

**AMENDMENT TO RULES COMMITTEE PRINT 115-**

**72**

**OFFERED BY MR. SHUSTER OF PENNSYLVANIA**

Strike section 119 and insert the following:

1 **SEC. 119. ACKNOWLEDGMENT OF CREDIT.**

2 (a) CREDIT.—Section 7007(a) of the Water Re-  
3 sources Development Act of 2007 (121 Stat. 1277; 128  
4 Stat. 1226) is amended—

5 (1) by striking “before, on, or after the date of  
6 the execution of the partnership agreement for the  
7 study or project”; and

8 (2) by adding at the end the following: “Not-  
9 withstanding section 221(a)(4)(C)(i) of the Flood  
10 Control Act of 1970 (42 U.S.C. 1962d-  
11 5b(a)(4)(C)(i)), the Secretary may provide credit for  
12 work carried out during the period beginning on No-  
13 vember 8, 2007, and ending on the date of enact-  
14 ment of the Water Resources Development Act of  
15 2018 by the non-Federal interest for a project under  
16 this title if the Secretary determines that the work  
17 is integral to the project and was carried out in ac-  
18 cordance with the laws specified in section  
19 5014(i)(2)(A) of the Water Resources Reform and

1 Development Act of 2014 (128 Stat. 1331) and all  
2 other applicable Federal laws.”.

3 (b) APPLICATION OF CREDIT.—Section 7007(d) of  
4 the Water Resources Development Act of 2007 (121 Stat.  
5 1277; 128 Stat. 1226) is amended by inserting “, or may  
6 be applied to reduce the amounts required to be paid by  
7 the non-Federal interest under the terms of the deferred  
8 payment agreements for the projects authorized in section  
9 7012(a)(1)” before the period at the end.

Page 23, line 12, strike “note(b)(8))” and insert  
“note)”.

At the end of title I, add the following:

10 **SEC. 144. OLD RIVER CONTROL STRUCTURE, LOUISIANA.**

11 (a) IN GENERAL.—Not later than 180 days after the  
12 date of enactment of this Act, the Secretary shall submit  
13 to the Committee on Transportation and Infrastructure  
14 of the House of Representatives and the Committee on  
15 Environment and Public Works of the Senate a report on  
16 the structure and operations plan for the Old River control  
17 structure authorized by the Flood Control Act of 1954 (68  
18 Stat. 1258) based on the best available science, improved  
19 monitoring capabilities, and other factors as determined  
20 by the Secretary, including consideration of—

21 (1) flood control;

- 1 (2) navigational conditions;
- 2 (3) water supply; and
- 3 (4) ecosystem restoration and ecological produc-
- 4 tivity.

5 (b) PUBLIC PARTICIPATION.—In developing the re-

6 port required by subsection (a), the Secretary shall provide

7 opportunity for public input and stakeholder engagement,

8 including public meetings.

9 **SEC. 145. DREDGE PILOT PROGRAM.**

10 (a) IN GENERAL.—The Secretary is authorized to

11 carry out a pilot program to award contracts with a dura-

12 tion of up to five years for the operation and maintenance

13 of harbors and inland harbors referred to in section

14 210(a)(2) of the Water Resources Development Act of

15 1986 (33 U.S.C. 2238(a)(2)).

16 (b) SCOPE.—In carrying out the pilot program under

17 subsection (a), the Secretary may award a contract de-

18 scribed in such subsection, which may address one or more

19 harbors or inland harbors in a geographical region, if the

20 Secretary determines that the contract provides cost sav-

21 ings compared to the awarding of such work on an annual

22 basis.

23 (c) REPORT TO CONGRESS.—Not later than one year

24 after the date on which the first contract is awarded pur-

25 suant to the pilot program carried out under subsection

1 (a), the Secretary shall submit to Congress a report evalu-  
2 ating, with respect to the pilot program and any contracts  
3 awarded under the pilot program—

4 (1) cost effectiveness;

5 (2) reliability and performance;

6 (3) cost savings attributable to mobilization and  
7 demobilization of dredge equipment; and

8 (4) response times to address navigational im-  
9 pediments.

10 (d) SUNSET.—The authority of the Secretary to enter  
11 into contracts pursuant to the pilot program carried out  
12 under subsection (a) shall expire on the date that is 10  
13 years after the date of enactment of this Act.

14 **SEC. 146. DISPOSITION OF PROJECTS.**

15 (a) IN GENERAL.—In carrying out a disposition  
16 study for a project of the Corps of Engineers, or a sepa-  
17 rable element of such a project, including a disposition  
18 study under section 216 of the Flood Control Act of 1970  
19 (33 U.S.C. 549a), the Secretary shall consider modifica-  
20 tions that would improve the overall quality of the environ-  
21 ment in the public interest, including removal of the  
22 project or separable element of a project.

23 (b) DISPOSITION STUDY TRANSPARENCY.—The Sec-  
24 retary shall carry out disposition studies described in sub-  
25 section (a) in a transparent manner, including by—

1 (1) providing opportunities for public input; and

2 (2) publishing the final disposition studies.

3 (c) REMOVAL OF INFRASTRUCTURE.—For disposition  
4 studies described in subsection (a) in which the Secretary  
5 determines that a Federal interest no longer exists, and  
6 makes a recommendation of removal of the project or sep-  
7 arable element of a project, the Secretary is authorized  
8 to pursue removal of the project or separable element of  
9 a project using—

10 (1) existing authorities, as considered appro-  
11 priate by the Secretary; or

12 (2) partnerships with other Federal agencies  
13 and non-Federal entities with appropriate capabili-  
14 ties to undertake infrastructure removal.

Page 52, after line 24, insert the following:

15 (21) Project for flood damage reduction, West-  
16 minster-East Garden Grove, California.

17 (22) Project for hurricane and storm damage  
18 risk reduction and ecosystem restoration, Southwest  
19 Coastal Louisiana, Louisiana, authorized by section  
20 1401(8) of the Water Resources Development Act of  
21 2016 (130 Stat.1715).

22 (23) Project for navigation and channel deep-  
23 ening, Baptiste Collette Bayou, Louisiana, under

1 section 203 of the Water Resources Development  
2 Act of 1986 (33 U.S.C. 2231).

3 (24) Project for navigation and channel deep-  
4 ening, Houma Navigation Canal, Louisiana, under  
5 section 203 of the Water Resources Development  
6 Act of 1986 (33 U.S.C. 2231).

7 (25) Project for navigation and channel deep-  
8 ening, Bayou Lafourche, Louisiana, under section  
9 203 of the Water Resources Development Act of  
10 1986 (33 U.S.C. 2231).

Strike section 308 and insert the following:

11 **SEC. 308. KISSIMMEE RIVER RESTORATION, CENTRAL AND**  
12 **SOUTHERN FLORIDA.**

13 Not later than 30 days after the date of enactment  
14 of this Act, the Secretary shall submit to the Committee  
15 on Transportation and Infrastructure of the House of  
16 Representatives and the Committee on Environment and  
17 Public Works of the Senate a report on the total estimated  
18 value of in-kind contributions made by the non-Federal  
19 interest with respect to the following six actions, as de-  
20 scribed in the final report of the Director of Civil Works  
21 on the Central and Southern Florida Project, Kissimmee  
22 River Restoration Project, dated April 27, 2018:

23 (1) Shady Oaks Fish Camp land preparation.

24 (2) Rocks Fish Camp land preparation.

1           (3) Levee breaching of Sparks Candler and  
2 Bronson Levees.

3           (4) Packingham Slough construction related to  
4 land acquisition.

5           (5) Engineering analysis of River Acres engi-  
6 neering solution.

7           (6) Small local levee modifications.

At the end of title III, add the following:

8 **SEC. 311. BOSTON HARBOR RESERVED CHANNEL**  
9 **DEAUTHORIZATIONS.**

10 (a) 40-FOOT RESERVED CHANNEL.—

11           (1) IN GENERAL.—The portions of the project  
12 for navigation, Boston Harbor, Massachusetts, au-  
13 thorized by the first section of the Act of October  
14 17, 1940 (54 Stat. 1198, chapter 895) and modified  
15 by section 101 of the River and Harbor Act of 1958  
16 (72 Stat. 297), section 101(a)(13) of the Water Re-  
17 sources Development Act of 1990 (104 Stat. 4607),  
18 and section 7002(1) of the Water Resources Reform  
19 and Development Act of 2014 (128 Stat. 1365) de-  
20 scribed in paragraph (2) are no longer authorized  
21 beginning on the date of enactment of this Act.

22           (2) AREAS DESCRIBED.—

23           (A) FIRST AREA.—The first areas de-  
24 scribed in this paragraph are—

1 (i) beginning at a point N.  
2 2950154.45, E. 785995.64;

3 (ii) running southwesterly about  
4 1451.63 feet to a point N. 2950113.83, E.  
5 784544.58;

6 (iii) running southeasterly about  
7 54.00 feet to a point N. 2950059.85, E.  
8 784546.09;

9 (iv) running southwesterly about  
10 1335.82 feet to a point N. 2950022.48, E.  
11 783210.79;

12 (v) running northwesterly about 83.00  
13 feet to a point N. 2950105.44, E.  
14 783208.47;

15 (vi) running northeasterly about  
16 2787.45 feet to a point N. 2950183.44, E.  
17 785994.83; and

18 (vii) running southeasterly about  
19 29.00 feet to the point described in clause  
20 (i).

21 (B) SECOND AREA.—The second areas de-  
22 scribed in this paragraph are—

23 (i) beginning at a point N.  
24 2950502.86, E. 785540.84;



1 (ii) running northeasterly about 46.11  
2 feet to a point N2950504.16, E785586.94;

3 (iii) running southwesterly about  
4 25.67 feet to a point N. 2950480.84, E.  
5 785576.18;

6 (iv) running southwesterly to a point  
7 N. 2950414.32, E. 783199.83;

8 (v) running northwesterly about 8.00  
9 feet to a point N. 2950422.32, E.  
10 783199.60;

11 (vi) running northeasterly about  
12 2342.58 feet to a point N. 2950487.87, E.  
13 785541.26; and

14 (vii) running northwesterly about  
15 15.00 feet to the point described in clause  
16 (i).

17 (b) 35-FOOT RESERVED CHANNEL.—

18 (1) IN GENERAL.—The portions of the project  
19 for navigation, Boston Harbor, Massachusetts, au-  
20 thorized by the first section of the Act of October  
21 17, 1940 (54 Stat. 1198, chapter 895) and modified  
22 by section 101 of the River and Harbor Act of 1958  
23 (72 Stat. 297) described in paragraph (2) are no  
24 longer authorized beginning on the date of enact-  
25 ment of this Act.

1 (2) AREAS DESCRIBED.—

2 (A) FIRST AREA.—The first areas de-  
3 scribed in this paragraph are—

4 (i) beginning at a point N.  
5 2950143.44, E. 787532.14;

6 (ii) running southeasterly about 22.21  
7 feet to a point N. 2950128.91, E.  
8 787548.93;

9 (iii) running southwesterly about  
10 4,339.42 feet to a point N. 2950007.48, E.  
11 783211.21;

12 (iv) running northwesterly about  
13 15.00 feet to a point N. 2950022.48, E.  
14 783210.79; and

15 (v) running northeasterly about  
16 4,323.05 feet to the point described in  
17 clause (i).

18 (B) SECOND AREA.—The second areas de-  
19 scribed in this paragraph are—

20 (i) beginning at a point N.  
21 2950502.86, E. 785540.84;

22 (ii) running southeasterly about 15.00  
23 feet to a point N. 2950487.87, E.  
24 785541.26;

1 (iii) running southwesterly about  
2 2342.58 feet to a point N. 2950422.32, E.  
3 783199.60;

4 (iv) running southeasterly about 8.00  
5 feet to a point N. 2950414.32, E.  
6 783199.83;

7 (v) running southwesterly about  
8 1339.12 feet to a point N. 2950376.85, E.  
9 781861.23;

10 (vi) running northwesterly about  
11 23.00 feet to a point N. 2950399.84, E.  
12 781860.59; and

13 (vii) running northeasterly about  
14 3681.70 feet to the point described in  
15 clause (i).

16 **SEC. 312. CONTINUED AUTHORIZATION OF CERTAIN**  
17 **PROJECTS.**

18 Notwithstanding the third sentence of section  
19 1001(b)(2) of the Water Resources Development Act of  
20 1986 (33 U.S.C. 579a(b)(2)), projects and separable ele-  
21 ments of projects identified in the fiscal year 2017 report  
22 prepared in accordance with such section and submitted  
23 to Congress on December 15, 2016, shall not be deauthor-  
24 ized unless such projects and separable elements meet the

1 requirements of section 1301(b)(1)(A) of the Water Re-  
2 sources Development Act of 2016 (130 Stat. 1687).

