

AMENDMENT TO RULES COMMITTEE
PRINT 115-72
OFFERED BY MR. MAST OF FLORIDA

At the end of title I, add the following:

1 **SEC. ____ . CLARIFICATION FOR INTEGRAL DETERMINA-**
2 **TION.**

3 (a) WRDA 2000.—Section 601(e)(5)(B) of the
4 Water Resources Development Act of 2000 (Public Law
5 106-541) is amended to read as follows:

6 “(B) WORK.—The Secretary may provide
7 credit, including in-kind credit, toward the non-
8 Federal share for the reasonable cost of any
9 work performed in connection with a study,
10 preconstruction engineering and design, or con-
11 struction that is necessary for the implementa-
12 tion of the Plan if—

13 “(i)(I) the credit is provided for work
14 completed during the period of design, as
15 defined in a design agreement between the
16 Secretary and the non-Federal sponsor;

17 “(II) the credit is provided for work
18 completed during the period of construc-
19 tion, as defined in a project cooperation

1 agreement for an authorized project be-
2 tween the Secretary and the non-Federal
3 sponsor;

4 “(III) the credit is provided for work
5 carried out before the date of the partner-
6 ship agreement between the Secretary and
7 the non-Federal sponsor, as defined in an
8 agreement between the Secretary and the
9 non-Federal sponsor providing for such
10 credit; or

11 “(IV) the credit is provided for work
12 carried out by the non-Federal sponsor in
13 the implementation of an authorized
14 project implementation report, and such
15 work was defined in an agreement between
16 the Secretary and the non-Federal sponsor
17 prior to the execution of such work;

18 “(ii) the agreement prescribes the
19 terms and conditions of the credit, includ-
20 ing in the case of credit provided under
21 clause (i)(iii) conditions relating to design
22 and construction; and

23 “(iii) the Secretary determines that
24 the work performed by the non-Federal
25 sponsor is integral to the project.”.

1 (b) TIMING.—Section 601(e)(5) of the Act referred
2 to in subsection (a) is further amended by inserting after
3 subparagraph (B) the following (and redesignating any
4 subparagraphs accordingly):

5 “(C) TIMING.—In any case in which the
6 Secretary approves credit under subparagraph
7 (B), in writing or by electronic agreement with
8 the non-Federal sponsor, the Secretary shall
9 provide such credit for work completed during
10 the period of construction under an agreement
11 that prescribes the terms and conditions for the
12 in-kind contributions not expressly defined.”.

