

AMENDMENT TO RULES COMMITTEE PRINT 119-

22

OFFERED BY MR. NEGUSE OF COLORADO

Page 66, after line 16, insert the following:

1 (c) PREAGREEMENT COSTS.—Section 403 of the Ag-
2 ricultural Credit Act of 1978 (16 U.S.C. 2203) is further
3 amended by adding at the end the following:

4 “(d) PREAGREEMENT COSTS.—

5 “(1) DEFINITION OF SPONSOR.—In this sub-
6 section, the term ‘sponsor’ means—

7 “(A) a State or local government; and

8 “(B) an Indian Tribe (as defined in section
9 4 of the Indian Self-Determination and Edu-
10 cation Assistance Act (25 U.S.C. 5304)).

11 “(2) PREAGREEMENT PROJECT COSTS.—Not
12 later than 180 days after the date of enactment of
13 this subsection, the Secretary shall—

14 “(A) identify a list of emergency watershed
15 protection measures the cost of which may be
16 incurred by a sponsor prior to entering into an
17 agreement with the Secretary under this sec-
18 tion; and

1 “(B) develop a procedure, including appro-
2 priate deadlines, to be implemented at the State
3 level, through which a sponsor may request, for
4 a specified natural disaster, additional emer-
5 gency watershed protection measure the cost of
6 which may be incurred by a sponsor prior to en-
7 tering into an agreement with the Secretary
8 under this section.

9 “(3) AGREEMENT CONTRIBUTION.—If the Sec-
10 retary and a sponsor enter into an agreement under
11 this section, the Secretary shall consider any appli-
12 cable preagreement costs incurred by the sponsor for
13 undertaking emergency watershed protection meas-
14 ures identified under paragraph (2) as meeting part
15 of the contribution of the sponsor toward the cost of
16 the project.

17 “(4) ASSUMPTION OF RISK.—A sponsor that
18 undertakes emergency watershed protection meas-
19 ures prior to entering into an agreement with the
20 Secretary under this section shall assume the risk of
21 incurring any cost of undertaking those measures.

22 “(5) EFFECT.—Nothing in this subsection re-
23 quires the Secretary to enter into an agreement with
24 a sponsor.”.

