

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 3080
OFFERED BY MR. DEUTCH OF FLORIDA**

Page 32, after line 25, insert the following:

1 (d) FINANCIAL PENALTY PROVISIONS.—

2 (1) IN GENERAL.—The President, in consulta-
3 tion with the Secretary, shall establish a program to
4 provide for the following:

5 (A) If a Federal agency fails to render a
6 decision under Federal law for completing a re-
7 port of the Chief of Engineers relating to a
8 water resource project, the funds made avail-
9 able to support the office of the head of that
10 Federal agency shall be reduced by \$20,000.
11 Such funds shall be made available to the divi-
12 sion of the Federal agency that is responsible
13 for rendering the decision.

14 (B) If 90 days have passed and a decision
15 has still not been rendered, the funds made
16 available to support the office of the head of the
17 Federal agency shall be reduced by \$20,000,
18 and once each week thereafter, until a final de-
19 cision is rendered. Such funds shall be made

1 available to the State, local, or private entity di-
2 rectly involved in the water resource project
3 that is impacted by the delay. The State, local,
4 or private entity shall use the funds toward
5 costs of the water resource project.

6 (C) The State, local, or private entity shall
7 submit a detailed report describing how the
8 funds were used in the water resource project.
9 The State, local, or private entity can be au-
10 dited by the Federal agency regarding how the
11 funds were used.

12 (D) If the State, local, or private entity
13 uses the funds for a purpose other than the
14 water resource project, the Federal agency may
15 seek reimbursement of the funds.

16 (2) EXCEPTION.—In establishing the program
17 under paragraph (1), the President, in consultation
18 with the Secretary, shall ensure that funds will not
19 be reduced from the head of a Federal agency, if the
20 head of the Federal agency notifies, with a detailed
21 explanation, the lead agency, cooperating agencies,
22 and other non-Federal entities involved in the
23 project that the delay could not be avoided.

