

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

Add at the end the following:

1     **TITLE V—ESTABLISHMENT OF**  
2                                     **FUND**

3     **SEC. 501. ESTABLISHMENT OF FUND.**

4             (a) TRUST FUND FOR MODIFICATIONS TO THE CEN-  
5 TRAL AND SOUTHERN FLORIDA PROJECT.—

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

9     **“SEC. 9512. TRUST FUND FOR MODIFICATIONS TO THE CEN-**  
10                                     **TRAL AND SOUTHERN FLORIDA PROJECT.**

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

16             “(b) AUTHORITY OVER FUND.—Notwithstanding  
17 any other provision of law, amounts in the Trust Fund  
18 for Modifications to the Central and Southern Florida  
19 Project shall be available, without further appropriation

1 and without fiscal year limitation, to the Assistant Sec-  
2 retary of the Army for Civil Works, for a covered project  
3 that is authorized by Congress.

4 “(c) REPROGRAMMING.—The Assistant Secretary of  
5 the Army for Civil Works may not reprogram amounts in  
6 the Trust Fund for Modifications to the Central and  
7 Southern Florida Project for a project that is not a cov-  
8 ered project.

9 “(d) PAYMENTS TO NON-FEDERAL SPONSOR.—The  
10 Assistant Secretary of the Army for Civil Works may dis-  
11 tribute amounts from the Trust Fund for Modifications  
12 to the Central and Southern Florida Project to the non-  
13 Federal sponsor of a covered project for design and con-  
14 struction of covered projects. Any such amounts shall be  
15 credited toward the Federal cost-share of project costs.

16 “(e) COVERED PROJECT DEFINED.—For purposes of  
17 this section, the term ‘covered project’ means 1 or more  
18 of the 68 components in the Final Integrated Feasibility  
19 Report and Programmatic Environmental Impact State-  
20 ment, dated April 1, 1999, authorized under title VI of  
21 the Water Resources Development Act of 2000 (Public  
22 Law 106–541).”.

23 (2) CLERICAL AMENDMENT.—The table of sec-  
24 tions for subchapter A of chapter 98 of the Internal

1 Revenue Code of 1986 is amended by adding at the  
2 end the following new item:

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

3 (b) APPROPRIATIONS FOR TRUST FUND FOR MODI-  
4 FICATIONS TO THE CENTRAL AND SOUTHERN FLORIDA  
5 PROJECT.—The Trust Fund for Modifications to the Cen-  
6 tral and Southern Florida Project established pursuant to  
7 subsection (a) shall be available for annual appropriations  
8 from Congress.

9 (c) BUDGET SUBMISSION.—The President’s annual  
10 budget submission under section 1105(a) of title 31,  
11 United States Code, shall include an amount for the Trust  
12 Fund for Modifications to the Central and Southern Flor-  
13 ida Project.

14 (d) FEDERAL SHARE OF COVERED PROJECT.—Noth-  
15 ing in this Act, or the amendments made by this Act, may  
16 be construed to alter any requirement for the Federal  
17 share and non-Federal share of the cost of any covered  
18 project.

19 (e) COVERED PROJECT DEFINED.—In this section,  
20 the term “covered project” has the meaning given such  
21 term in section 9512 of the Internal Revenue Code of  
22 1986.

1 **SEC. 502. INTEGRATED DELIVERY SCHEDULE FOR EVER-**  
2 **GLADES RESTORATION PROJECTS.**

3 The Secretary of the Army, acting through the Chief  
4 of Engineers, shall follow the implementation sequence  
5 and, to the maximum amount practicable based on avail-  
6 able funds, shall complete projects on or before the sched-  
7 uled completion dates set forth in the most recent version  
8 of the integrated delivery schedule dated December, 2016,  
9 for Federal projects cost-shared with South Florida Water  
10 Management District as part of the South Florida Eco-  
11 system Restoration Program, except that construction of  
12 the following projects shall be commenced as soon as legal  
13 requirements are met:

- 14 (1) EAA Reservoir.  
15 (2) Loxahatchee River Watershed Restoration  
16 Project.  
17 (3) Lake Okeechobee Watershed Restoration  
18 Project.  
19 (4) Western Everglades Restoration Project.  
20 (5) Phase 2 of Aquifer Storage and Recovery  
21 and WCA-3 Decentralization.

22 **SEC. 503. AUTHORIZATION OF FEASIBILITY STUDIES AND**  
23 **PROJECTS.**

24 (a) AUTHORIZATION OF FEASIBILITY STUDIES AND  
25 PROJECTS.—Section 601 of the Water Resources Develop-  
26 ment Act of 2000 (Public Law 106–541) is amended—

1           (1) in subsection (b)(2), by adding at the end  
2           the following:

3                   “(F) POST-AUTHORIZATION CHANGE RE-  
4                   PORTS.—With respect to recommendations pro-  
5                   vided to Congress pursuant to section  
6                   1132(b)(2) of the Water Infrastructure Im-  
7                   provements for the Nation Act (33 U.S.C.  
8                   2282e) for a covered project, a project con-  
9                   tained in such recommendations is authorized  
10                  by Congress unless the Senate and House of  
11                  Representatives adopt a concurrent resolution  
12                  of disapproval not later than 60 days after the  
13                  date of receipt of such recommendations.”;

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

16                   “(d) AUTHORIZATION OF FUTURE PROJECTS.—The  
17           Secretary of the Army for Civil Works is authorized to  
18           carry out a covered project if—

19                   “(1) a project implementation report is com-  
20                   pleted in accordance with subsections (f) and (h);

21                   “(2) the Secretary determines the project is fea-  
22                   sible in accordance with subsection (f)(3); and

23                   “(3) the non-Federal sponsor enters into a  
24                   project partnership agreement to pay 50 percent of

1 the cost of construction and operations and mainte-  
2 nance in accordance with subsection (e).”;

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

5 “(i)(I)(aa) the credit is provided for  
6 work completed during the period of de-  
7 sign, as defined in a design agreement be-  
8 tween the Secretary and the non-Federal  
9 sponsor;

10 “(bb) the credit is provided for work  
11 completed during the period of construc-  
12 tion, as defined in a project cooperation  
13 agreement for an authorized project be-  
14 tween the Secretary and the non-Federal  
15 sponsor; or

16 “(cc) the credit is provided for work  
17 carried out before the date of the partner-  
18 ship agreement between the Secretary and  
19 the non-Federal sponsor, as defined in an  
20 agreement between the Secretary and the  
21 non-Federal sponsor providing for such  
22 credit;

23 “(II) the agreement prescribes the  
24 terms and conditions of the credit, includ-  
25 ing in the case of credit provided under

1 clause (i)(I)(cc) conditions relating to de-  
2 sign and construction; and

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

7 “(ii) the Secretary—

8 “(I) determines a project imple-  
9 mentation report funded at 100 per-  
10 cent cost to the non-Federal sponsor  
11 is feasible; and

12 “(II) approves the project for  
13 construction; or

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

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

24 “(3) DETERMINATION OF FEASIBILITY.—Not  
25 later than 120 days after the date of completion of

1 a project implementation report, the Secretary shall  
2 determine if the project is feasible.”; and

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

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

12 (b) DEFINITION OF COVERED PROJECT.—Section  
13 601(a) of the Water Resources Development Act of 2000  
14 (Public Law 106–541) is amended by adding at the end  
15 the following:

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

