF.

Enclosure.

H.R. 5545—A bill to deauthorize a portion of the project for navigation, Potomac River, Washington Channel, District of Columbia, under the jurisdiction of the Corps of Engineers

H.R. 5545 would deauthorize a portion of the navigation project currently under the jurisdiction of the Corps of Engineers located in the Washington Channel of the Potomac River in the District of Columbia. Based on information from the Corps of Engineers and the National Park Service, CBO estimates that enacting this legislation would have no effect on the federal budget.

Pay-as-you-go procedures do not apply to this legislation because it would not affect direct spending or revenues.

This federal navigation project was authorized in 1935 and includes three channels in the Potomac River in the Washington, D.C., area. The bill would deauthorize the navigation project for about 50 percent of one of the channels. The area includes a 200-foot-wide band stretching from south of Interstate 395 in the Washington Channel to just past Fireboat Pier 5, covering 777,284 square feet. Deauthorizing this area could reduce the need for appropriated funds for any future dredging in the area; however, the Corps of Engineers has no plans to dredge the area in the next few years.

H.R. 5545 contains no intergovernmental or private-sector mandates as defined in the Unfunded Mandates Reform Act and would impose no costs on state, local, or tribal governments.

The CBO staff contact for this estimate is Aurora Swanson, The estimate was approved by Peter H. Fontaine, Assistant Director for Budget Analysis.

COMPLIANCE WITH HOUSE RULE XXI

Pursuant to clause 9 of rule XXI of the Rules of the House of Representatives, the Committee is required to include a list of congressional earmarks, limited tax benefits, or limited tariff benefits, as defined in clause 9(e), 9(f), and 9(g) of rule XXI of the Rules of the House of Representatives. H.R. 5545 does not contain any earmarks, limited tax benefits, or limited tariff benefits under clause 9(e), 9(f), or 9(g) of rule XXI. However, in the interests of full disclosure and transparency, the Committee, under the leadership of Chairman James L. Oberstar, requires Members of Congress to comply with all of the requirements of clause 9 of rule XXI and clause 17 of rule XXIII if the Member of Congress requests that the Committee take legislative action targeted to a specific State, locality, or Congressional district.

H.R. 5545 is sponsored by Delegate Eleanor Holmes Norton, District of Columbia.

CONSTITUTIONAL AUTHORITY STATEMENT

Pursuant to clause 3(d)(1) of rule XIII of the Rules of the House of Representatives, committee reports on a bill or joint resolution of a public character shall include a statement citing the specific powers granted to the Congress in the Constitution to enact the measure. The Committee on Transportation and Infrastructure finds that Congress has the authority to enact this measure pursuant to its powers granted under article I, section 8 of the Constitution.

FEDERAL MANDATES STATEMENT

The Committee adopts as its own the estimate of Federal mandates prepared by the Director of the Congressional Budget Office pursuant to section 423 of the Unfunded Mandates Reform Act (P.L. 104-4).

PREEMPTION CLARIFICATION

Section 423 of the Congressional Budget Act of 1974 requires the report of any Committee on a bill or joint resolution to include a statement on the extent to which the bill or joint resolution is intended to preempt state, local, or tribal law. The Committee states that H.R. 5545 does not preempt any state, local, or tribal law.

ADVISORY COMMITTEE STATEMENT

No advisory committees within the meaning of section 5(b) of the Federal Advisory Committee Act are created by this legislation.

APPLICABILITY TO THE LEGISLATIVE BRANCH

The Committee finds that the legislation does not relate to the terms and conditions of employment or access to public services or accommodations within the meaning of section 102(b)(3) of the Congressional Accountability Act (P.L. 104-1).

CHANGES IN EXISTING LAW MADE BY THE BILL, AS REPORTED
H.R. 5545 makes no changes in existing law.