

PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 5303) TO PROVIDE FOR IMPROVEMENTS TO THE RIVERS AND HARBORS OF THE UNITED STATES, TO PROVIDE FOR THE CONSERVATION AND DEVELOPMENT OF WATER AND RELATED RESOURCES, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES; AND WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM THE COMMITTEE ON RULES

SEPTEMBER 26, 2016.—Referred to the House Calendar and ordered to be printed

Mr. WOODALL, from the Committee on Rules,
submitted the following

R E P O R T

[To accompany H. Res. 892]

The Committee on Rules, having had under consideration House Resolution 892, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 5303, the Water Resources Development Act of 2016, under a structured rule. The resolution provides one hour of general debate equally divided and controlled by the chair and ranking minority member of the Committee on Transportation and Infrastructure. The resolution waives all points of order against consideration of the bill. The resolution makes in order as original text for purpose of amendment an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114-65 and provides that it shall be considered as read. The resolution waives all points of order against that amendment in the nature of a substitute. The resolution makes in order only those further amendments printed in this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The resolution waives all points of order against the amendments printed in this report. The resolu-

tion provides that no further consideration of the bill shall be in order except pursuant to a subsequent order of the House.

Section 2 of the resolution provides that it shall be in order at any time on the legislative day of September 29, 2016, or September 30, 2016, for the Speaker to entertain motions that the House suspend the rules and that the Speaker or his designee shall consult with the Minority Leader or her designee on the designation of any matter for consideration pursuant to this section.

Section 3 of the resolution waives clause 6(a) of rule XIII (requiring a two-thirds vote to consider a rule on the same day it is reported from the Rules Committee) against any resolution reported through the legislative day of September 30, 2016, relating to a measure making or continuing appropriations for the fiscal year ending September 30, 2017.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill includes a waivers of the following:

- Section 3101 of S. Con. Res. 11 which prohibits consideration of legislation with a net effect of increasing direct spending by more than \$5 billion in any of the four consecutive ten-year periods beginning with the first fiscal year that is 10 years after the budget year provided for in the most recently adopted budget resolution. It should be noted that while the waiver is necessary, Rules Committee Print 114-65 would cure the violation; and
- Clause 3(e)(1) of rule XIII (“Ramseyer”), requiring a committee report accompanying a bill amending or repealing statutes to show, by typographical device, parts of statute affected.

The waiver is provided because the submission provided by the Committee on Transportation and Infrastructure was insufficient to meet the standards established by the rule in its current form. The Committee on Rules continues to work with the House Office of Legislative Counsel and committees to determine the steps necessary to comply with the updated rule.

Although the resolution waives all points of order against the amendment in the nature of a substitute made in order as original text, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against the amendments printed in this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee record vote No. 216

Motion by Ms. Slaughter to make in order and provide the appropriate waivers for amendment #60, offered by Rep. Kildee (MI), which provides \$220 million in assistance to Flint, MI and other communities with increased levels of lead in their drinking water. Defeated: 2-7

Majority Members	Vote	Minority Members	Vote
Ms. Foxx	Ms. Slaughter	Yea
Mr. Cole	Mr. McGovern
Mr. Woodall	Nay	Mr. Hastings of Florida	Yea
Mr. Burgess	Nay	Mr. Polis
Mr. Stivers	Nay		
Mr. Collins	Nay		
Mr. Byrne	Nay		
Mr. Newhouse	Nay		
Mr. Sessions, Chairman	Nay		

SUMMARY OF THE AMENDMENTS MADE IN ORDER

1. Shuster (PA): Makes technical and clarifying revisions to H.R. 5303. Includes additional Chief's Reports and Post Authorization Change Reports submitted by the Army Corps of Engineers since May 25, 2016. (10 minutes)

2. Lawrence (MI): Includes gross negligence as an additional reason for obtaining funding following an emergency at a water resources development project. (10 minutes)

3. Babin (TX): Defines parameters and sets guidelines for the scope of "work" under Section 408 review processes. (10 minutes)

4. Babin (TX): Allows for channels which have been "assumed for maintenance" to be considered the same as "authorized" projects. (10 minutes)

5. Black (TN): Directs the Chief of Engineers and Commanding General of the U.S. Army Corps of Engineers to provide guidance on the types of circumstances under which the state-of-the-art provision of the Dam Safety Assurance authority might apply to dam safety repair projects; for corps of engineers district offices to effectively communicate with sponsors to establish and implement cost sharing agreements during dam safety repair projects; and for the corps of engineers to communicate the estimated and final cost sharing amounts, executing agreements, with all cost sharing sponsors. (10 minutes)

6. Blum (IA), Loeb sack (IA), Young, David (IA): Expedites the Cedar River project for flood risk management authorized in the Water Resources Development Act of 2014. (10 minutes)

7. Bost (IL): Authorizes the Corps to consider other potential benefits that may accrue due to rehabilitation of a non-federal levee. (10 minutes)

8. Crawford (AR): Clarifies the Water Infrastructure Finance and Innovation Act (WIFIA) to make project costs incurred and in-kind contributions made before receipt of the WIFIA loan to count toward the 51 percent of the project that must be financed by non-WIFIA dollars. (10 minutes)

9. Dold (IL): Allows projects funded under section 506(c) of the Water Resources Development Act of 2000 to include compatible recreation features, not to exceed 10 percent of the ecosystem restoration costs of the project. (10 minutes)

10. Graves, Garret (LA): Allows the non-federal interest to execute a project or project component when they determine that it can be done at lower cost and/or faster time. It directs 20% of money saved back to treasury, and the rest to other corps projects. (10 minutes)

11. Graves, Garret (LA): Provides criteria for application decisions pursuant to Section 408. (10 minutes)

12. Graves, Garret (LA): Expedites certain flood mitigation priority areas. (10 minutes)

13. Long (MO): Lifts the Army Corps of Engineers' moratorium on the issuance of dock permits for Table Rock Lake and delays the final rule for revising the Shoreline Management Plan. Extends the public comment period and requires a study on the permit fee structure for Table Rock Lake. (10 minutes)

14. McKinley (WV): Requires the Army Corps of Engineers to consider the economic or recreational significance or impact of a lock at the national, State or local level. (10 minutes)

15. Mica (FL): Allows the Secretary to adjust the Benefit Cost Ratio after any portion of the authorized project is completed by the Army Corps using non-federal funds. (10 minutes)

16. Mullin, Markwayne (OK): Transfers to the Department of the Interior land to be held in trust for the benefit of the Muscogee (Creek) Nation, after the Muscogee (Creek) Nation has paid to the Army Corps of Engineers fair market value of the land transferred. (10 minutes)

17. Rouzer (NC): Directs the Army Corps of Engineers to work with local officials to establish a no wake zone in federal navigation channels when certain criteria are met. (10 minutes)

18. Thornberry (TX): Prohibits the U.S. Army Corps of Engineers from removing privately owned cabins on privately owned land at Lake Kemp for an additional 5 years. (10 minutes)

19. Weber (TX): Requires the Army Corps of Engineers to take into account existing studies and data developed by the Gulf Coast Community Protection and Recovery District when conducting the Coastal Texas Protection and Restoration Study. (10 minutes)

20. Young, David (IA): Establishes policy for Corps levees that affect community-owned levees. (10 minutes)

21. Esty (CT): Directs the Secretary to submit a report within one year of enactment on implementation of corrosion prevention activities under section 1033 of the Water Resources Reform and Development Act of 2014 (33 U.S.C. 2350). (10 minutes)

22. Esty (CT), LoBiondo (NJ), Zeldin (NY): Amends section 4009(a) of the Water Resources Reform and Development Act of 2014 (Public Law 113-121; 128 Stat. 1316) to direct the Secretary to conduct a comprehensive assessment and management plan to restore aquatic ecosystems within the coastal waters of the Northeastern United States from the State of Virginia to the State of Maine, including associated bays, estuaries, and critical riverine areas. (10 minutes)

23. Frankel (FL), Curbelo (FL): Provides local communities the option to seek foreign sand sources for shore protection projects. (10 minutes)

24. Green, Al (TX), Green, Gene (TX), Culberson (TX): Allows the Secretary to give priority to flood control projects where (1) such project is already authorized and an executed partnership agreement exists; and (2) the project is in an area where loss of life has occurred due to a flooding event. (10 minutes)

25. Herrera-Beutler (WA): Expands availability of funds for Watercraft Inspection Stations in northwest states. Clarifies that the U.S. Army Corps of Engineers can fund existing watercraft inspection stations. (10 minutes)

TEXT OF AMENDMENTS MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SHUSTER OF PENNSYLVANIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 7, strike lines 1 through 8.

Page 11, line 14, strike “and” at the end.

Page 11, line 16, strike the period at the end and insert “; and”.

Page 11, after line 16, insert the following:

(7) reducing the costs of dredging and dredged material placement or disposal, such as projects that use dredged material for—

(A) construction or fill material;

(B) civic improvement objectives; and

(C) other innovative uses and placement alternatives that produce public economic or environmental benefits.

Page 69, after line 17, insert the following:

SEC. ____ . COST SHARE REQUIREMENT.

The Secretary shall carry out the project for ecosystem restoration and recreation, Los Angeles River, California, as authorized by this Act, substantially in accordance with the terms and conditions described in the Report of the Chief of Engineers, dated December 18, 2015, including, notwithstanding section 2008(c) of the Water Resources Development Act of 2007 (121 Stat. 1074), the recommended cost sharing.

SEC. ____ . PUBLIC ACCESS.

(a) **RECREATIONAL ACCESS PERMITTED.**—The Board of Directors of the Tennessee Valley Authority may approve and allow the construction and use of a floating cabin on waters under the jurisdiction of the Tennessee Valley Authority if—

(1) the floating cabin is maintained by the owner to reasonable health, safety, and environmental standards, as required by the Board of Directors; and

(2) the Tennessee Valley Authority has authorized the use of recreational vessels on such waters.

(b) **FEES.**—The Board of Directors may levy fees on the owner of a floating cabin on waters under the jurisdiction of the Tennessee Valley Authority for purposes of ensuring compliance with subsection (a), so long as such fees are necessary and reasonable for such purposes.

(c) **CONTINUED RECREATIONAL USE.**—With respect to a floating cabin located on waters under the jurisdiction of the Tennessee Valley Authority on the date of enactment of this Act, the Board of Directors—

(1) may not require the removal of such floating cabin—

(A) in the case of a floating cabin that was granted a permit by the Tennessee Valley Authority before the date of enactment of this Act, for a period of 15 years beginning on such date; and

(B) in the case of a floating cabin not granted a permit by the Tennessee Valley Authority before the date of enactment of this Act, for a period of 5 years beginning on such date; and

(2) shall approve and allow the use of the floating cabin on waters under the jurisdiction of the Tennessee Valley Author-

ity at such time, and for such duration, as the floating cabin meets the requirements of subsection (a) and the owner of such cabin has paid any fee levied pursuant to subsection (b).

(d) **NEW CONSTRUCTION.**—The Tennessee Valley Authority may establish regulations to prevent the construction of new floating cabins.

(e) **FLOATING CABIN DEFINED.**—In this section, the term “floating cabin” means every description of watercraft or other floating structure primarily designed and used for human habitation or occupation and not primarily designed or used for navigation or transportation on water.

(f) **SAVINGS PROVISION.**—Nothing in this section restricts the ability of the Tennessee Valley Authority to enforce reasonable health, safety, or environmental standards.

SEC. __. TRIBAL DISPLACEMENT.

(a) **IN GENERAL.**—The Comptroller General of the United States shall conduct a study related to any remaining Federal obligations to Indian people displaced by the construction of the Bonneville Dam, the Dalles Dam, or the John Day Dam on the Columbia River in Oregon and Washington.

(b) **FACTORS.**—The study shall include—

(1) a determination as to the number and location of Indian people displaced by the construction of the Bonneville Dam, the Dalles Dam, or the John Day Dam;

(2) a determination of the amounts and types of assistance provided by the Federal Government to Indian people displaced by the construction of such dams to the present; and

(3) a determination of whether and how much assistance is necessary to meet any remaining Federal obligations to compensate Indian people displaced by the construction of such dams.

(c) **REPORT.**—Not later than 1 year after the date of enactment of this Act, the Comptroller General shall submit to Congress a report on the results of the study.

SEC. __. DROUGHT EMERGENCIES.

(a) **AUTHORIZED ACTIVITIES.**—With respect to a State in which a drought emergency is in effect on the date of enactment of this Act, or was in effect at any time during the 1-year period ending on such date of enactment, and upon the request of the Governor of the State, the Secretary is authorized to—

(1) prioritize the updating of the water control manuals for control structures under the jurisdiction of the Secretary that are located in the State; and

(2) incorporate into the update seasonal operations for water conservation and water supply for such control structures.

(b) **COORDINATION.**—The Secretary shall carry out the update under subsection (a) in coordination with all appropriate Federal agencies, elected officials, and members of the public.

SEC. __. GAO STUDY.

(a) **IN GENERAL.**—Not later than 1 year after the date of enactment of this Act, the Comptroller General of the United States shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives an analysis of the President’s

budget requests for the Corps of Engineers Civil Works Program for each of fiscal years 2008 through 2017.

(b) CONSIDERATIONS.—The analysis to be submitted under subsection (a) shall evaluate—

(1) the extent to which there is geographic diversity among the projects included in such budget requests; and

(2) whether the methodologies used by the Corps of Engineers to calculate benefit-cost ratios for projects impact the geographic diversity of projects included in such budget requests.

Page 75, strike lines 9 and 10.

Page 75, strike lines 14 and 15 and insert the following:

(1) Project for flood damage reduction and environmental restoration, Hamilton City, California.

Page 75, line 23, strike “\$5,000,000,000” and insert “\$10,000,000,000”.

Page 78, line 17, strike “\$5,000,000,000” and insert “\$10,000,000,000”.

Page 92, after line 25, insert the following:

(c) INVENTORY.—In carrying out the update under subsection (a), the Secretary shall include an inventory of those lands that are not necessary to carry out the authorized purposes of the project.

Page 93, lines 14 and 15, strike “September 30, 2016, \$31,233,401” and insert “December 31, 2016, \$31,344,841.65”.

Page 106, strike line 6 and all that follows before line 7 and insert the following:

(1) NAVIGATION.—

A. State	B. Name	C. Date of Report of Chief of Engi- neers	D. Estimated Costs
1. TX	Brazos Island Harbor	Nov. 3, 2014	Federal: \$116,116,000 Non-Federal: \$88,471,000 Total: \$204,587,000
2. LA	Calcasieu Lock	Dec. 2, 2014	Total: \$16,700,000 (to be derived ½ from the general fund of the Treasury and ½ from the Inland Waterways Trust Fund)
3. NH, ME	Portsmouth Harbor and Piscataqua River	Feb. 8, 2015	Federal: \$15,580,000 Non-Federal: \$5,190,000 Total: \$20,770,000

A. State	B. Name	C. Date of Report of Chief of Engi- neers	D. Estimated Costs
4. FL	Port Everglades	Jun. 25, 2015	Federal: \$220,200,000 Non-Federal: \$102,500,000 Total: \$322,700,000
5. AK	Little Diomedes Harbor	Aug. 10, 2015	Federal: \$26,015,000 Non-Federal: \$2,945,000 Total: \$28,960,000
6. SC	Charleston Harbor	Sep. 8, 2015	Federal: \$224,300,000 Non-Federal: \$269,000,000 Total: \$493,300,000
7. AK	Craig Harbor	Mar. 16, 2016	Federal: \$29,062,000 Non-Federal: \$3,255,000 Total: \$32,317,000
8. PA	Upper Ohio	Sep. 12, 2016	Federal: \$1,324,235,500 Non-Federal: \$1,324,235,500 Total: \$2,648,471,000

Page 109, strike line 1 and all that follows before line 2 and insert the following:

(4) ECOSYSTEM RESTORATION.—

A. State	B. Name	C. Date of Report of Chief of Engi- neers	D. Estimated Costs
1. FL	Central Everglades	Dec. 23, 2014	Federal: \$976,375,000 Non-Federal: \$974,625,000 Total: \$1,951,000,000

A. State	B. Name	C. Date of Report of Chief of Engi- neers	D. Estimated Costs
2. WA	Skokomish River	Dec. 14, 2015	Federal: \$12,782,000 Non-Federal: \$6,882,000 Total: \$19,664,000
3. WA	Puget Sound	Sep. 16, 2016	Federal: \$293,558,000 Non-Federal: \$158,069,000 Total: \$451,627,000

Page 110, before line 3, insert the following:

(8) HURRICANE AND STORM DAMAGE RISK REDUCTION AND ECOSYSTEM RESTORATION.—

A. State	B. Name	C. Date of Report of Chief of Engi- neers	D. Estimated Costs
1. LA	Southwest Coastal Lou- isiana	Jul. 29, 2016	Federal: \$2,011,280,000 Non-Federal: \$1,082,997,000 Total: \$3,094,277,000

Page 110, strike line 3 and all that follows through the end of the table following line 4 and insert the following:

(9) DEAUTHORIZATIONS, MODIFICATIONS, AND OTHER PROJECTS.—

A. State	B. Name	C. Date of Decision Docu- ment	D. Estimated Costs
1. TX	Upper Trinity River	May 21, 2008	Federal: \$526,500,000 Non-Federal: \$283,500,000 Total: \$810,000,000

A. State	B. Name	C. Date of Decision Docu- ment	D. Estimated Costs
2. KY	Green River Locks and Dams 3, 4, 5, 6 and Barren River Lock and Dam 1 Disposition	Apr. 30, 2015	Federal: \$0 Non-Federal: \$0 Total: \$0
3. KS, MO	Turkey Creek Basin	May 13, 2016	Federal: \$97,067,750 Non-Federal: \$55,465,250 Total: \$152,533,000
4. KY	Ohio River Shoreline	May 13, 2016	Federal: \$20,309,900 Non-Federal: \$10,936,100 Total: \$31,246,000
5. MO	Blue River Basin	May 13, 2016	Federal: \$34,860,000 Non-Federal: \$11,620,000 Total: \$46,480,000
6. FL	Picayune Strand	Jul. 15, 2016	Federal: \$308,983,500 Non-Federal: \$308,983,500 Total: \$617,967,000
7. MO	Swope Park Industrial Area, Blue River	Jul. 15, 2016	Federal: \$20,205,250 Non-Federal: \$10,879,750 Total: \$31,085,000

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LAWRENCE OF MICHIGAN OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

Page 29, line 7, strike “, or that” and insert “or gross negligence, or that”.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BABIN OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . WORK DEFINED.

Section 14 of the Act of March 3, 1899 (30 Stat. 1152, chapter 425; 33 U.S.C. 408), is amended—

(1) by striking “It shall not be lawful” and inserting the following:

“(a) IN GENERAL.—It shall not be lawful”; and

(2) by adding at the end the following:

“(b) WORK DEFINED.—

“(1) IN GENERAL.—In this section, the term ‘work’ means engineered structures that serve a particular function.

“(2) INCLUSIONS.—In this section, the term ‘work’ includes only structures of like kind with those identified in subsection (a).

“(3) EXCLUSIONS.—In this section, the term ‘work’ does not include—

“(A) the river channel as such, whether or not dredging is necessary to maintain navigational depths;

“(B) unimproved real estate; or

“(C) a particular feature or structure merely because the feature or structure is present within a Federal project.”.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BABIN OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . AUTHORIZATION OF FEDERALLY MAINTAINED TRIBUTARY CHANNELS AS PART OF CHANNEL SYSTEM.

A project that has been assumed for maintenance by the Secretary under any authority granted by Congress shall—

(1) be treated as a project authorized by Congress; and

(2) be planned, operated, managed, or modified in a manner consistent with authorized projects.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLACK OF TENNESSEE OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . DAM SAFETY REPAIR PROJECTS.

The Secretary shall issue guidance—

(1) on the types of circumstances under which the requirement in section 1203(a) of the Water Resources Development Act of 1986 (33 U.S.C. 467n(a)) relating to state-of-the-art design or construction criteria deemed necessary for safety purposes applies to a dam safety repair project;

(2) to assist district offices of the Corps of Engineers in communicating with non-Federal interests when entering into and implementing cost-sharing agreements for dam safety repair projects; and

(3) to assist the Corps of Engineers in communicating with non-Federal interests concerning the estimated and final cost-

share responsibilities of the non-Federal interests under agreements for dam safety repair projects.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BLUM OF IOWA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . EXPEDITED COMPLETION OF AUTHORIZED PROJECT FOR FLOOD RISK MANAGEMENT.

The Secretary shall expedite the completion of the project for flood risk management, Cedar River, Cedar Rapids, Iowa, authorized by item 3 of the table in section 7002(2) of the Water Resources Development Act of 2014 (Public Law 113–121; 128 Stat. 1366).

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BOST OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. 1 ____ . REVIEW OF BENEFITS.

When reviewing requests for repair or restoration of a flood risk management project under the authority of section 5(a)(1) of the Act of August 18, 1941, (33 U.S.C. 701n(a)(1)), the Army Corps of Engineers is authorized to consider all benefits to the public that may accrue from the proposed rehabilitation work, including, flood risk management, navigation, recreation, and ecosystem restoration.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE CRAWFORD OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . WATER INFRASTRUCTURE FINANCE AND INNOVATION.

Section 5029(b) of the Water Infrastructure Finance and Innovation Act of 2014 (33 U.S.C. 3908(b)) is amended—

(1) in paragraph (7)—

(A) by striking “The Secretary” and inserting the following:

“(A) IN GENERAL.—Except as provided in subparagraph (B), the Secretary”; and

(B) by adding at the end the following:

“(B) FINANCING FEES.—On request of an eligible entity, the Secretary or the Administrator, as applicable, shall allow the fees under subparagraph (A) to be financed as part of the loan.”; and

(2) by adding at the end the following:

“(10) CREDIT.—Any eligible project costs incurred and the value of any integral in-kind contributions made before receipt of assistance under this subtitle shall be credited toward the 51 percent of project costs to be provided by sources of funding other than a secured loan under this subtitle (as described in paragraph (2)(A)).”.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE DOLD OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. 1 ____ . FEDERAL COST LIMITATION OF ECOSYSTEM RESTORATION COSTS FOR CERTAIN PROJECTS.

Section 506(c) of the Water Resources Development Act of 2000 is amended by adding at the end the following:

“(5) A project carried out pursuant to this subsection may include compatible recreation features as determined by the Secretary, except that the Federal cost of such features may not exceed 10 percent of the ecosystem restoration costs of the project.”.

10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAVES OF LOUISIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . NON-FEDERAL INTEREST SELECTION.

(a) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, in carrying out an authorized and funded water resources development project, the Secretary shall solicit and accept bids from non-Federal interests. If a non-Federal interest can demonstrate greater cost effectiveness and project delivery efficiency than the Corps of Engineers for such project, the Secretary shall transfer the funds to the non-Federal interest for project completion.

(b) SAVINGS.—Funds saved in project delivery by a non-Federal interest under subsection (a) shall be used as follows:

- (1) 20 percent for deficit reduction.
- (2) 80 percent for other projects of the Army Corps of Engineers.

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAVES OF LOUISIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . LOCAL FLOOD PROTECTION WORKS.

(1) IN GENERAL.—Permission for alterations by a non-Federal interest to a Federal levee, floodwall, or flood risk management channel project and associated features may be granted by a District Engineer of the Department of the Army or an authorized representative.

(2) TIMELY APPROVAL OF PERMITS.—On the date that is 120 days after the date on which the Secretary receives an application for a permit pursuant to section 14 of the Act of March 3, 1899 (commonly known as the “Rivers and Harbors Appropriation Act of 1899”) (33 U.S.C. 408), the application shall be approved if—

- (A) the Secretary has not made a determination on the approval or disapproval of the application; and

(B) the plans detailed in the application were prepared and certified by a professional engineer licensed by the State in which the project is located.

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GRAVES OF LOUISIANA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . FLOOD MITIGATION AND RIVERINE RESTORATION PROGRAM.

The Secretary shall expedite carrying out the projects listed under paragraphs (29) through (33) of section 212(e) of the Water Resources Development Act of 1999 (33 U.S.C. 2332(e)) and is authorized to proceed to construction on such any such project if the Chief of Engineers determines the project is feasible.

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LONG OF MISSOURI OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . TABLE ROCK LAKE, ARKANSAS AND MISSOURI.

(a) IN GENERAL.—Notwithstanding any other provision of law, the Secretary—

(1) shall include a 60-day public comment period for a Table Rock Lake Master Plan and Table Rock Lake Shoreline Management Plan revision; and

(2) shall not finalize a revision for the Table Rock Lake Master Plan and Table Rock Lake Shoreline Management Plan during the 5-year period beginning on the date of enactment of this Act.

(b) SHORELINE USE PERMITS.—During the period described in subsection (a)(2), the Secretary shall lift or suspend the moratorium on the issuance of new, and modifications to existing, shoreline use permits based on the existing Table Rock Lake Master Plan and Table Rock Lake Shoreline Management Plan.

(c) STUDY.—

(1) IN GENERAL.—The Secretary shall—

(A) carry out a study on the need to revise permit fees relating to Table Rock Lake to better reflect the cost of issuing those fees and achieve cost savings; and

(B) submit to Congress a report on the results of the study described in subparagraph (A).

(2) REQUIREMENT.—The Secretary shall complete the study under paragraph (1)(A) before adopting any revision to the Table Rock Lake Shoreline Management Plan.

14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MCKINLEY OF WEST VIRGINIA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . DISPOSITION STUDIES.

In carrying out any disposition study for a project of the Corps of Engineers (including a study under section 216 of the Flood Control Act of 1970 (33 U.S.C. 549a)), the Secretary shall consider the extent to which the property has economic or recreational significance or impacts at the national, State, or local level.

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MICA OF FLORIDA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. 1 ____ . ADJUSTMENT TO COST BENEFIT RATIO.

For any navigation project carried out by the Army Corps of Engineers with non-Federal funds, the Secretary may, after completion of any portion of the authorized project, adjust the authorized benefit cost ratio.

16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MULLIN OF OKLAHOMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . LAND TRANSFER AND TRUST LAND FOR THE MUSCOGEE (CREEK) NATION.**(a) TRANSFER.—**

(1) **IN GENERAL.**—Subject to paragraph (2) and for the consideration described in subsection (c), the Secretary shall transfer to the Secretary of the Interior the land described in subsection (b) to be held in trust for the benefit of the Muscogee (Creek) Nation.

(2) **CONDITIONS.**—The land transfer under this subsection shall be subject to the following conditions:

(A) The transfer—

(i) shall not interfere with the Corps of Engineers operation of the Eufaula Lake Project or any other authorized civil works projects; and

(ii) shall be subject to such other terms and conditions as the Secretary determines to be necessary and appropriate to ensure the continued operation of the Eufaula Lake Project or any other authorized civil works project.

(B) The Secretary shall retain the right to inundate with water the land transferred to the Secretary of the Interior under this subsection, as necessary to carry out an authorized purpose of the Eufaula Lake Project or any other civil works project.

(C) No gaming activities may be conducted on the land transferred under this subsection.

(b) LAND DESCRIPTION.—

(1) **IN GENERAL.**—The land to be transferred pursuant to subsection (a) is the approximately 18.38 acres of land located in the Northwest Quarter (NW 1/4) of sec. 3, T. 10 N., R. 16 E., McIntosh County, Oklahoma, generally depicted as “USACE” on the map entitled “Muscogee (Creek) Nation Proposed Land Acquisition” and dated October 16, 2014.

(2) SURVEY.—The exact acreage and legal description of the land to be transferred under subsection (a) shall be determined by a survey satisfactory to the Secretary and the Secretary of the Interior.

(c) CONSIDERATION.—The Muscogee (Creek) Nation shall pay—

(1) to the Secretary an amount that is equal to the fair market value of the land transferred under subsection (a), as determined by the Secretary, which funds may be accepted and expended by the Secretary; and

(2) all costs and administrative expenses associated with the transfer of land under subsection (a), including the costs of—

(A) the survey under subsection (b)(2);

(B) compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); and

(C) any coordination necessary with respect to requirements related to endangered species, cultural resources, clean water, and clean air.

17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROUZER OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. ____ . NO WAKE ZONES FOR VESSELS.

The Secretary shall work with State and local officials to establish a no wake zone for vessels in a federally marked or maintained navigation channel if—

(1) the channel is part of the Atlantic Intracoastal Waterway;

(2) State or local law enforcement officers have documented that there exist safety hazards that are a direct result of excessive wakes in the channel;

(3) State or local laws have been enacted to establish a no wake zone for the channel or waters adjacent to the channel; and

(4) the Commandant of the Coast Guard determines that the no wake zone protects the safety of—

(A) a vessel transiting the channel; and

(B) the crew and passengers aboard the vessel.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE THORBERRY OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. 1 ____ . LAKE KEMP, TEXAS.

Section 3149(a) of the Water Resources Development Act of 2007 is amended—

(1) by striking “2020” and inserting “2025”; and

(2) by striking “this Act” and inserting “the Water Resources Development Act of 2016”.

19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE WEBER OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . COASTAL TEXAS ECOSYSTEM PROTECTION AND RESTORATION, TEXAS.

In carrying out the comprehensive planning authorized by section 4091 of the Water Resources Development Act of 2007 (Public Law 110–114; 121 Stat. 1187), the Secretary shall consider studies, data, and information developed by the Gulf Coast Community Protection and Recovery District to expedite completion of the plan.

20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE YOUNG OF IOWA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

The end of title I, add the following:

SEC. ____ . CORPS LEVEES THAT AFFECT COMMUNITY-OWNED LEVEES.

Where Federally owned and operated levees increase flood risk and compromise the accreditation of community-owned local flood protection systems, it shall be the policy of the Corps of Engineers to act expeditiously with actions required to authorize, fund, identify, and implement improvements to reduce and negate negative impacts to community-owned flood protection system accreditation.

21. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ESTY OF CONNECTICUT OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . CORROSION PREVENTION.

Section 1033 of the Water Resources Reform and Development Act of 2014 (33 U.S.C. 2350) is amended by adding at the end the following:

“(d) REPORT.—Not later than 1 year after the date of enactment of this subsection, and annually thereafter, the Secretary shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the corrosion prevention activities encouraged under this section that includes—

“(1) a description of the actions the Secretary has taken to implement this section; and

“(2) a description of the projects utilizing corrosion prevention activities, including which activities were undertaken.”.

22. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ESTY OF CONNECTICUT OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . NORTH ATLANTIC COASTAL REGION.

Section 4009 of the Water Resources Reform and Development Act of 2014 (Public Law 113-121; 128 Stat. 1316) is amended—

(1) in subsection (a) by striking “a study to determine the feasibility of carrying out projects” and inserting “a comprehensive assessment and management plan”;

(2) in subsection (b)—

(A) in the subsection heading by striking “STUDY” and inserting “ASSESSMENT AND PLAN”; and

(B) in the matter preceding paragraph (1), by striking “study” and inserting “assessment and plan”; and

(3) in subsection (c)(1) by striking “study” and inserting “assessment and plan”.

23. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE FRANKEL OF FLORIDA OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . ACQUISITION OF BEACH FILL.

Section 935 of the Water Resources Development Act of 1986 (33 U.S.C. 2299) is amended by striking “if such materials are not available from domestic sources for environmental or economic reasons”.

24. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GREEN OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, insert the following:

SEC. ____ . PRIORITIZATION OF CERTAIN PROJECTS.

The Secretary shall give priority to a project for flood risk management if—

(1) there is an executed project partnership agreement for the project; and

(2) the project is located in an area—

(A) in which there has been a loss of life due to flood events; and

(B) with respect to which the President has declared that a major disaster or emergency exists under section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170).

25. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HERRERA BEUTLER OF WASHINGTON OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

At the end of title I, add the following:

SEC. 1 ____ . WATERCRAFT INSPECTION STATIONS.

Section 104 of the River and Harbor Act of 1958 (33 U.S.C. 610) is amended—

(1) in subsection (d)—

(A) by striking paragraph (1) and inserting the following:

“(1) IN GENERAL.—In carrying out this section, the Secretary may establish, operate, and maintain new or existing watercraft inspection stations to protect the Columbia River Basin to be located in the States of Idaho, Montana, Oregon, and Washington at locations, as determined by the Secretary in consultation with such States with the highest likelihood of preventing the spread of aquatic invasive species at reservoirs operated and maintained by the Secretary. The Secretary shall also assist the States referred to in this paragraph with rapid response of any Quagga or Zebra mussel infestation.”.

(B) in paragraph (3) by inserting “Governors of the” before “States”; and

(2) in subsection (e) by striking paragraph (3) and inserting the following:
“(3) assist the States in early detection of Quagga and Zebra mussels;”.

