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

Add at the end the following:

TITLE V—ESTABLISHMENT OF FUND

SEC. 501. ESTABLISHMENT OF FUND.

(a) TRUST FUND FOR MODIFICATIONS TO THE CENTRAL AND SOUTHERN FLORIDA PROJECT.—

(1) IN GENERAL.—Subchapter A of chapter 98 of the Internal Revenue Code of 1986 is amended by adding at the end the following new section:

“SEC. 9512. TRUST FUND FOR MODIFICATIONS TO THE CENTRAL AND SOUTHERN FLORIDA PROJECT.

“(a) CREATION OF FUND.—There is established in the Treasury of the United States a fund to be known as the ‘Trust Fund for Modifications to the Central and Southern Florida Project’, consisting of such amounts as may be appropriated or credited to such fund.

“(b) AUTHORITY OVER FUND.—Notwithstanding any other provision of law, amounts in the Trust Fund for Modifications to the Central and Southern Florida Project shall be available, without further appropriation
and without fiscal year limitation, to the Assistant Secretary of the Army for Civil Works, for a covered project that is authorized by Congress.

“(c) Reprogramming.—The Assistant Secretary of the Army for Civil Works may not reprogram amounts in the Trust Fund for Modifications to the Central and Southern Florida Project for a project that is not a covered project.

“(d) Payments to Non-Federal Sponsor.—The Assistant Secretary of the Army for Civil Works may distribute amounts from the Trust Fund for Modifications to the Central and Southern Florida Project to the non-Federal sponsor of a covered project for design and construction of covered projects. Any such amounts shall be credited toward the Federal cost-share of project costs.

“(e) Covered Project Defined.—For purposes of this section, the term ‘covered project’ means 1 or more of the 68 components in the Final Integrated Feasibility Report and Programmatic Environmental Impact Statement, dated April 1, 1999, authorized under title VI of the Water Resources Development Act of 2000 (Public Law 106–541).”.

(2) Clerical Amendment.—The table of sections for subchapter A of chapter 98 of the Internal
Revenue Code of 1986 is amended by adding at the end the following new item:

"Sec. 9512. Trust Fund for Modifications to the Central and Southern Florida Project.”.

(b) Appropriations for Trust Fund for Modifications to the Central and Southern Florida Project.—The Trust Fund for Modifications to the Central and Southern Florida Project established pursuant to subsection (a) shall be available for annual appropriations from Congress.

(c) Budget Submission.—The President’s annual budget submission under section 1105(a) of title 31, United States Code, shall include an amount for the Trust Fund for Modifications to the Central and Southern Florida Project.

(d) Federal Share of Covered Project.—Nothing in this Act, or the amendments made by this Act, may be construed to alter any requirement for the Federal share and non-Federal share of the cost of any covered project.

(e) Covered Project Defined.—In this section, the term “covered project” has the meaning given such term in section 9512 of the Internal Revenue Code of 1986.
SEC. 502. INTEGRATED DELIVERY SCHEDULE FOR EVERGLADES RESTORATION PROJECTS.

The Secretary of the Army, acting through the Chief of Engineers, shall follow the implementation sequence and, to the maximum amount practicable based on available funds, shall complete projects on or before the scheduled completion dates set forth in the most recent version of the integrated delivery schedule dated December, 2016, for Federal projects cost-shared with South Florida Water Management District as part of the South Florida Ecosystem Restoration Program, except that construction of the following projects shall be commenced as soon as legal requirements are met:

(1) EAA Reservoir.

(2) Loxahatchee River Watershed Restoration Project.

(3) Lake Okeechobee Watershed Restoration Project.

(4) Western Everglades Restoration Project.

(5) Phase 2 of Aquifer Storage and Recovery and WCA-3 Decompartmentalization.

SEC. 503. AUTHORIZATION OF FEASIBILITY STUDIES AND PROJECTS.

(a) Authorization of Feasibility Studies and Projects.—Section 601 of the Water Resources Development Act of 2000 (Public Law 106–541) is amended—
(1) in subsection (b)(2), by adding at the end the following:

“(F) Post-authorization change reports.—With respect to recommendations provided to Congress pursuant to section 1132(b)(2) of the Water Infrastructure Improvements for the Nation Act (33 U.S.C. 2282c) for a covered project, a project contained in such recommendations is authorized by Congress unless the Senate and House of Representatives adopt a concurrent resolution of disapproval not later than 60 days after the date of receipt of such recommendations.”;

(2) by striking subsection (d) and inserting the following:

“(d) Authorization of future projects.—The Secretary of the Army for Civil Works is authorized to carry out a covered project if—

“(1) a project implementation report is completed in accordance with subsections (f) and (h);

“(2) the Secretary determines the project is feasible in accordance with subsection (f)(3); and

“(3) the non-Federal sponsor enters into a project partnership agreement to pay 50 percent of
the cost of construction and operations and maintenance in accordance with subsection (e).”;

(3) in subsection (e)(5)(B), by striking clauses (i) through (iii) and inserting the following:

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

“(bb) the credit is provided for work completed during the period of construction, as defined in a project cooperation agreement for an authorized project between the Secretary and the non-Federal sponsor; or

“(cc) the credit is provided for work carried out before the date of the partnership agreement between the Secretary and the non-Federal sponsor, as defined in an agreement between the Secretary and the non-Federal sponsor providing for such credit;

“(II) the agreement prescribes the terms and conditions of the credit, including in the case of credit provided under
clause (i)(I)(cc) conditions relating to design and construction; and

“(III) the Secretary determines that the work performed by the non-Federal sponsor, before or after the work is performed, is integral to the project;

“(ii) the Secretary—

“(I) determines a project implementation report funded at 100 percent cost to the non-Federal sponsor is feasible; and

“(II) approves the project for construction; or

“(iii) in the case where the Secretary and non-Federal sponsor agree by written or electronic communication to appropriate credit, the credit is provided for work completed during the period of construction, under a project cooperation agreement that prescribes the terms and conditions for in-kind work not expressly defined.”;

(4) in subsection (f), by adding at the end the following:

“(3) Determination of feasibility.—Not later than 120 days after the date of completion of
a project implementation report, the Secretary shall
determine if the project is feasible.’’; and

(5) in subsection (h)(4)(A), by adding at the
end the following:

“(iv) PROVISION OF TECHNICAL AS-
SISTANCE.—If a non-Federal sponsor
agrees to fund 100 percent of the cost of
a project implementation report, including
any costs of technical assistance provided
by the Secretary, the Secretary shall pro-
vide such technical assistance.”.

(b) DEFINITION OF COVERED PROJECT.—Section
601(a) of the Water Resources Development Act of 2000
(Public Law 106–541) is amended by adding at the end
the following:

“(7) COVERED PROJECT.—The term ‘covered
project’ means 1 or more of the 68 components in
the ‘Final Integrated Feasibility Report and Pro-
grammatic Environmental Impact Statement’, dated
April 1, 1999.”.