

WRDA AMENDMENT LOG – HOUSE FLOOR

AMENDMENTS MADE IN ORDER TO H.R. 5303 BY H. RES. 893

All page and line numbers in amendments are to [Rules Committee Print 114-65, here.](#)

- **[Shuster \(PA\) #1.](#)** Strikes section 102 (“Veterans’ Curation Program”); Adds language to section 109 (use of dredged material); Adds a new section waiving the WRDA 2007 cost share requirement for the Los Angeles River project (similar to Schiff amendment #56); Adds a new section requiring public access for floating cabins on TVA lakes (Meadows bill H.R. 5987); Adds a new section requiring a GAO study of obligations to Indian tribes from certain Columbia River, Oregon projects; Adds a new section allowing updating of water control manuals on a priority basis during drought emergencies; Adds a new section requiring a GAO study of the geographic diversity of the projects in Corps budget requests (similar but not identical to Young amendment #35); Strike the feasibility study in section 201 for the Upper Ohio River (since that project is now authorized elsewhere in the amendment) and adds a study for Hamilton City, CA; Increase the target de-authorization level in section 301 from \$5 billion to \$10 billion; Adds a federal lands inventory limitation to section 308 (Huntington County, PA); Amends the dollar amount in section 310 (Joe Pool Lake, TX); and Adds \$6.2 billion in project authorizations requested by the Corps of Engineers since the WRDA bill was approved in committee four months ago – *agreed to by voice vote on September 27, 2016.*
- **[Lawrence \(MI\) #2.](#)** Includes gross negligence as an additional reason for obtaining funding following an emergency at a water resources development project – *offered and withdrawn on September 27, 2016.*
- **[Babin \(TX\) #3.](#)** Defines parameters and sets guidelines for the scope of "work" under Section 408 review processes – *agreed to by voice vote on September 27, 2016.*
- **[Babin \(TX\) #4.](#)** Allows for channels which have been "assumed for maintenance" to be considered the same as "authorized" projects – *agreed to by voice vote on September 27, 2016.*
- **[Black \(TN\) #5.](#)** Directs the Chief of Engineers and Commanding General of the U.S. Army Corps of Engineers to provide guidance on the types of circumstances under which the state-of-the-art provision of the Dam Safety Assurance authority might apply to dam safety repair projects; for corps of engineers district offices to effectively communicate with sponsors to establish and implement cost sharing agreements during dam safety repair projects; and for the corps of engineers to communicate the estimated and final cost sharing amounts, executing agreements, with all cost sharing sponsors – *agreed to by voice vote on September 27, 2016.*

- [**Blum \(IA\) #6.**](#) Expedites the Cedar River project for flood risk management authorized in the Water Resources Development Act of 2014 – *agreed to by voice vote on September 27, 2016.*
- [**Bost \(IL\) #7.**](#) Authorizes the Corps to consider other potential benefits that may accrue due to rehabilitation of a non- federal levee – *agreed to by voice vote on September 27, 2016.*
- [**Crawford \(AR\) #8.**](#) Clarifies the Water Infrastructure Finance and Innovation Act (WIFIA) to make project costs incurred and in-kind contributions made before receipt of the WIFIA loan to count toward the 51 percent of the project that must be financed by non-WIFIA dollars – *not offered but then made in order again under H. Res. 897 (see below).*
- [**Dold \(IL\) #9.**](#) Allows projects funded under section 506(c) of the Water Resources Development Act of 2000 to include compatible recreation features, not to exceed 10 percent of the ecosystem restoration costs of the project – *agreed to by voice vote on September 27, 2016.*
- [**Graves \(LA\) #10.**](#) Allows the non-federal interest to execute a project or project component when they determine that it can be done at lower cost and/or faster time. It directs 20% of money saved to the U.S. Treasury, and the rest to other Corps projects – *offered and debated on September 27, 2016 and defeated on September 28 by [a roll call vote of 190 yeas, 233 nays.](#)*
- [**Graves \(LA\) #11.**](#) Provides criteria for application decisions pursuant to Section 408 – *agreed to by voice vote on September 27, 2016.*
- [**Graves \(LA\) #12.**](#) Expedites certain flood mitigation priority areas – *agreed to by voice vote on September 27, 2016.*
- [**Long \(MO\) #13.**](#) Lifts the Army Corps of Engineers’ moratorium on the issuance of dock permits for Table Rock Lake and delays the final rule for revising the Shoreline Management Plan. Extends the public comment period and requires a study on the permit fee structure for Table Rock Lake – *agreed to by voice vote on September 27, 2016.*
- [**McKinley \(WV\) #14.**](#) Requires the Army Corps of Engineers to consider the economic or recreational significance or impact of a lock at the national, State or local level – *not offered.*
- [**Mica \(FL\) #15.**](#) Allows the Secretary to adjust the Benefit Cost Ratio after any portion of the authorized project is completed by the Army Corps using non-federal funds – *agreed to by voice vote on September 27, 2016.*
- [**Mullin \(OK\) #16.**](#) (Offered on the floor by Rep. Mica) Transfers to the Department of the Interior land to be held in trust for the benefit of the Muscogee (Creek) Nation, after the Muscogee (Creek) Nation has paid to the Army Corps of Engineers fair market value of the land transferred – *agreed to by voice vote on September 27, 2016.*
- [**Rouzer \(NC\) #17.**](#) Directs the Army Corps of Engineers to work with local officials to establish a no wake zone in federal navigation channels

when certain criteria are met – *not offered but then made in order again under H. Res. 897 (see below).*

- [**Thornberry \(TX\) #18.**](#) Prohibits the U.S. Army Corps of Engineers from removing privately owned cabins on privately owned land at Lake Kemp for an additional 5 years – *agreed to by voice vote on September 27, 2016.*
- [**Weber \(TX\) #19.**](#) Requires the Army Corps of Engineers to take into account existing studies and data developed by the Gulf Coast Community Protection and Recovery District when conducting the Coastal Texas Protection and Restoration Study – *agreed to by voice vote on September 27, 2016.*
- [**Young \(IA\) #20.**](#) Establishes policy for Corps levees that affect community-owned levees – *agreed to by voice vote on September 27, 2016.*
- [**Esty \(CT\) #21.**](#) Directs the Secretary to submit a report within one year of enactment on implementation of corrosion prevention activities under section 1033 of the Water Resources Reform and Development Act of 2014 (33 U.S.C. 2350) – *agreed to by voice vote on September 27, 2016.*
- [**Esty \(CT\) #22.**](#) Amends section 4009(a) of the Water Resources Reform and Development Act of 2014 (Public Law 113-121; 128 Stat. 1316) to direct the Secretary to conduct a comprehensive assessment and management plan to restore aquatic ecosystems within the coastal waters of the Northeastern United States from the State of Virginia to the State of Maine, including associated bays, estuaries, and critical riverine areas – *agreed to by voice vote on September 27, 2016.*
- [**Frankel \(FL\) #23.**](#) Provides local communities the option to seek foreign sand sources for shore protection projects – *agreed to by voice vote on September 27, 2016.*
- [**Green \(TX\) #24.**](#) Allows the Secretary to give priority to flood control projects where (1) such project is already authorized and an executed partnership agreement exists; and (2) the project is in an area where loss of life has occurred to due a flooding event – *agreed to by voice vote on September 27, 2016.*
- [**Herrera-Beutler \(WA\) #25.**](#) Expands availability of funds for Watercraft Inspection Stations in northwest states. Clarifies that the U.S. Army Corps of Engineers can fund existing watercraft inspection stations – *agreed to by voice vote on September 27, 2016.*

FURTHER AMENDMENTS MADE IN ORDER TO H.R. 5303 BY H. RES. 897

- [**Byrne \(AL\) #1.**](#) Directs the Secretary to coordinate with all Gulf States on developing an oyster bed recovery assessment for beds that were damaged due to Hurricane Katrina, Deepwater Horizon and recent floods, adopting a modified version of the Senate passed text – *agreed to by voice vote on September 28, 2016.*

- **Crawford (AR) #2.** (Was #8 under the previous rule but not offered). Clarifies the Water Infrastructure Finance and Innovation Act (WIFIA) to make project costs incurred and in-kind contributions made before receipt of the WIFIA loan to count toward the 51 percent of the project that must be financed by non-WIFIA dollar – *agreed to by voice vote on September 28, 2016.*
- **Culberson (TX) #3.** Directs the Secretary to expedite the Brays Bayou flood mitigation project authorized by item 6 in section 211(f) of the Water Resources Development Act of 1996 – *agreed to by voice vote on September 28, 2016.*
- **Farenthold (TX) #4.** Provides that no new start or new investment decision shall be required to initiate work on a separable element of an authorized project when contraction of one or more separable elements of that project was initiated previously; it shall be considered ongoing work and it should be considered continuation of the fully authorized project – *agreed to by voice vote on September 28, 2016.*
- **Johnson, Sam (TX) #5.** Requires the EPA and Army Corps of Engineers to issue the final federal permit for the Lower Bois d'Arc Creek Reservoir Project no later than September 30, 2017 – *agreed to by voice vote on September 28, 2016.*
- **Ribble (WI) #6.** Provides that in carrying out the design, construction, maintenance, repair, and rehabilitation of water resources development projects, including flood risk reduction, coastal resiliency, and ecosystem restoration projects, the Secretary shall ensure that appropriate consideration is given to the use of natural and nature-based features – *agreed to by voice vote on September 28, 2016.*
- **Rogers (KY) #7.** Clarifies that requirements imposed on floating cabins used in the Cumberland River Basin cannot be different or more stringent than the requirements imposed on all recreational vessels authorized for use in the Basin – *agreed to by voice vote on September 28, 2016.*
- **Rouzer (NC) #8.** (Was #17 under the previous rule but not offered) Directs the Army Corps of Engineers to work with local officials to establish a no wake zone in federal navigation channels when certain criteria are met – *agreed to by voice vote on September 28, 2016.*
- **Meng (NY) #9.** Allows the Army Corps of Engineers to pursue projects and technologies that prevent and mitigate flood damages associated with ice jams (chunks of ice floating on a river that catch on an obstruction such as a bridge piling, rocks, logs, etc., pile up to form an ice dam, and cause flooding upstream from the blockage, and then possibly downstream again when the ice finally releases) – *agreed to by voice vote on September 28, 2016.*
- **Moore (WI) #10.** Calls for the Army Corps to conduct a review of its tribal consultation policies and regulations. Provides that the Army Corps shall provide for public meetings with Indian tribes and other

stakeholders and provide a report to Congress on the results of the review – *agreed to by voice vote on September 28, 2016.*

- [**Peters \(CA\) #11.**](#) Directs the Secretary to design and develop a structural health monitoring program to assess and improve the condition of infrastructure constructed and maintained by the Corps of Engineers, including research, design, and development of systems and frameworks for—response to flood and earthquake events; pre-disaster mitigation measures; lengthening the useful life of the infrastructure; and identifying risks due to sea level rise – *agreed to by voice vote on September 28, 2016.*
- [**Quigley \(IL\) #12.**](#) Expedites the completion of the project for flood control, Chicagoland Underflow Plan, Illinois, Phase 2 – *agreed to by voice vote on September 28, 2016.*
- [**Vela \(TX\) #13.**](#) Directs the Secretary of the Army to release the interests of the United States in certain tracts of land located in Cameron County, Texas, and for other purposes – *agreed to by voice vote on September 28, 2016.*
- [**Huizenga \(MI\) #14.**](#) Makes permanent a set aside of Army Corps priority funding for the Great Lakes – *agreed to by voice vote on September 28, 2016.*
- [**Joyce \(OH\) #15.**](#) Amends the Clean Water Act to reauthorize the Great Lakes Restoration Initiative – *agreed to by a [roll call vote of 407 yeas, 18 nays](#) on September 28, 2016.*
- [**Bridenstine \(OK\) #16.**](#) Strengthens language requiring a feasibility study of Tulsa and West Tulsa levees. Prioritizes the project if study classifies levee or levee system Class I or Class II – *agreed to by voice vote on September 28, 2016.*
- [**Courtney \(CT\) #17.**](#) Removes a breakwater in Stonington, Conn. as a federally authorized project – *agreed to by voice vote on September 28, 2016.*
- [**Newhouse \(WA\) #18.**](#) Directs the Chief of Engineers to transfer the human remains commonly known as the Kennewick Man or the Ancient One to the Washington State Department of Archeology and Historic Preservation, on the condition that the Department disposes of the remains and repatriates the remains to the claimant tribes – *agreed to by voice vote on September 28, 2016.*
- [**Kildee \(MI\) #19.**](#) Authorizes the Secretary to provide additional assistance under section 219 of the Water Resources Development Act of 1992 for certain communities for the repair or replacement of public and private infrastructure in any State for which the President has declared an emergency under the Stafford Act as a result of the presence of chemical, physical, or biological constituents, including lead or other contaminants in the eligible system. Authorizes up to \$170 million in

future appropriations for this purpose – *agreed to by a [roll call vote of 284 yeas, 141 nays, 1 voting “present”](#) on September 28, 2016.*

ADDITIONAL AMENDMENT OFFERED BY REP. DEFAZIO AS A MOTION TO RECOMMIT WITH AMENDATORY INSTRUCTIONS

- **[DeFazio \(OR\)](#)** motion to recommit the bill with instructions to report back forthwith with an [amendment](#) adding new section end of title IV to cut off funding for the Upper Trinity River project in Fort Worth, TX if the Secretary of the Army determines that any portion of the project is for the construction of a soccer field, baseball field, basketball court, or splash park using Federal funds provided through the Corps of Engineers; or until the Secretary has determined that the project is economically justified - *defeated by a [roll call vote of 181 yeas, 243 nays](#) on September 28, 2016.*