

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4460

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## AN ACT

To provide for conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4       (a) SHORT TITLE.—This Act may be cited as the  
5       “Water Resources Development Act of 1994”.

## 1 (b) TABLE OF CONTENTS.—

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.

## TITLE I—WATER RESOURCES PROJECTS

- Sec. 101. Project authorizations.
- Sec. 102. Project modifications.
- Sec. 103. Small flood control projects.
- Sec. 104. Small bank stabilization projects.
- Sec. 105. Small navigation projects.
- Sec. 106. Small shoreline protection projects.
- Sec. 107. Small bank stabilization and beach erosion control project, Watson Island Park, Miami, Florida.
- Sec. 108. Small snagging and sediment removal project, Mississippi River, Little Falls, Minnesota.
- Sec. 109. Upper Truckee River, El Dorado County, California.
- Sec. 110. Muskingum River, Ohio.
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- Sec. 201. Recreation policy and user fees.
- Sec. 202. Recovery of costs.
- Sec. 203. Cost sharing of environmental projects.
- Sec. 204. Construction of flood control projects by non-Federal interests.
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- Sec. 209. Long-term sediment management strategies.
- Sec. 210. Emergency response.
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## TITLE III—MISCELLANEOUS PROVISIONS

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- Sec. 302. Lakes program.
- Sec. 303. Environmental infrastructure.
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- Sec. 312. Alternative to annual passes.
- Sec. 313. Recreation partnership initiative.
- Sec. 314. Water quality projects.
- Sec. 315. New England Division headquarters facility.
- Sec. 316. Quarantine facility.
- Sec. 317. Benton and Washington Counties, Arkansas.
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- Sec. 319. Lake Elsinore, California.
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- Sec. 328. Erosion control measures, Smith Island, Maryland.
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- Sec. 334. St. John's Bayou—New Madrid Floodway.
- Sec. 335. Durham, New Hampshire.
- Sec. 336. New York Bight and Harbor study.
- Sec. 337. New York State canal system.
- Sec. 338. New York City watershed.
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- Sec. 344. Broad top region of Pennsylvania.
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- Sec. 346. Seven Points Visitors Center, Raystown Lake, Pennsylvania.
- Sec. 347. Blackstone River Valley, Rhode Island, and Massachusetts.
- Sec. 348. Earthquake Preparedness Center of Expertise extension.
- Sec. 349. Murfreesboro, Tennessee.
- Sec. 350. Repeal of termination date for construction of Virgin Islands projects by the Secretary.
- Sec. 351. Huntington, West Virginia.
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Sec. 353. Removal or remediation of contaminated sediments, Lower Fox River,  
Wisconsin.  
Sec. 354. Savings clause.

1 **SEC. 2. DEFINITIONS.**

2 For purposes of this Act, the term “Secretary”  
3 means the Secretary of the Army.

4 **TITLE I—WATER RESOURCES**  
5 **PROJECTS**

6 **SEC. 101. PROJECT AUTHORIZATIONS.**

7 Except as provided in this section, the following  
8 projects for water resources development and conservation  
9 and other purposes are authorized to be carried out by  
10 the Secretary substantially in accordance with the plans,  
11 and subject to the conditions, recommended in the respec-  
12 tive reports designated in this section:

13 (1) SANTA BARBARA HARBOR, CALIFORNIA.—  
14 The project for navigation, Santa Barbara Harbor,  
15 California: Report of the Chief of Engineers, dated  
16 April 26, 1994, at a total cost of \$5,530,000, with  
17 an estimated Federal cost of \$4,420,000 and an es-  
18 timated non-Federal cost of \$1,110,000.

19 (2) SAN LORENZO RIVER, SANTA CRUZ, CALI-  
20 FORNIA.—The project for flood control, San Lorenzo  
21 River, Santa Cruz, California: Report of the Chief of  
22 Engineers, dated June 30, 1994, at a total cost of  
23 \$15,670,000, with an estimated Federal cost of

1       \$7,910,000 and an estimated non-Federal cost of  
2       \$7,760,000.

3           (3) MARIN COUNTY SHORELINE, SAN RAFAEL,  
4       CALIFORNIA.—The project for storm damage reduc-  
5       tion, Marin County shoreline, San Rafael, California:  
6       Report of the Chief of Engineers, dated January 28,  
7       1994, at a total cost of \$26,300,000, with an esti-  
8       mated Federal cost of \$17,100,000 and an esti-  
9       mated non-Federal cost of \$9,200,000.

10          (4) ANACOSTIA RIVER AND TRIBUTARIES, DIS-  
11       TRICT OF COLUMBIA AND MARYLAND.—The project  
12       for environmental restoration, Anacostia River and  
13       Tributaries, District of Columbia and Maryland: Re-  
14       port of the Chief of Engineers, dated October 1994,  
15       at a total cost of \$18,820,000, with an estimated  
16       Federal cost of \$14,120,000 and an estimated non-  
17       Federal cost of \$4,700,000.

18          (5) ATLANTIC INTRACOASTAL WATERWAY, ST.  
19       JOHNS COUNTY, FLORIDA.—The project for naviga-  
20       tion, Atlantic intracoastal waterway, St. Johns  
21       County, Florida: Report of the Chief of Engineers,  
22       dated June 24, 1994, at a total Federal cost of  
23       \$15,083,000. Operation, maintenance, repair, re-  
24       placement, and rehabilitation shall be a local respon-

1 sibility and the local interest must assume ownership  
2 of the bridge.

3 (6) LAKE MICHIGAN, ILLINOIS.—The project  
4 for storm damage reduction and shoreline erosion  
5 protection, Lake Michigan, Illinois, from Wilmette,  
6 Illinois, to the Illinois-Indiana State line: Report of  
7 the Chief of Engineers, dated April 14, 1994, at a  
8 total cost of \$192,251,000, with an estimated Fed-  
9 eral cost of \$104,435,000 and an estimated non-  
10 Federal cost of \$87,816,000. The project shall in-  
11 clude the breakwater near the South Water Filtra-  
12 tion Plant described in the report as a separate ele-  
13 ment of the project, at a total cost of \$8,169,000,  
14 with an estimated Federal cost of \$5,310,000 and  
15 an estimated non-Federal cost of \$2,859,000.

16 (7) WHITE RIVER, INDIANAPOLIS, INDIANA.—  
17 The project for flood control and recreation, White  
18 River, Indianapolis, Indiana, at a total cost of  
19 \$52,700,000, with an estimated first Federal cost of  
20 \$32,425,000 and an estimated first non-Federal cost  
21 of \$20,275,000, is authorized to be prosecuted by  
22 the Secretary in accordance with a final report of  
23 the Chief of Engineers and with such modifications  
24 as are recommended by the Secretary. No construc-  
25 tion on the project may be initiated until such a re-

1 port of the Chief of Engineers is issued and ap-  
2 proved by the Secretary.

3 (8) KENTUCKY LOCK AND DAM, TENNESSEE  
4 RIVER, KENTUCKY.—The project for navigation,  
5 Kentucky Lock and Dam, Tennessee River, Ken-  
6 tucky: Report of the Chief of Engineers, dated June  
7 4, 1992, at a total cost of \$490,000,000. The costs  
8 of construction of the project are to be paid  $\frac{1}{2}$  from  
9 amounts appropriated from the general fund of the  
10 Treasury and  $\frac{1}{2}$  from amounts appropriated from  
11 the Inland Waterways Trust Fund.

12 (9) POND CREEK, JEFFERSON COUNTY, KEN-  
13 TUCKY.—The project for flood control, Pond Creek,  
14 Jefferson County, Kentucky: Report of the Chief of  
15 Engineers, dated June 28, 1994, at a total cost of  
16 \$16,374,000, with an estimated Federal cost of  
17 \$11,039,000 and an estimated non-Federal cost of  
18 \$5,335,000.

19 (10) WOLF CREEK DAM AND LAKE CUM-  
20 BERLAND, KENTUCKY.—The project for hydropower,  
21 Wolf Creek Dam and Lake Cumberland, Kentucky:  
22 Report of the Chief of Engineers, dated June 28,  
23 1994, at a total cost of \$49,200,000, with an esti-  
24 mated non-Federal cost of \$49,200,000. Funds de-  
25 rived by the Tennessee Valley Authority from its

1 power program and funds derived from any private  
2 or public entity designated by the Southeastern  
3 Power Administration may be used for all or part of  
4 any cost sharing requirements for the project.

5 (11) PORT FOURCHON, LAFOURCHE PARISH,  
6 LOUISIANA.—A project for navigation, Belle Pass  
7 and Bayou Lafourche, Louisiana: Report of the  
8 Chief of Engineers, dated December 1994, at a total  
9 cost of \$3,313,000, with an estimated Federal cost  
10 of \$2,211,000 and an estimated non-Federal cost of  
11 \$1,102,000.

12 (12) WOOD RIVER, GRAND ISLAND, NE-  
13 BRASKA.—The project for flood control, Wood River,  
14 Grand Island, Nebraska: Report of the Chief of En-  
15 gineers, dated May 3, 1994, at a total cost of  
16 \$10,200,000, with an estimated Federal cost of  
17 \$5,100,000 and an estimated non-Federal cost of  
18 \$5,100,000.

19 (13) WILMINGTON HARBOR, CAPE FEAR RIVER,  
20 NORTH CAROLINA.—The project for navigation, Wil-  
21 mington Harbor, Cape Fear and Northeast Cape  
22 Fear Rivers, North Carolina: Report of the Chief of  
23 Engineers, dated June 24, 1994, at a total cost of  
24 \$22,000,000, with an estimated Federal cost of

1       \$14,700,000 and an estimated non-Federal cost of  
2       \$7,300,000.

3           (14) DUCK CREEK, CINCINNATI, OHIO.—The  
4       project for flood control, Duck Creek, Cincinnati,  
5       Ohio: Report of the Chief of Engineers, dated July  
6       28, 1994, at a total cost of \$14,817,000, with an es-  
7       timated Federal cost of \$11,113,000 and an esti-  
8       mated non-Federal cost of \$3,704,000.

9           (15) COOS BAY, OREGON.—The project for deep  
10      draft navigation, Coos Bay, Oregon: Report of the  
11      Chief of Engineers, dated June 30, 1994, at a total  
12      cost of \$13,700,000, with an estimated Federal cost  
13      of \$8,800,000 and an estimated non-Federal cost of  
14      \$4,900,000.

15          (16) RIO GRANDE DE ARECIBO, PUERTO  
16      RICO.—The project for flood control, Rio Grande de  
17      Arecibo, Puerto Rico: Report of the Chief of Engi-  
18      neers, dated April 5, 1994, at a total cost of  
19      \$18,857,000, with an estimated Federal cost of  
20      \$9,913,000 and an estimated non-Federal cost of  
21      \$8,944,000.

22          (17) BIG SIOUX RIVER AND SKUNK CREEK,  
23      SIOUX FALLS, SOUTH DAKOTA.—The project for  
24      flood control, Big Sioux River and Skunk Creek,  
25      Sioux Falls, South Dakota: Report of the Chief of

1 Engineers, dated June 30, 1994, at a total cost of  
2 \$30,700,000, with an estimated Federal cost of  
3 \$22,900,000 and an estimated non-Federal cost of  
4 \$7,800,000.

5 (18) WATERTOWN, SOUTH DAKOTA.—The  
6 project for flood control, Watertown and Vicinity,  
7 South Dakota: Report of the Chief of Engineers,  
8 dated August 31, 1994, at a total cost of  
9 \$16,092,000, with an estimated Federal cost of  
10 \$11,835,000 and an estimated non-Federal cost of  
11 \$4,257,000.

12 (19) ATLANTIC INTRACOASTAL WATERWAY,  
13 CHESAPEAKE, VIRGINIA.—The project for naviga-  
14 tion, Atlantic intracoastal waterway, Great Bridge,  
15 Chesapeake, Virginia: Report of the Chief of Engi-  
16 neers, dated July 1, 1994, at a total cost of  
17 \$23,007,000, with an estimated Federal cost of  
18 \$19,771,000 and an estimated non-Federal cost of  
19 \$3,236,000.

20 (20) MARMET LOCK, KANAWHA RIVER, WEST  
21 VIRGINIA.—The project for navigation, Marmet  
22 Lock, Kanawha River, West Virginia: Report of the  
23 Chief of Engineers, dated June 24, 1994, at a total  
24 cost of \$261,000,000. The costs of construction of  
25 the project are to be paid ½ from amounts appro-

1        priated from the general fund of the Treasury and  
2        ½ from amounts appropriated from the Inland Wa-  
3        terways Trust Fund. In conducting any real estate  
4        acquisition activities, the Secretary shall give prior-  
5        ity consideration to those individuals who would be  
6        directly affected by any physical displacement due to  
7        project design and shall consider the financial cir-  
8        cumstances of such individuals. The Secretary shall  
9        proceed with real estate acquisition in connection  
10       with the project expeditiously.

11 **SEC. 102. PROJECT MODIFICATIONS.**

12        (a) NOGALES WASH AND TRIBUTARIES, ARIZONA.—  
13        The project for flood control, Nogales Wash and tribu-  
14        taries, Arizona, authorized by section 101(a)(4) of the  
15        Water Resources Development Act of 1990 (104 Stat.  
16        4606), is modified to direct the Secretary to permit the  
17        non-Federal contribution for the project to be determined  
18        in accordance with sections 103(k) and 103(m) of the  
19        Water Resources Development Act of 1986 and to direct  
20        the Secretary to enter into negotiations with non-Federal  
21        interests pursuant to section 103(l) of such Act concerning  
22        the timing of the initial payment of the non-Federal con-  
23        tribution.

24        (b) OAKLAND INNER HARBOR, CALIFORNIA.—The  
25        project for deep-draft navigation, authorized by section

1 202(a) of the Water Resources Development Act of 1986  
2 (100 Stat. 4092), is modified to authorize the Secretary  
3 to construct the project at a total cost of \$57,000,000,  
4 with an estimated Federal cost of \$35,900,000, and an  
5 estimated non-Federal cost of \$21,100,000.

6 (c) POTOMAC RIVER, WASHINGTON, DISTRICT OF  
7 COLUMBIA.—The project for flood protection, Potomac  
8 River, Washington, District of Columbia, authorized by  
9 section 5 of the Flood Control Act of June 22, 1936 (74  
10 Stat. 1574), is modified to provide for completion of the  
11 project substantially in accordance with the General De-  
12 sign Memorandum dated May 1992, the General Design  
13 Memorandum Supplement dated May 1994, and a letter  
14 report dated August 9, 1994, at a Federal cost of  
15 \$1,800,000.

16 (d) CENTRAL AND SOUTHERN FLORIDA, CANAL 51  
17 (C-51).—The project for flood protection of West Palm  
18 Beach, Florida (C-51), authorized by section 203 of the  
19 Flood Control Act of 1962 (76 Stat. 1183), is modified  
20 to provide for the construction of an enlarged stormwater  
21 detention area, Storm Water Treatment Area 1 East, gen-  
22 erally in accordance with the plan of improvements de-  
23 scribed in the February 15, 1994, report entitled “Ever-  
24 glades Protection Project, Palm Beach County, Florida,  
25 Conceptual Design”, with such modifications as are ap-

1 proved by the Secretary. The additional work authorized  
2 by this subsection shall be accomplished at Federal ex-  
3 pense. Operation and maintenance of the stormwater de-  
4 tention area shall be consistent with regulations prescribed  
5 by the Secretary for the Central and Southern Florida  
6 project, and all costs of such operation and maintenance  
7 shall be provided by non-Federal interests.

8 (e) CENTRAL AND SOUTHERN FLORIDA, CANAL 111  
9 (C-111).—

10 (1) IN GENERAL.—The project for Central and  
11 Southern Florida, authorized by the Flood Control  
12 Act of June 30, 1948, and modified by section 203  
13 of the Flood Control Act of 1968 (82 Stat. 740–  
14 741), is modified to authorize the Secretary to im-  
15 plement the recommended plan of improvement con-  
16 tained in a report entitled “Central and Southern  
17 Florida Project, Final Integrated General Reevalua-  
18 tion Report and Environmental Impact Statement,  
19 Canal 111 (C-111), South Dade County, Florida”,  
20 dated May 1994, including acquisition of such por-  
21 tions of the Frog Pond and Rocky Glades areas as  
22 are needed for the project.

23 (2) COST SHARING.—

1 (A) FEDERAL SHARE.—The Federal share  
2 of the cost of implementing the plan of im-  
3 provement shall be 50 percent.

4 (B) DEPARTMENT OF INTERIOR RESPON-  
5 SIBILITY.—The Department of the Interior  
6 shall pay 25 percent of the cost of acquiring  
7 such portions of the Frog Pond and Rocky  
8 Glades areas as are needed for the project. The  
9 amount paid by the Department of the Interior  
10 shall be included as part of the Federal share  
11 of the cost of implementing the plan.

12 (C) OPERATION AND MAINTENANCE.—The  
13 non-Federal share of operation and mainte-  
14 nance costs of the improvements undertaken  
15 pursuant to this subsection shall be 100 per-  
16 cent; except that the Federal Government shall  
17 reimburse the non-Federal project sponsor 60  
18 percent of the costs of operating and maintain-  
19 ing pump stations that pump water into Taylor  
20 Slough in the Everglades National Park.

21 (f) TYBEE ISLAND, GEORGIA.—The project for beach  
22 erosion control, Tybee Island, Georgia, authorized pursu-  
23 ant to section 201 of the Flood Control Act of 1965 (42  
24 U.S.C. 1962d-5), is modified to include as part of the

1 project the portion of the ocean shore of Tybee Island lo-  
2 cated south of the extension of 9th Street.

3 (g) CHICAGO, ILLINOIS.—The project for flood con-  
4 trol, Chicagoland Underflow Plan, Illinois, authorized by  
5 section 3(a)(5) of the Water Resources Development Act  
6 of 1988 (102 Stat. 4013), is modified to limit the capacity  
7 of the reservoir project not to exceed 11,000,000,000 gal-  
8 lons or 32,000 acre-feet, to provide that the reservoir  
9 project may not be located north of 55th Street or west  
10 of East Avenue in the vicinity of McCook, Illinois, and  
11 to provide that the reservoir project may only be con-  
12 structed on the basis of a specific plan that has been eval-  
13 uated by the Secretary under the provisions of the Na-  
14 tional Environmental Policy Act of 1969.

15 (h) NORTH BRANCH OF CHICAGO RIVER, ILLI-  
16 NOIS.—The project for flood protection, North Branch of  
17 the Chicago River, Illinois, authorized by section 401(a)  
18 of the Water Resources Development Act of 1986 (100  
19 Stat. 4115), is modified to authorize the Secretary to  
20 carry out the project in accordance with the Report of the  
21 Chief of Engineers dated March 1994, at a total cost of  
22 \$34,800,000, with an estimated Federal cost of  
23 \$20,774,000 and an estimated non-Federal cost of  
24 \$14,026,000.

1 (i) REND LAKE, ILLINOIS.—The project for flood  
2 control, Rend Lake, Illinois, authorized by section 203 of  
3 the Flood Control Act of 1962 (76 Stat. 1189), is modified  
4 to direct the Secretary to correct the design deficiency in  
5 the Rend Lake Subimpoundment, Benton, Jefferson  
6 County, Illinois, at full Federal expense, with an estimated  
7 cost of \$5,300,000.

8 (j) ARKANSAS CITY, KANSAS.—The project for flood  
9 control, Arkansas City, Kansas, authorized by section  
10 401(a) of the Water Resources Development Act of 1986  
11 (100 Stat. 4116), is modified to authorize the Secretary  
12 to construct the project at a total cost of \$35,700,000,  
13 with an estimated Federal cost of \$26,600,000 and an es-  
14 timated non-Federal cost of \$9,100,000.

15 (k) HALSTEAD, KANSAS.—The project for flood con-  
16 trol, Halstead, Kansas, authorized by section 401(a) of the  
17 Water Resources Development Act of 1986 (100 Stat.  
18 4116), is modified to authorize the Secretary to carry out  
19 the project in accordance with the Report of the Chief of  
20 Engineers dated March 19, 1993, at a total cost of  
21 \$11,100,000, with an estimated Federal cost of  
22 \$8,325,000 and an estimated non-Federal cost of  
23 \$2,775,000.

24 (l) LEVISA AND TUG FORKS OF THE BIG SANDY  
25 RIVER AND CUMBERLAND RIVER, KENTUCKY, WEST VIR-

1 GINIA, AND VIRGINIA.—The project for flood control,  
2 Levisa and Tug Forks of the Big Sandy River and Cum-  
3 berland River, Kentucky, West Virginia, and Virginia, au-  
4 thorized by section 202(a) of the Energy and Water Devel-  
5 opment Appropriation Act, 1981 (94 Stat. 1339), is modi-  
6 fied to provide that the minimum level of flood protection  
7 to be afforded by the project shall be the level required  
8 to provide protection from a 100-year flood or from the  
9 flood of April 1977, whichever level of protection is  
10 greater.

11 (m) WEST BANK HURRICANE PROTECTION LEVEE,  
12 JEFFERSON PARISH, LOUISIANA.—The project for hurri-  
13 cane protection, West Bank Hurricane Protection Levee,  
14 Jefferson Parish, Louisiana, authorized by section 401(b)  
15 of the Water Resources Development Act of 1986 (100  
16 Stat. 4128), is modified to authorize the Secretary to  
17 carry out the project in accordance with the Report of the  
18 Chief of Engineers dated November 1994, at a total cost  
19 of \$119,700,000, with an estimated Federal cost of  
20 \$77,800,000 and an estimated non-Federal cost of  
21 \$41,900,000.

22 (n) MISSISSIPPI RIVER OUTLETS, VENICE, LOUISI-  
23 ANA.—The project for navigation, Mississippi River Out-  
24 lets, Venice, Louisiana, authorized by section 101 of the  
25 River and Harbor Act of 1968 (82 Stat. 731), is modified

1 to provide for the extension of the 16-foot deep by 250-  
2 foot wide Baptiste Collette Bayou entrance channel to ap-  
3 proximately Mile 8 of the Mississippi River-Gulf Outlet  
4 navigation channel, at a total estimated Federal cost of  
5 \$80,000.

6 (o) BONNEVILLE LOCK AND DAM, COLUMBIA RIVER,  
7 OREGON AND WASHINGTON.—

8 (1) IN GENERAL.—The project for Bonneville  
9 Lock and Dam, Columbia River, Oregon and Wash-  
10 ington, authorized by the Act of August 20, 1937  
11 (50 Stat. 731), and modified by section 83 of the  
12 Water Resources Development Act of 1974 (88 Stat.  
13 35), is further modified to authorize the Secretary to  
14 convey to the city of North Bonneville, Washington,  
15 at no further cost to the city, all right, title and in-  
16 terest of the United States in and to the following:

17 (A) Any municipal facilities, utilities fix-  
18 tures, and equipment for the relocated city, and  
19 any remaining lands designated as open spaces  
20 or municipal lots not previously conveyed to the  
21 city, specifically, Lots M1 through M15, M16  
22 (the “community center lot”), M18, M19, M22,  
23 M24, S42 through S45, and S52 through S60.

1           (B) The “school lot” described as Lot 2,  
2           block 5, on the plat of relocated North Bonne-  
3           ville.

4           (C) Parcels 2 and C, but only upon the  
5           completion of any environmental response ac-  
6           tions required under applicable law.

7           (D) That portion of Parcel B lying south  
8           of the existing city boundary, west of the sew-  
9           age treatment plant, and north of the drainage  
10          ditch that is located adjacent to the northerly  
11          limit of the Hamilton Island landfill, provided  
12          the Secretary determines, at the time of the  
13          proposed conveyance, that the Army has taken  
14          all action necessary to protect human health  
15          and the environment.

16          (E) Such portions of Parcel H which can  
17          be conveyed without a requirement for further  
18          investigation, inventory or other action by the  
19          Department of the Army under the provisions  
20          of the National Historic Preservation Act.

21          (F) Such easements as the Secretary  
22          deems necessary for—

23                  (i) sewer and water line crossings of  
24                  relocated Washington State Highway 14;  
25                  and

1 (ii) reasonable public access to the Co-  
2 lumbia River across those portions of  
3 Hamilton Island that remain under the  
4 ownership of the United States.

5 (2) TIME PERIOD FOR CONVEYANCES.—The  
6 conveyances referred to in paragraphs (1)(A),  
7 (1)(B), (1)(E), and (1)(F)(i) shall be completed  
8 within 180 days after the United States receives the  
9 release referred to in paragraph (4). All other con-  
10 veyances shall be completed expeditiously, subject to  
11 any conditions specified in the applicable subsection.

12 (3) PURPOSE.—The purpose of the conveyances  
13 authorized by paragraph (1) is to resolve all out-  
14 standing issues between the United States and the  
15 city of North Bonneville.

16 (4) ACKNOWLEDGEMENT OF PAYMENT; RE-  
17 LEASE OF CLAIMS RELATING TO RELOCATION OF  
18 CITY.—As a prerequisite to such conveyances, the  
19 city of North Bonneville shall execute an acknowl-  
20 edgement of payment of just compensation and shall  
21 execute a release of any and all claims for relief of  
22 any kind against the United States growing out of  
23 the relocation of the city of North Bonneville, or any  
24 prior Federal legislation relating thereto, and shall

1 dismiss, with prejudice, any pending litigation, if  
2 any, involving such matters.

3 (5) RELEASE BY ATTORNEY GENERAL.—Upon  
4 receipt of the city’s acknowledgment and release re-  
5 ferred to in paragraph (4), the Attorney General of  
6 the United States shall dismiss any pending litiga-  
7 tion, if any, arising out of the relocation of the city  
8 of North Bonneville, and execute a release of any  
9 and all rights to damages of any kind under the  
10 February 20, 1987, judgment of the United States  
11 Claims Court, including any interest thereon.

12 (6) ACKNOWLEDGMENT OF ENTITLEMENTS; RE-  
13 LEASE BY CITY OF CLAIMS UNDER THIS SUB-  
14 SECTION.—Within 60 days after the conveyances au-  
15 thorized by paragraph (1) (other than subparagraph  
16 (F)(ii)) have been completed, the city shall execute  
17 an acknowledgement that all entitlements under  
18 such paragraph have been completed and shall exe-  
19 cute a release of any and all claims for relief of any  
20 kind against the United States arising out of this  
21 subsection.

22 (7) EFFECTS ON CITY.—Beginning on the date  
23 of the enactment of this Act, the city of North Bon-  
24 neville, or any successor in interest thereto, shall—

1 (A) be precluded from exercising any juris-  
2 diction over any lands owned in whole or in  
3 part by the United States and administered by  
4 the United States Army Corps of Engineers in  
5 connection with the Bonneville project; and

6 (B) be authorized to change the zoning  
7 designations of, sell, or resell Parcels S35 and  
8 S56, which are presently designated as open  
9 spaces.

10 (p) FALL RIVER HARBOR, MASSACHUSETTS AND  
11 RHODE ISLAND.—The project for navigation, Fall River  
12 Harbor, Massachusetts and Rhode Island, authorized by  
13 section 101 of the River and Harbor Act of 1968 (82 Stat.  
14 731), is modified to provide that alteration of the  
15 drawspan of the Brightman Street Bridge to provide a  
16 channel width of 300 feet shall not be required after the  
17 date of the enactment of this Act.

18 (q) MANISTIQUE HARBOR, SCHOOLCRAFT COUNTY,  
19 MICHIGAN.—The project for navigation, Manistique Har-  
20 bor, Schoolcraft County, Michigan, authorized by the Riv-  
21 ers and Harbors Appropriations Act of March 3, 1905 (33  
22 Stat. 1136), is modified to provide for an authorized  
23 project depth of 12 feet.

24 (r) SAGINAW RIVER, MICHIGAN.—The project for  
25 flood protection, Saginaw River, Michigan, authorized by

1 section 203 of the Flood Control Act of 1958 (72 Stat.  
2 311) is modified to include as part of the project the de-  
3 sign and construction of an inflatable dam on the Flint  
4 River, Michigan, at a total cost of \$800,000.

5 (s) SAULT SAINTE MARIE, CHIPPEWA COUNTY,  
6 MICHIGAN.—

7 (1) IN GENERAL.—The project for navigation,  
8 Sault Sainte Marie, Chippewa County, Michigan, au-  
9 thorized by section 1149 of the Water Resources De-  
10 velopment Act of 1986 (100 Stat. 4254–4255), is  
11 modified as provided by this subsection.

12 (2) PAYMENT OF NON-FEDERAL SHARE.—The  
13 non-Federal share of the cost of the project referred  
14 to in paragraph (1) shall be paid as follows:

15 (A) That portion of the non-Federal share  
16 which the Secretary determines is attributable  
17 to use of the lock by vessels calling at Canadian  
18 ports shall be paid by the United States.

19 (B) The remaining portion of the non-Fed-  
20 eral share shall be paid by the Great Lakes  
21 States pursuant to an agreement entered into  
22 by such States.

23 (3) PAYMENT TERM OF ADDITIONAL PERCENT-  
24 AGE.—The amount to be paid by non-Federal inter-  
25 ests pursuant to section 101(a) of the Water Re-

1 sources Development Act of 1986 (33 U.S.C.  
2 2211(a)) and this subsection with respect to the  
3 project referred to in paragraph (1) may be paid  
4 over a period of 50 years or the expected life of the  
5 project, whichever is shorter.

6 (4) GREAT LAKES STATES DEFINED.—For the  
7 purposes of this subsection, the term “Great Lakes  
8 States” means the States of Illinois, Indiana, Michi-  
9 gan, Minnesota, New York, Ohio, Pennsylvania, and  
10 Wisconsin.

11 (t) NEW MADRID HARBOR, MISSOURI.—The project  
12 for navigation, New Madrid Harbor, Missouri, authorized  
13 pursuant to section 107 of the River and Harbor Act of  
14 1960 (33 U.S.C. 577) and modified by section 102(n) of  
15 the Water Resources Development Act of 1992 (106 Stat.  
16 4807), is further modified to direct the Secretary to as-  
17 sume responsibility for maintenance of the existing Fed-  
18 eral channel referred to in such section 102(n) in addition  
19 to maintaining New Madrid County Harbor.

20 (u) CAPE GIRARDEAU, MISSOURI.—The project for  
21 flood control, Cape Girardeau, Jackson Metropolitan Area,  
22 Missouri, authorized by section 401(a) of the Water Re-  
23 sources Development Act of 1986 (100 Stat. 4118–4119),  
24 is modified to authorize the Secretary to construct the  
25 project, including implementation of nonstructural meas-

1 ures, at a total cost of \$44,200,000, with an estimated  
2 Federal cost of \$32,300,000 and an estimated non-Fed-  
3 eral cost of \$11,900,000.

4 (v) JONES INLET, NEW YORK.—The project for navi-  
5 gation, Jones Inlet, New York, authorized by section 2 of  
6 the Rivers and Harbors Act of March 2, 1945 (59 Stat.  
7 13), is modified to direct the Secretary to place  
8 uncontaminated dredged material on beach areas  
9 downdrift from the federally maintained channel for the  
10 purpose of mitigating the interruption of littoral system  
11 natural processes caused by the jetty and continued dredg-  
12 ing of the federally maintained channel.

13 (w) RAMAPO AND MAHWAH RIVERS, NEW JERSEY  
14 AND NEW YORK.—The project for flood control, Ramapo  
15 and Mahwah Rivers, New Jersey and New York, author-  
16 ized by section 401(a) of the Water Resources Develop-  
17 ment Act of 1986 (100 Stat. 4120), is modified to author-  
18 ize the Secretary to carry out the project in accordance  
19 with the Report of the Chief of Engineers dated May  
20 1994, at a total cost of \$10,800,000, with an estimated  
21 Federal cost of \$8,120,000 and an estimated non-Federal  
22 cost of \$2,680,000.

23 (x) WILMINGTON HARBOR-NORTHEAST CAPE FEAR  
24 RIVER, NORTH CAROLINA.—The project for navigation,  
25 Wilmington Harbor-Northeast Cape Fear River, North

1 Carolina, authorized by section 202(a) of the Water Re-  
2 sources Development Act of 1986 (100 Stat. 4095), is  
3 modified to authorize the Secretary to construct the  
4 project substantially in accordance with the General De-  
5 sign Memorandum dated April 1990 and the General De-  
6 sign Memorandum Supplement dated February 1994, at  
7 a total cost of \$43,900,000, with an estimated Federal  
8 cost of \$20,100,000 and an estimated non-Federal cost  
9 of \$23,800,000.

10 (y) GARRISON DAM, NORTH DAKOTA.—The project  
11 for flood control, Garrison Dam, North Dakota, author-  
12 ized by section 9 of the Flood Control Act of December  
13 22, 1944 (58 Stat. 891), is modified to authorize the Sec-  
14 retary to acquire permanent flowage and saturation ease-  
15 ments over the lands in Williams County, North Dakota,  
16 extending from the riverward margin of the Buford-Tren-  
17 ton Irrigation District main canal to the north bank of  
18 the Missouri River, beginning at the Buford-Trenton Irri-  
19 gation District pumping station located in the northeast  
20 quarter of section 17, township 152 north, range 104  
21 west, and continuing northeasterly downstream to the land  
22 referred to as the East Bottom, and any other lands out-  
23 side of the boundaries of the Buford-Trenton Irrigation  
24 District which have been adversely affected by rising  
25 ground water and surface flooding. Any easement acquired

1 by the Secretary pursuant to this subsection shall include  
2 the right, power, and privilege of the Government to sub-  
3 merge, overflow, percolate, and saturate the surface and  
4 subsurface of the land. The cost of acquiring such ease-  
5 ments shall not exceed 90 percent, or be less than 75 per-  
6 cent, of the unaffected fee value of the lands. The project  
7 is further modified to authorize the Secretary to provide  
8 a lump sum payment of \$60,000 to the Buford-Trenton  
9 Irrigation District for power requirements associated with  
10 operation of the drainage pumps and to relinquish all  
11 right, title, and interest of the United States to the drain-  
12 age pumps located within the boundaries of the Irrigation  
13 District.

14 (z) WISTER LAKE, OKLAHOMA.—The flood control  
15 project for Wister Lake, LeFlore County, Oklahoma, au-  
16 thorized by section 4 of the Flood Control Act of June  
17 28, 1938 (52 Stat. 1218), is modified to increase the level  
18 of the conservation pool by 1 foot and to adjust the sea-  
19 sonal pool operation to accommodate the change in the  
20 conservation pool elevation.

21 (aa) SAW MILL RUN, PENNSYLVANIA.—The project  
22 for flood control, Saw Mill Run, Pittsburgh, Pennsylvania,  
23 authorized by section 401(a) of the Water Resources De-  
24 velopment Act of 1986 (100 Stat. 4124), is modified to  
25 authorize the Secretary to carry out the project in accord-

1 ance with the Report of the Chief of Engineers dated Jan-  
2 uary 31, 1994, at a total cost of \$12,140,000, with an  
3 estimated Federal cost of \$9,105,000 and an estimated  
4 non-Federal cost of \$3,035,000.

5 (bb) SAN JUAN HARBOR, PUERTO RICO.—The  
6 project for navigation, San Juan Harbor, Puerto Rico, au-  
7 thorized by section 202(a) of the Water Resources Devel-  
8 opment Act of 1986 (100 Stat. 4097), is modified to au-  
9 thorize the Secretary to deepen the bar channel to depths  
10 varying from 49 feet to 56 feet below mean low water with  
11 other modifications to authorized interior channels as gen-  
12 erally described in the General Reevaluation Report and  
13 Environmental Assessment, dated March 1994, at a total  
14 cost of \$43,993,000, with an estimated Federal cost of  
15 \$27,341,000 and an estimated non-Federal cost of  
16 \$16,652,000.

17 (cc) INDIA POINT RAILROAD BRIDGE, SEEKONK  
18 RIVER, PROVIDENCE, RHODE ISLAND.—The project for  
19 the removal and demolition of the India Point Railroad  
20 Bridge, Seekonk River, Providence, Rhode Island, author-  
21 ized by section 1166(c) of the Water Resources Develop-  
22 ment Act of 1986 (100 Stat. 4258), is modified to author-  
23 ize the Secretary to demolish and remove the center span  
24 of the bridge, at a total cost of \$1,300,000, with an esti-

1 mated Federal cost of \$650,000 and an estimated non-  
2 Federal cost of \$650,000.

3 (dd) DALLAS FLOODWAY EXTENSION, DALLAS,  
4 TEXAS.—

5 (1) IN GENERAL.—The project for flood con-  
6 trol, Dallas Floodway Extension, Dallas, Texas, au-  
7 thorized by section 301 of the River and Harbor Act  
8 of 1965 (79 Stat. 1091), is modified to provide that,  
9 notwithstanding the last sentence of subsection (c)  
10 of section 104 of the Water Resources Development  
11 Act of 1986, non-Federal interests may apply for  
12 crediting under such section 104, against the non-  
13 Federal share of the cost of the project, the cost of  
14 work performed by the non-Federal interests in con-  
15 structing flood protection works for Rochester Park  
16 and the north section of the Central Wastewater  
17 Treatment Plant.

18 (2) DETERMINATION OF AMOUNT.—The  
19 amount to be credited under paragraph (1) shall be  
20 determined by the Secretary. In determining such  
21 amount, the Secretary may permit crediting only for  
22 that portion of the work performed by the non-Fed-  
23 eral interests which is compatible with the project  
24 referred to in paragraph (1), including any modifica-

1       tion thereof, and which is required for construction  
2       of such project.

3           (3) CASH CONTRIBUTION.—Nothing in this sub-  
4       section shall be construed to limit the applicability of  
5       the requirement contained in section 103(a)(1)(A) of  
6       the Water Resources Development Act of 1986 to  
7       the project referred to in paragraph (1).

8       (ee) LITTLE DELL DAM AND RESERVOIR, SALT  
9       LAKE CITY STREAMS, UTAH.—The project for flood con-  
10      trol, Little Dell Dam and Reservoir, Salt Lake City  
11      Streams, Utah, authorized by section 203 of the Flood  
12      Control Act of 1968 (82 Stat. 744) and modified by sec-  
13      tion 170 of the Water Resources Development Act of 1976  
14      (90 Stat. 2936), is further modified to allocate the flood  
15      control and water supply costs in accordance with the per-  
16      centages set forth in item 6h of table 16 of the Corps of  
17      Engineers Sacramento District Reexamination Report,  
18      dated February 1984, and to provide that cost-sharing be  
19      in accordance with section 103 of the Water Resources  
20      Development Act of 1986 (33 U.S.C. 2213).

21      (ff) UPPER JORDAN RIVER, UTAH.—The project for  
22      flood control, Upper Jordan River, Utah, authorized by  
23      section 101(a)(23) of the Water Resources Development  
24      Act of 1990 (104 Stat. 4610), is modified to authorize  
25      the Secretary to construct the project at a total cost of

1 \$12,100,000, with an estimated Federal cost of  
2 \$8,000,000 and an estimated non-Federal cost of  
3 \$4,100,000.

4 (gg) HAYSI LAKE, VIRGINIA.—The Haysi Lake, Vir-  
5 ginia, feature of the project for flood control, Tug Fork  
6 of the Big Sandy River, Kentucky, West Virginia, and Vir-  
7 ginia, authorized by section 202(a) of the Energy and  
8 Water Development Appropriation Act, 1981 (94 Stat.  
9 1339), is modified to add recreation as a project purpose.

10 (hh) RUDEE INLET, VIRGINIA BEACH, VIRGINIA.—  
11 The project for navigation and shoreline protection, Rudee  
12 Inlet, Virginia Beach, Virginia, authorized by section  
13 501(a) of the Water Resources Development Act of 1986  
14 (100 Stat. 4148), is modified to authorize the Secretary  
15 to continue maintenance of the project for the life of the  
16 project. The Federal share of the cost of such maintenance  
17 shall be determined in accordance with title I of the Water  
18 Resources Development Act of 1986.

19 (ii) BLUESTONE LAKE, WEST VIRGINIA.—Section  
20 102(ff) of the Water Resources Development Act of 1992  
21 (106 Stat. 4810) is amended by inserting “except for that  
22 organic matter necessary to maintain and enhance the bio-  
23 logical resources of such waters,” after “project,” the first  
24 place it appears.

25 (jj) KICKAPOO RIVER, WISCONSIN.—

1           (1) IN GENERAL.—The project for flood control  
2 and allied purposes, Kickapoo River, Wisconsin, au-  
3 thorized by section 203 of the Flood Control Act of  
4 1962 (76 Stat. 1190) and modified by section 814  
5 of the Water Resources Development Act of 1986  
6 (100 Stat. 4169), is further modified as provided by  
7 this subsection.

8           (2) TRANSFER OF PROPERTY.—

9           (A) IN GENERAL.—Subject to the require-  
10 ments of this subsection, the Secretary shall  
11 transfer to the State of Wisconsin, without con-  
12 sideration, all right, title, and interest of the  
13 United States to the lands described in sub-  
14 paragraph (B), including all works, structures,  
15 and other improvements to such lands.

16           (B) LAND DESCRIPTION.—The lands to be  
17 transferred pursuant to subparagraph (A) are  
18 the approximately 8,569 acres of land associ-  
19 ated with the LaFarge Dam and Lake portion  
20 of the project referred to in paragraph (1) in  
21 Vernon County, Wisconsin, in the following sec-  
22 tions:

23                   (i) Section 31, Township 14 North,  
24                   Range 1 West of the 4th Principal Merid-  
25                   ian.

1                   (ii) Sections 2 through 11, and 16,  
2                   17, 20, and 21, Township 13 North,  
3                   Range 2 West of the 4th Principal Merid-  
4                   ian.

5                   (iii) Sections 15, 16, 21 through 24,  
6                   26, 27, 31, and 33 through 36, Township  
7                   14 North, Range 2 West of the 4th Prin-  
8                   cipal Meridian.

9                   (C) TERMS AND CONDITIONS.—The trans-  
10                  fer under subparagraph (A) shall be made on  
11                  the condition that the State of Wisconsin enters  
12                  into a written agreement with the Secretary to  
13                  hold the United States harmless from all claims  
14                  arising from or through the operation of the  
15                  lands and improvements subject to the transfer.  
16                  If title to the lands described in subparagraph  
17                  (B) is sold or transferred by the State, then the  
18                  State shall reimburse the United States for the  
19                  price originally paid by the United States for  
20                  purchasing such lands.

21                  (D) DEADLINES.—Not later than July 1,  
22                  1995, the Secretary shall transmit to the State  
23                  of Wisconsin an offer to make the transfer  
24                  under this paragraph. Such offer shall provide  
25                  for the transfer to be made in the period begin-

1           ning on November 1, 1995, and ending on De-  
2           cember 31, 1995.

3           (E) DEAUTHORIZATION.—The LaFarge  
4           Dam and Lake portion of the project referred  
5           to in paragraph (1) is not authorized after the  
6           date of the transfer under this paragraph.

7           (F) INTERIM MANAGEMENT AND MAINTEN-  
8           NANCE.—The Secretary shall continue to man-  
9           age and maintain the LaFarge Dam and Lake  
10          portion of the project referred to in paragraph  
11          (1) until the date of the transfer under this  
12          subsection.

13          (3) COMPLETION OF PROJECT FEATURES.—

14          (A) REQUIREMENT.—The Secretary shall  
15          undertake the completion of the following fea-  
16          tures of the project referred to in paragraph  
17          (1):

18                  (i) The continued relocation of State  
19                  highway route 131 and county highway  
20                  routes P and F substantially in accordance  
21                  with plans contained in Design Memorandum  
22                  No. 6, Relocation-LaFarge Reservoir,  
23                  dated June 1970; except that the reloca-  
24                  tion shall generally follow the existing road  
25                  rights-of-way through the Kickapoo Valley.

1           (ii) Environmental cleanup and site  
2 restoration of abandoned wells, farm sites,  
3 and safety modifications to the water con-  
4 trol structures.

5           (iii) Cultural resource activities to  
6 meet the requirements of Federal law.

7           (B) PARTICIPATION BY STATE OF WISCON-  
8 SIN.—In undertaking the completion of the fea-  
9 tures described in subparagraph (A), the Sec-  
10 retary shall determine the requirements of the  
11 State of Wisconsin on the location and design  
12 of each such feature.

13           (4) FUNDING.—There is authorized to be ap-  
14 propriated to carry out this subsection for fiscal  
15 years beginning after September 30, 1994,  
16 \$17,000,000.

17 **SEC. 103. SMALL FLOOD CONTROL PROJECTS.**

18           The Secretary shall conduct a study for each of the  
19 following projects and, if the Secretary determines that  
20 the project is feasible, shall carry out the project under  
21 section 205 of the Flood Control Act of 1948 (33 U.S.C.  
22 701s):

23           (1) ST. LOUIS, MISSOURI.—A project for flood  
24 control in Carondelet and Germania neighborhoods  
25 in St. Louis, Missouri.

1           (2) FULMER CREEK, VILLAGE OF MOHAWK,  
2           NEW YORK.—A project for flood control, Fulmer  
3           Creek, Village of Mohawk, New York.

4           (3) MOYER CREEK, VILLAGE OF FRANKFORT,  
5           NEW YORK.—A project for flood control, Moyer  
6           Creek, Village of Frankfort, New York.

7           (4) SAUQUOIT CREEK, WHITESBORO, NEW  
8           YORK.—A project for flood control, Sauquoit Creek,  
9           Whitesboro, New York.

10          (5) STEELE CREEK, VILLAGE OF ILION, NEW  
11          YORK.—A project for flood control, Steele Creek,  
12          Village of Ilion, New York.

13          (6) SUNBURY, PENNSYLVANIA.—A project for  
14          flood control, Susquehanna River, at Sunbury, Penn-  
15          sylvania, to rehabilitate existing flood control struc-  
16          tures.

17 **SEC. 104. SMALL BANK STABILIZATION PROJECTS.**

18          The Secretary shall conduct a study for each of the  
19          following projects and, if the Secretary determines that  
20          the project is feasible, shall carry out the project under  
21          section 14 of the Flood Control Act of 1946 (33 U.S.C.  
22          701r):

23               (1) WABASH RIVER, NEW HARMONY, INDI-  
24               ANA.—A project for bank stabilization to prevent

1 further erosion of the east bank of the Wabash River  
2 in the vicinity of New Harmony, Indiana.

3 (2) HICKMAN BLUFF, HICKMAN, KENTUCKY.—  
4 A project for bank stabilization, Hickman Bluff,  
5 Hickman, Kentucky.

6 (3) WICKLIFFE, BALLARD COUNTY, KEN-  
7 TUCKY.—A project for bank stabilization, Wickliffe,  
8 Ballard County, Kentucky, on the Mississippi River  
9 between the existing Wickliffe and Mayfield revet-  
10 ments.

11 (4) ALLEGHENY RIVER AT OIL CITY, PENN-  
12 SYLVANIA.—A project for bank stabilization to ad-  
13 dress erosion problems affecting the pipeline cross-  
14 ing the Allegheny River at Oil City, Pennsylvania,  
15 including measures to address erosion affecting the  
16 pipeline in the bed of the Allegheny River and its ad-  
17 jacent banks.

18 **SEC. 105. SMALL NAVIGATION PROJECTS.**

19 The Secretary shall conduct a study for each of the  
20 following projects and, if the Secretary determines that  
21 the project is feasible, shall carry out the project under  
22 section 107 of the River and Harbor Act of 1960 (33  
23 U.S.C. 577):

1           (1) AKUTAN, ALASKA.—A navigation project for  
2 Akutan, Alaska, consisting of a bulkhead and a wave  
3 barrier.

4           (2) KING COVE, ALASKA.—A navigation project  
5 for King Cove, Alaska, consisting of a small rubble  
6 mound structure and a vertical wave screen.

7           (3) TACONITE, MINNESOTA.—A navigation  
8 project for Taconite, Minnesota.

9           (4) TWO HARBORS, MINNESOTA.—A navigation  
10 project for Two Harbors, Minnesota.

11           (5) BROOKLYN, NEW YORK.—A project for  
12 navigation, Brooklyn, New York, including restora-  
13 tion of the pier and related navigation support struc-  
14 tures, at the Sixty-Ninth Street Pier.

15 **SEC. 106. SMALL SHORELINE PROTECTION PROJECTS.**

16           (a) PROJECT AUTHORIZATIONS.—The Secretary  
17 shall conduct a study for each of the following projects,  
18 and if the Secretary determines that the project is feasible,  
19 shall carry out the project under section 3 of the Shoreline  
20 Protection Act of August 13, 1946 (33 U.S.C. 426g):

21           (1) FAULKNER'S ISLAND, CONNECTICUT.—A  
22 project for shoreline protection, Faulkner's Island,  
23 Connecticut.

24           (2) SYLVAN BEACH BREAKWATER, TOWN OF  
25 VERONA, ONEIDA COUNTY, NEW YORK.—A project

1 for shoreline protection, Sylvan Beach Breakwater,  
2 town of Verona, Oneida County, New York.

3 (b) COST SHARING AGREEMENT.—In carrying out  
4 the project authorized by subsection (a)(1), the Secretary  
5 shall enter into an agreement with the property owner of  
6 the project to determine allocation of the project costs.

7 **SEC. 107. SMALL BANK STABILIZATION AND BEACH ERO-**  
8 **SION CONTROL PROJECT, WATSON ISLAND**  
9 **PARK, MIAMI, FLORIDA.**

10 The Secretary shall conduct a study for a project for  
11 bank stabilization and beach erosion control, Watson Is-  
12 land Park, Miami, Florida, and, if the Secretary deter-  
13 mines that the project is feasible, shall carry out the  
14 project under section 14 of the Flood Control Act of 1946  
15 (33 U.S.C. 701r) and section 103 of the River and Harbor  
16 Act of 1962 (33 U.S.C. 426g).

17 **SEC. 108. SMALL SNAGGING AND SEDIMENT REMOVAL**  
18 **PROJECT, MISSISSIPPI RIVER, LITTLE FALLS,**  
19 **MINNESOTA.**

20 The Secretary shall conduct a study for a project for  
21 snagging and sediment removal, Mississippi River, Little  
22 Falls, Minnesota, and, if the Secretary determines that the  
23 project is feasible, shall carry out the project under section  
24 3 of the River and Harbor Act of March 2, 1945 (33  
25 U.S.C. 603a; 59 Stat. 23).

1 **SEC. 109. UPPER TRUCKEE RIVER, EL DORADO COUNTY,**  
2 **CALIFORNIA.**

3 The Secretary shall conduct a study for a project for  
4 environmental restoration, Upper Truckee River, El Do-  
5 rado County, California, including measures for restora-  
6 tion of degraded wetlands and wildlife enhancement, and,  
7 if the Secretary determines that the project is feasible,  
8 shall carry out the project under section 1135 of the  
9 Water Resources Development Act of 1986 (33 U.S.C.  
10 2309a).

11 **SEC. 110. MUSKINGUM RIVER, OHIO.**

12 The Secretary shall conduct a study of the feasibility  
13 of carrying out a major rehabilitation project for the locks  
14 on the Muskingum River, Ohio, constructed under the Na-  
15 tional Industrial Recovery Act and, if the Secretary deter-  
16 mines that project is feasible, carry out the project.

17 **SEC. 111. PROJECT REAUTHORIZATIONS.**

18 (a) GRAND PRAIRIE REGION AND BAYOU METO  
19 BASIN, ARKANSAS.—The project for flood control, Grand  
20 Prairie Region and Bayou Meto Basin, Arkansas, author-  
21 ized by section 204 of the Flood Control Act of 1950 (64  
22 Stat. 174) and deauthorized pursuant to section  
23 1001(b)(1) of the Water Resources Development Act of  
24 1986 (33 U.S.C. 579a(b)(1)), is authorized to be carried  
25 out by the Secretary.

1 (b) WHITE RIVER, ARKANSAS.—The project for navi-  
2 gation, White River Navigation to Batesville, Arkansas,  
3 authorized by section 601(a) of the Water Resources De-  
4 velopment Act of 1986 (100 Stat. 4139) and deauthorized  
5 by section 52(b) of the Water Resources Development Act  
6 of 1988 (102 Stat. 4045), is authorized to be carried out  
7 by the Secretary.

8 **SEC. 112. CONTINUATION OF AUTHORIZATION OF CERTAIN**  
9 **PROJECTS.**

10 (a) GENERAL RULE.—Notwithstanding section 1001  
11 of the Water Resources Development Act of 1986 (33  
12 U.S.C. 579a), the following projects shall remain author-  
13 ized to be carried out by the Secretary:

14 (1) ONTONAGON HARBOR, ONTONAGON COUN-  
15 TY, MICHIGAN.—The project for navigation,  
16 Ontonagon Harbor, Ontonagon County, Michigan,  
17 authorized by section 101 of the River and Harbor  
18 Act of 1962 (76 Stat. 1176).

19 (2) ALPENA HARBOR, MICHIGAN.—The project  
20 for navigation, Alpena Harbor, Michigan, authorized  
21 by section 301 of the River and Harbor Act of 1965  
22 (79 Stat. 1090).

23 (3) CEDAR RIVER HARBOR, MICHIGAN.—The  
24 project for navigation, Cedar River Harbor, Michi-

1 gan, authorized by section 301 of the River and  
2 Harbor Act of 1965 (79 Stat. 1090).

3 (4) CROSS VILLAGE HARBOR, MICHIGAN.—The  
4 project for navigation, Cross Village Harbor, Michi-  
5 gan, authorized by section 101 of the River and  
6 Harbor Act of 1966 (80 Stat. 1405).

7 (5) KNIFE RIVER HARBOR, MINNESOTA.—The  
8 project for navigation, Knife River Harbor, Min-  
9 nesota, authorized by section 100 of the Water Re-  
10 sources Development Act of 1974 (88 Stat. 41).

11 (b) LIMITATION.—A project described in subsection  
12 (a) shall not be authorized for construction after the last  
13 day of the 5-year period that begins on the date of the  
14 enactment of this Act unless, during such period, funds  
15 have been obligated for the construction (including plan-  
16 ning and design) of the project.

17 **SEC. 113. REUSE OF WASTE WATER.**

18 (a) IN GENERAL.—The Secretary is authorized to  
19 provide assistance to non-Federal interests for carrying  
20 out projects described in subsection (c) for the beneficial  
21 reuse of waste water. Such assistance may be in the form  
22 of technical, planning, design, and construction assistance.  
23 If the Secretary is to provide any design or engineering  
24 assistance to carry out a project under this section, the  
25 Secretary shall obtain by procurement from private

1 sources all services necessary for the Secretary to provide  
2 such assistance, unless the Secretary finds that—

3 (1) the service would require the use of a new  
4 technology unavailable in the private sector; or

5 (2) a solicitation or request for proposal has  
6 failed to attract 2 or more bids or proposals.

7 (b) FEDERAL SHARE.—The Federal share of the cost  
8 of assistance provided under this section shall be 55 per-  
9 cent. The non-Federal share shall be subject to the ability  
10 of the non-Federal interest to pay, including the proce-  
11 dures and regulations relating to ability to pay established  
12 under section 103(m) of the Water Resources Develop-  
13 ment Act of 1986.

14 (c) PROJECT DESCRIPTIONS.—The projects for which  
15 the Secretary is authorized to provide assistance under  
16 subsection (a) are as follows:

17 (1) WEST DADE REGIONAL REUSE FACILITY,  
18 FLORIDA.—The West Dade Regional reuse facility,  
19 Florida, to increase water supply to the Everglades  
20 National Park and associated natural systems.

21 (2) CHARLOTTE COUNTY, FLORIDA.—Charlotte  
22 County, Florida, for aquifer storage and recovery of  
23 reclaimed water.

24 (3) ALAMEDA COUNTY, CALIFORNIA.—Alameda  
25 County Phase I waste water reclamation project

1 serving the cities of Fremont, Union City, and New-  
2 ark, California.

3 (4) SUNNYVALE, CALIFORNIA.—The city of  
4 Sunnyvale, California, Phase II water reclamation  
5 project.

6 (5) PALO ALTO, CALIFORNIA.—The city of Palo  
7 Alto, Phase I water reclamation project.

8 (6) SOUTH BAYSIDE, CALIFORNIA.—The South  
9 Bayside System Authority for Phase I of the Red-  
10 wood City-South Bayside System Authority water  
11 reclamation program serving Redwood City, Menlo  
12 Park, and San Carlos, California.

13 (d) AUTHORIZATION OF APPROPRIATIONS.—There is  
14 authorized to be appropriated to carry out this section  
15 \$39,000,000. Such sums shall remain available until ex-  
16 pended.

17 **SEC. 114. STUDIES.**

18 (a) GILA RIVER, GILLESPIE DAM TO YUMA, ARI-  
19 ZONA.—The Secretary shall conduct a study of the fea-  
20 sibility of implementing water conservation measures at  
21 the Gila River, Gillespie Dam to Yuma, Arizona, including  
22 an evaluation of the reoperation of Painted Rock Reservoir  
23 as well as other structural and nonstructural features.

24 (b) NOGALES WASH AND TRIBUTARIES, ARIZONA.—

1           (1) STUDY.—The Secretary shall conduct a  
2 study of the relationship of flooding in Nogales, Ari-  
3 zona, and floodflows emanating from Mexico.

4           (2) REPORT.—The Secretary shall transmit to  
5 Congress a report on the results of the study con-  
6 ducted under paragraph (1), together with rec-  
7 ommendations concerning the appropriate level of  
8 non-Federal participation in the project for flood  
9 control, Nogales Wash and tributaries, Arizona, au-  
10 thorized by section 101(a)(4) of the Water Re-  
11 sources Development Act of 1990 (104 Stat. 4606).

12          (c) LAKE ELSINORE, RIVERSIDE COUNTY, CALIFOR-  
13 NIA.—The Secretary shall conduct a study of the advis-  
14 ability of modifying the project for flood control, Lake  
15 Elsinore, Riverside County, California, authorized pursu-  
16 ant to section 205 of the Flood Control Act of 1948 (33  
17 U.S.C. 701s), in order to provide for water conservation  
18 storage up to 1249 feet mean sea level.

19          (d) SANTA MONICA BREAKWATER, CALIFORNIA.—  
20 The Secretary shall complete the feasibility study for the  
21 breakwater project, Santa Monica, California, and shall  
22 consider as commercial benefits for purposes of section  
23 119 of the River and Harbor Act of 1970 benefits from  
24 reestablishment of past charter fishing vessel accommoda-

1 tion activities which existed in the area prior to damage  
2 of the breakwater structure.

3 (e) YOLO BYPASS, SACRAMENTO-SAN JOAQUIN  
4 DELTA, CALIFORNIA.—The Secretary shall study the ad-  
5 visability of acquiring land in the vicinity of the Yolo By-  
6 pass in the Sacramento-San Joaquin Delta, California, for  
7 the purpose of environmental mitigation for the flood con-  
8 trol project for Sacramento, California, and other water  
9 resources projects in the area.

10 (f) CHICAGO LOCK AND THOMAS J. O'BRIEN LOCK,  
11 ILLINOIS.—The Secretary shall conduct a study to deter-  
12 mine the feasibility of making such structural repairs as  
13 are necessary to prevent leakage through the Chicago  
14 Lock and the Thomas J. O'Brien Lock, Illinois, and to  
15 determine the need for installing permanent flow measure-  
16 ment equipment at such locks to measure any leakage.

17 (g) BEAUTY CREEK WATERSHED, VALPARAISO CITY,  
18 PORTER COUNTY, INDIANA.—The Secretary shall conduct  
19 a study to assess the feasibility of implementing  
20 streambank erosion control measures and flood control  
21 measures within the Beauty Creek watershed, Valparaiso  
22 City, Porter County, Indiana.

23 (h) INDIANA HARBOR CANAL, EAST CHICAGO, LAKE  
24 COUNTY, INDIANA.—The Secretary shall conduct a study  
25 of the feasibility of including environmental and rec-

1 reational features, including a vegetation buffer, as part  
2 of the project for navigation, Indiana Harbor Canal, East  
3 Chicago, Lake County, Indiana, authorized by the Rivers  
4 and Harbors Appropriations Act of June 25, 1910 (36  
5 Stat. 658).

6 (i) JEFFERSONVILLE, INDIANA.—

7 (1) STUDY.—The Secretary shall conduct a  
8 study of the feasibility of carrying out major reha-  
9 bilitation of the levee at Jeffersonville, Indiana, au-  
10 thorized pursuant to section 4 of the Rivers and  
11 Harbors Act of June 28, 1938 (52 Stat. 1217).

12 (2) REPORT.—Not later than 18 months after  
13 the date of the enactment of this Act, the Secretary  
14 shall transmit to Congress a report on the results of  
15 the study conducted under paragraph (1).

16 (j) KNIGHT TOWNSHIP LEVEE, EVANSVILLE, INDI-  
17 ANA.—

18 (1) STUDY.—The Secretary shall conduct a  
19 study of the feasibility of carrying out major reha-  
20 bilitation of the Knight Township levee at Evans-  
21 ville, Indiana, authorized pursuant to section 4 of  
22 the Rivers and Harbors Act of June 28, 1938 (52  
23 Stat. 1217).

24 (2) REPORT.—Not later than 18 months after  
25 the date of the enactment of this Act, the Secretary

1 shall transmit to Congress a report on the results of  
2 the study conducted under paragraph (1).

3 (k) KOONTZ LAKE, INDIANA.—The Secretary shall  
4 conduct a study of the feasibility of implementing meas-  
5 ures to restore Koontz Lake, Indiana, including measures  
6 to remove silt, sediment, nutrients, aquatic growth, and  
7 other noxious materials from Koontz Lake, measures to  
8 improve public access facilities to Koontz Lake, and meas-  
9 ures to prevent or abate the deposit of sediments and nu-  
10 trients in Koontz Lake.

11 (l) LITTLE CALUMET RIVER, INDIANA.—

12 (1) STUDY.—The Secretary shall conduct a  
13 study of the impact of the project for flood control,  
14 Little Calumet River, Indiana, authorized by section  
15 401(a) of the Water Resources Development Act of  
16 1986 (100 Stat. 4115), on flooding and water qual-  
17 ity in the vicinity of the Black Oak area of Gary, In-  
18 diana.

19 (2) REPORT.—Not later than 1 year after the  
20 date of the enactment of this Act, the Secretary  
21 shall transmit to Congress a report on the results of  
22 the study conducted under paragraph (1), together  
23 with recommendations for cost-effective remediation  
24 of impacts described in paragraph (1).

1           (3) FEDERAL SHARE.—The Federal share of  
2           the cost of the study to be conducted under para-  
3           graph (1) shall be 100 percent.

4           (m) CALCASIEU PARISH, LOUISIANA.—The Secretary  
5           shall conduct a study of the economic, engineering, and  
6           environmental feasibility of providing additional water  
7           supply for Calcasieu Parish and vicinity in southwest Lou-  
8           isiana, with a view toward providing for future regional  
9           increases in municipal and industrial water demand and  
10          for increasing agricultural production.

11          (n) CALCASIEU SHIP CHANNEL, HACKBERRY, LOU-  
12          ISIANA.—The Secretary shall conduct a study to deter-  
13          mine the need for improved navigation and related support  
14          service structures in the vicinity of the Calcasieu Ship  
15          Channel, Hackberry, Louisiana.

16          (o) CROWLEY, LOUISIANA.—The Secretary shall con-  
17          duct a study of the feasibility of implementing measures  
18          for controlling erosion on Bayou Blanc immediately down-  
19          stream from the Louisiana State Highway Route 13  
20          bridge crossing.

21          (p) RIVER DES PERES, SAINT LOUIS COUNTY, MIS-  
22          SOURI.—In conducting the feasibility study of potential  
23          flood control measures for the River Des Peres, Saint  
24          Louis County, Missouri, the Secretary shall include poten-  
25          tial storm water runoff and related improvements and

1 shall cooperate with the Metropolitan Saint Louis Sewer  
2 District.

3 (q) PORT OF NEW YORK-NEW JERSEY.—

4 (1) STUDY OF MEASURES TO REDUCE SEDI-  
5 MENT DEPOSITION.—The Secretary shall conduct a  
6 study of measures that could be used to reduce sedi-  
7 ment deposition in the vicinity of the Port of New  
8 York-New Jersey for the purpose of reducing the  
9 volumes to be dredged for navigation projects in the  
10 Port.

11 (2) DREDGED MATERIAL DISPOSAL STUDY.—  
12 The Secretary shall conduct a study to determine  
13 the feasibility of constructing and operating an un-  
14 derwater confined dredged material disposal site in  
15 the Port of New York-New Jersey which could ac-  
16 commodate as much as 250,000 cubic yards of  
17 dredged materials for the purpose of demonstrating  
18 the feasibility of underwater confined disposal pit as  
19 an environmentally suitable method of containing  
20 certain sediments.

21 (3) REPORT.—The Secretary shall transmit to  
22 Congress a report on the results of the studies con-  
23 ducted under this subsection, together with any rec-  
24 ommendations of the Secretary concerning reduction  
25 of sediment deposition referred to in paragraph (1).

1 (r) MAUMEE RIVER, OHIO.—The Secretary shall  
2 study the feasibility of realigning and extending the Fed-  
3 eral channel, Maumee River, Lucas County, Ohio.

4 (s) SNAKE AND COLUMBIA RIVERS, OREGON, WASH-  
5 INGTON, AND IDAHO.—

6 (1) STUDY.—The Secretary shall conduct a  
7 study to assess the authority of the Secretary to im-  
8 plement salmon protection measures in operating  
9 dams on the Snake and Columbia Rivers, Oregon,  
10 Washington, and Idaho.

11 (2) REPORT.—Not later than 6 months after  
12 the date of the enactment of this Act, the Secretary  
13 shall transmit to Congress a report on the results of  
14 the study conducted under paragraph (1), including  
15 recommendations for any additional authority need-  
16 ed to implement such protection measures.

17 (t) CUMBERLAND RIVER, DAVIDSON COUNTY, TEN-  
18 NESSEE.—

19 (1) STUDY.—The Secretary shall conduct a  
20 study of the benefits of establishing a greenway  
21 along the Cumberland River, Davidson County, Ten-  
22 nessee.

23 (2) REPORT.—Not later than 1 year after the  
24 date of the enactment of this Act, the Secretary

1 shall transmit to Congress a report on the results of  
2 the study conducted under paragraph (1).

3 (u) JOHN H. KERR AND PHILPOTT RESERVOIRS,  
4 VIRGINIA AND NORTH CAROLINA.—The Secretary shall  
5 conduct a study of the advisability of modifying the multi-  
6 purpose project for the John H. Kerr and Philpott Res-  
7 ervoirs, Virginia and North Carolina, authorized by sec-  
8 tion 10 of the Flood Control Act of December 22, 1944  
9 (58 Stat. 894)—

10 (1) to include environmental enhancement, pub-  
11 lic recreational opportunities, regional economic de-  
12 velopment, and increased public participation in  
13 shoreline management as management goals of the  
14 project; and

15 (2) to authorize the use of power sale revenues  
16 for operation, maintenance, and capital improve-  
17 ments for the project.

18 **SEC. 115. PROJECT DEAUTHORIZATIONS.**

19 (a) IN GENERAL.—The following projects are not au-  
20 thorized after the date of the enactment of this Act:

21 (1) BRIDGEPORT HARBOR, CONNECTICUT.—The  
22 following portion of the project for navigation,  
23 Bridgeport Harbor, Connecticut, authorized by sec-  
24 tion 101 of the River and Harbor Act of 1958 (72  
25 Stat. 297): A 2-acre anchorage area with a depth of

1 6 feet at the head of Johnsons River between the ex-  
2 isting Federal channel and Hollisters Dam.

3 (2) JOHNSONS RIVER CHANNEL, BRIDGEPORT  
4 HARBOR, CONNECTICUT.—The following portion of  
5 the project for navigation, Johnsons River Channel,  
6 Bridgeport Harbor, Connecticut, authorized by the  
7 first section of the Rivers and Harbors Act of July  
8 24, 1946 (60 Stat. 634): Northerly of a line across  
9 the Federal channel. The coordinates of such line  
10 are N 123318.35, E 486301.68 and N 123257.15,  
11 E 486380.77.

12 (3) SOUTHPORT HARBOR, CONNECTICUT.—

13 (A) DEAUTHORIZATION PORTION OF  
14 PROJECT.—The following portions of the  
15 project for navigation, Southport Harbor, Con-  
16 necticut, authorized by the first section of the  
17 Rivers and Harbors Act of August 30, 1935  
18 (49 Stat. 1029):

19 (i) The 6-foot deep anchorage located  
20 at the head of the project.

21 (ii) The portion of the 9-foot deep  
22 channel beginning at a bend in the channel  
23 whose coordinates are north 109131.16,  
24 east 452653.32 running thence in a north-  
25 easterly direction about 943.01 feet to a

1 point whose coordinates are north  
2 109635.22, east 453450.31 running thence  
3 in a southeasterly direction about 22.66  
4 feet to a point whose coordinates are north  
5 109617.15, east 453463.98 running thence  
6 in a southwesterly direction about 945.18  
7 feet to the point of beginning.

8 (B) REMAINDER.—The remaining portion  
9 of the project referred to in subparagraph (A)  
10 northerly of a line whose coordinates are north  
11 108699.15, east 452768.36 and north  
12 108655.66, east 452858.73 shall be redesign-  
13 nated as an anchorage.

14 (4) FALMOUTH, MASSACHUSETTS.—The follow-  
15 ing portions of the project for navigation, Falmouth  
16 Harbor, Massachusetts, authorized by section 101 of  
17 the River and Harbor Act of 1948 (62 Stat. 1172):

18 (A) The portion commencing at a point  
19 north 199286.37 east 844394.81 a line running  
20 north 73 degrees 09 minutes 24.6 seconds east  
21 440.44 feet to a point north 199413.99 east  
22 844816.36, thence turning and running north  
23 43 degrees 09 minutes 34.5 seconds east  
24 119.99 feet to a point north 199501.52 east  
25 844898.44, thence turning and running south

1           66 degrees 52 minutes 04.4 seconds east  
2           547.66 feet returning to a point north  
3           199286.37 east 844394.81.

4           (B) The portion commencing at a point  
5           north 199647.42 east 845035.25 a line running  
6           north 43 degrees 09 minutes 35.0 seconds east  
7           767.14 feet to a point north 200207.01 east  
8           845560.00, thence turning and running north  
9           11 degrees 04 minutes 24.3 seconds west  
10          380.08 feet to a point north 200580.01 east  
11          845487.00, thence turning and running north  
12          22 degrees 05 minutes 50.8 seconds east  
13          1332.36 feet to a point north 201814.50 east  
14          845988.21, thence turning and running north  
15          02 degrees 54 minutes 15.7 seconds east 15.0  
16          feet to a point north 201829.48 east  
17          845988.97, thence turning and running south  
18          23 degrees 36 minutes 31.9 seconds west  
19          2381.38 feet returning to the point north  
20          199647.42 east 845035.25.

21          (5) OSWEGATCHIE RIVER, OGDENSBURG NEW  
22          YORK.—The portion of the Federal channel of the  
23          project for navigation, Ogdensburg Harbor, New  
24          York, authorized by the first section of the Rivers  
25          and Harbors Appropriations Act of June 25, 1910

1 (36 Stat. 635), as modified by the first section of  
2 the Rivers and Harbors Act of August 30, 1935 (49  
3 Stat. 1037), which is in the Oswegatchie River in  
4 Ogdensburg, New York, from the southernmost  
5 alignment of the Route 68 bridge upstream to the  
6 northernmost alignment of the Lake Street bridge.

7 (b) REDESIGNATION.—The portion of the project for  
8 navigation Falmouth, Massachusetts, referred to in sub-  
9 section (a)(4) upstream of a line designated by the 2  
10 points north 199463.18 east 844496.40 and north  
11 199350.36 east 844544.60 is redesignated as an anchor-  
12 age area.

13 **SEC. 116. NAMINGS.**

14 (a) MILT BRANDT VISITORS CENTER, CALIFOR-  
15 NIA.—

16 (1) DESIGNATION.—The visitors center at  
17 Warm Springs Dam, California, authorized by sec-  
18 tion 203 of the Flood Control Act of 1962 (76 Stat.  
19 1192), shall be known and designated as the “Milt  
20 Brandt Visitors Center”.

21 (2) LEGAL REFERENCES.—Any reference in a  
22 law, map, regulation, document, paper, or other  
23 record of the United States to the visitors center re-  
24 ferred to in paragraph (1) shall be deemed to be a  
25 reference to the “Milt Brandt Visitors Center”.

1 (b) WILLIAM H. NATCHER BRIDGE, MACEO, KEN-  
2 TUCKY, AND ROCKPORT, INDIANA.—

3 (1) DESIGNATION.—The bridge on United  
4 States Route 231 which crosses the Ohio River be-  
5 tween Maceo, Kentucky, and Rockport, Indiana,  
6 shall be known and designated as the “William H.  
7 Natcher Bridge”.

8 (2) LEGAL REFERENCES.—Any reference in a  
9 law, map, regulation, document, paper, or other  
10 record of the United States to the bridge referred to  
11 in paragraph (1) shall be deemed to be a reference  
12 to the “William H. Natcher Bridge”.

13 (c) J. EDWARD ROUSH LAKE, INDIANA.—

14 (1) REDESIGNATION.—The lake on the Wabash  
15 River in Huntington and Wells Counties, Indiana,  
16 authorized by section 203 of the Flood Control Act  
17 of 1958 (72 Stat. 312), and known as Huntington  
18 Lake, shall be known and designated as the “J. Ed-  
19 ward Roush Lake”.

20 (2) LEGAL REFERENCES.—Any reference in a  
21 law, map, regulation, document, paper, or other  
22 record of the United States to the lake referred to  
23 in paragraph (1) shall be deemed to be a reference  
24 to the “J. Edward Roush Lake”.

1 (d) LOCK AND DAM 4, RED RIVER WATERWAY, LOU-  
2 ISIANA.—

3 (1) DESIGNATION.—Lock and Dam 4 of the  
4 Red River Waterway, Louisiana, shall be known and  
5 designated as the “Russell B. Long Lock and  
6 Dam”.

7 (2) LEGAL REFERENCES.—A reference in any  
8 law, map, regulation, document, paper, or other  
9 record of the United States to the lock and dam re-  
10 ferred to in paragraph (1) shall be deemed to be a  
11 reference to the “Russell B. Long Lock and Dam”.

12 (e) LOCK AND DAM 3, RED RIVER WATERWAY, LOU-  
13 ISIANA.—

14 (1) DESIGNATION.—Lock and Dam 3 of the  
15 Red River Waterway, Louisiana, shall be known and  
16 designated the “Edwin W. Edwards Lock and  
17 Dam”.

18 (2) LEGAL REFERENCES.—A reference in any  
19 law, map, regulation, document, paper, or other  
20 record of the United States to the lock and dam re-  
21 ferred to in paragraph (1) shall be deemed to be a  
22 reference to the “Edwin W. Edwards Lock and  
23 Dam”.

1                   **TITLE II—GENERALLY**  
2                   **APPLICABLE PROVISIONS**

3 **SEC. 201. RECREATION POLICY AND USER FEES.**

4           (a) RECREATION POLICIES.—

5               (1) IN GENERAL.—The Secretary shall provide  
6           increased emphasis on and opportunities for recre-  
7           ation at water resources projects operated, main-  
8           tained, or constructed by the Corps of Engineers.

9               (2) REPORT.—Not later than 2 years after the  
10          date of the enactment of this Act, the Secretary  
11          shall transmit to Congress a report on specific meas-  
12          ures taken to implement this subsection.

13          (b) RECREATION USER FEES.—Section 210(b) of the  
14          Flood Control Act of 1968 (16 U.S.C. 460d–3(b)) is  
15          amended by adding at the end the following:

16               “(5) USE OF FEES COLLECTED AT FACILITY.—  
17          The Secretary of the Army shall ensure that at least  
18          an amount equal to the total amount of fees col-  
19          lected at any project under this subsection in a fiscal  
20          year beginning after September 30, 1994, are ex-  
21          pended in the succeeding fiscal year at such project  
22          for operation and maintenance of recreational facili-  
23          ties at such project.”.

1 **SEC. 202. RECOVERY OF COSTS.**

2 Amounts recovered under section 107 of the Com-  
3 prehensive Environmental Response, Compensation, and  
4 Liability Act of 1980 (42 U.S.C. 9607) for any response  
5 action taken by the Secretary in support of the Army Civil  
6 Works program shall be credited to the appropriate trust  
7 fund account from which the cost of such response action  
8 has been paid or will be charged.

9 **SEC. 203. COST SHARING OF ENVIRONMENTAL PROJECTS.**

10 Section 103(c) of the Water Resources Development  
11 Act of 1986 (33 U.S.C. 2213(c)) is amended—

12 (1) by striking “and” at the end of paragraph  
13 (5);

14 (2) by striking the period at the end of para-  
15 graph (6) and inserting “; and”; and

16 (3) by inserting after paragraph (6) the follow-  
17 ing new paragraph:

18 “(7) subject to section 906 of this Act, environ-  
19 mental protection and restoration: 25 percent.”.

20 **SEC. 204. CONSTRUCTION OF FLOOD CONTROL PROJECTS**

21 **BY NON-FEDERAL INTERESTS.**

22 (a) **AUTHORITY.**—Non-Federal interests are author-  
23 ized to undertake flood control projects in the United  
24 States, subject to obtaining any permits required pursuant  
25 to Federal and State laws, in advance of actual construc-  
26 tion.

1 (b) STUDIES AND ENGINEERING.—

2 (1) BY NON-FEDERAL INTERESTS.—A non-Fed-  
3 eral interest may prepare, for review and approval  
4 by the Secretary, the necessary studies and engi-  
5 neering for any construction to be undertaken pur-  
6 suant to subsection (a).

7 (2) BY SECRETARY.—Upon request of an ap-  
8 propriate non-Federal interest, the Secretary may  
9 undertake all necessary studies and engineering for  
10 any construction to be undertaken pursuant to sub-  
11 section (a) and provide technical assistance in ob-  
12 taining all necessary permits for such construction if  
13 the non-Federal interest contracts with the Sec-  
14 retary to furnish the United States funds for the  
15 studies and engineering during the period that the  
16 studies and engineering will be conducted.

17 (c) COMPLETION OF STUDIES.—The Secretary is au-  
18 thorized to complete and transmit to the appropriate non-  
19 Federal interests any study for flood control which was  
20 initiated before the date of the enactment of this Act or,  
21 upon the request of such non-Federal interests, to termi-  
22 nate the study and transmit the partially completed study  
23 to such non-Federal interests for completion. Studies sub-  
24 ject to this subsection shall be completed without regard  
25 to the requirements of subsection (b).

1 (d) AUTHORITY TO CARRY OUT IMPROVEMENT.—

2 (1) IN GENERAL.—Any non-Federal interest  
3 which has received from the Secretary pursuant to  
4 subsection (b) or (c) a favorable recommendation to  
5 carry out a flood control project or separable ele-  
6 ment thereof based on the results of completed stud-  
7 ies and engineering for the project or element, may  
8 carry out the project or element if a final environ-  
9 mental impact statement has been filed for the  
10 project or element.

11 (2) PERMITS.—Any plan of improvement pro-  
12 posed to be implemented in accordance with this  
13 subsection shall be deemed to satisfy the require-  
14 ments for obtaining the appropriate permits required  
15 under the Secretary's authority and such permits  
16 shall be granted subject to the non-Federal interest's  
17 acceptance of the terms and conditions of such per-  
18 mits if the Secretary determines that the applicable  
19 regulatory criteria and procedures have been satis-  
20 fied.

21 (3) MONITORING.—The Secretary shall monitor  
22 any project for which a permit is granted under this  
23 subsection in order to ensure that such project is  
24 constructed (and, in those cases where such activi-  
25 ties will not be the responsibility of the Secretary,

1 operated and maintained) in accordance with the  
2 terms and conditions of such permit.

3 (e) REIMBURSEMENT.—

4 (1) GENERAL RULE.—Subject to appropriation  
5 Acts, the Secretary is authorized to reimburse any  
6 non-Federal interest an amount equal to the esti-  
7 mate of the Federal share, without interest, of the  
8 cost of any authorized flood control project, or sepa-  
9 rable element thereof, constructed pursuant to this  
10 section—

11 (A) if, after authorization and before initi-  
12 ation of construction of the project or separable  
13 element, the Secretary approves the plans for  
14 construction of such project by the non-Federal  
15 interest; and

16 (B) if the Secretary finds, after a review of  
17 studies and engineering prepared pursuant to  
18 this section, that construction of the project or  
19 separable element is economically justified and  
20 environmentally acceptable.

21 (2) MATTERS TO BE CONSIDERED IN REVIEW-  
22 ING PLANS.—In reviewing plans under this sub-  
23 section, the Secretary shall consider budgetary and  
24 programmatic priorities and other factors that the  
25 Secretary deems appropriate.

1           (3) MONITORING.—The Secretary shall regu-  
2 larly monitor and audit any project for flood control  
3 constructed under this section by a non-Federal in-  
4 terest in order to ensure that such construction is in  
5 compliance with the plans approved by the Secretary  
6 and that the costs are reasonable.

7           (4) LIMITATION ON REIMBURSEMENTS.—No re-  
8 imbursement shall be made under this section unless  
9 and until the Secretary has certified that the work  
10 for which reimbursement is requested has been per-  
11 formed in accordance with applicable permits and  
12 approved plans.

13       (f) TREATMENT OF FLOOD DAMAGE PREVENTION  
14 MEASURES.—For the purposes of this section, flood dam-  
15 age prevention measures at or in the vicinity of Morgan  
16 City and Berwick, Louisiana, shall be treated as an au-  
17 thorized element of the Atchafalaya Basin feature of the  
18 project for flood control, Mississippi River and Tribu-  
19 taries.

20 **SEC. 205. COLLABORATIVE RESEARCH AND DEVELOPMENT.**

21       Section 7 of the Water Resources Development Act  
22 of 1988 (102 Stat. 4022–4023) is amended—

23           (1) in subsection (a) by inserting “civil works”  
24       before “mission”;

1           (2) by redesignating subsections (b), (c), (d),  
2           and (e) as subsections (c), (d), (e), and (f), respec-  
3           tively;

4           (3) in subsection (d), as so redesignated, by  
5           striking “(b)” and inserting “(c)”;

6           (4) by striking subsection (f), as so redesign-  
7           ated; and

8           (5) by inserting after subsection (a) the follow-  
9           ing new subsection:

10          “(b) PRE-AGREEMENT TEMPORARY PROTECTION OF  
11 TECHNOLOGY.—If the Secretary determines that informa-  
12 tion developed as a result of research and development ac-  
13 tivities conducted by the Corps of Engineers is likely to  
14 be subject to a cooperative research and development  
15 agreement within 2 years of its development and that such  
16 information would be a trade secret or commercial or fi-  
17 nancial information that would be privileged or confiden-  
18 tial if the information had been obtained from a non-Fed-  
19 eral party participating in a cooperative research and de-  
20 velopment agreement under section 12 of the Stevenson-  
21 Wydler Technology Innovation Act of 1980, the Secretary  
22 may provide appropriate protection against the dissemina-  
23 tion of such information, including exemption from sub-  
24 chapter II of chapter 5 of title 5, United States Code, until  
25 the earlier of the date the Secretary enters into such an

1 agreement with respect to such technology or the last day  
2 of the 2-year period beginning on the date of such deter-  
3 mination. Any technology covered by this section which be-  
4 comes the subject of a cooperative research and develop-  
5 ment agreement shall be accorded the protection provided  
6 under section 12(c)(7)(B) of such Act (15 U.S.C.  
7 3710a(c)(7)(B)) as if such technology had been developed  
8 under a cooperative research and development agree-  
9 ment.”.

10 **SEC. 206. NATIONAL INVENTORY OF DAMS.**

11 Section 13 of Public Law 92–367 (33 U.S.C. 467l),  
12 is amended by striking the second sentence and inserting  
13 the following: “There is authorized to be appropriated  
14 \$500,000 for each fiscal year for the purpose of carrying  
15 out this section.”.

16 **SEC. 207. MAINTENANCE, REHABILITATION, AND MOD-  
17 ERNIZATION OF FACILITIES.**

18 (a) IN GENERAL.—In accomplishing the mainte-  
19 nance, rehabilitation, and modernization of hydroelectric  
20 power generating facilities at water resources projects  
21 under the jurisdiction of the Department of the Army, the  
22 Secretary is authorized to increase the efficiency of energy  
23 production and the capacity of these facilities if, after con-  
24 sulting with other appropriate Federal and State agencies,  
25 the Secretary determines that such uprating—

1 (1) is economically justified and financially fea-  
2 sible;

3 (2) will not result in significant adverse effects  
4 on the other purposes for which the project is au-  
5 thorized;

6 (3) will not result in significant adverse envi-  
7 ronmental impacts; and

8 (4) will not involve major structural or oper-  
9 ation changes in the project.

10 (b) LIMITATION ON STATUTORY CONSTRUCTION.—  
11 Nothing in subsection (a) shall be construed as affecting  
12 the authority of the Secretary and the Administrator of  
13 the Bonneville Power Administration under section 2406  
14 of the Energy Policy Act of 1992 (16 U.S.C. 839d-1).

15 **SEC. 208. FEDERAL LUMP-SUM PAYMENTS FOR FEDERAL**  
16 **OPERATION AND MAINTENANCE COSTS.**

17 (a) IN GENERAL.—At a water resources project  
18 where the non-Federal interest is responsible for perform-  
19 ing the operation, maintenance, replacement, and rehabili-  
20 tation of the project and the Federal Government is re-  
21 sponsible for paying a portion of the operation, mainte-  
22 nance, replacement, and rehabilitation costs, the Secretary  
23 may provide, under terms and conditions acceptable to the  
24 Secretary and the non-Federal interest, a payment of the  
25 estimated total Federal share of such costs to the non-

1 Federal interest after completion of construction of the  
2 project or a separable element thereof.

3 (b) DETERMINATION OF AMOUNT.—The amount to  
4 be paid shall be equal to the present value of the Federal  
5 payments over the life of the project, as agreed by the  
6 Federal Government and the non-Federal interest, and  
7 shall be computed using an interest rate determined by  
8 the Secretary of the Treasury taking into consideration  
9 current market yields on outstanding marketable obliga-  
10 tions of the United States with maturities comparable to  
11 the remaining life of the project.

12 (c) AGREEMENT.—The Secretary may make a pay-  
13 ment under this section only if the non-Federal interest  
14 has entered into a binding agreement with the Secretary  
15 to perform the operation, maintenance, replacement, and  
16 rehabilitation of the project or separable element. The  
17 agreement must be in accordance with the requirements  
18 of section 221 of the Flood Control Act of 1970 (84 Stat.  
19 1831) and must contain provisions specifying the terms  
20 and conditions under which a payment may be made under  
21 this section and the rights of, and remedies available to,  
22 the Federal Government to recover all or a portion of a  
23 payment made under this section in the event the non-  
24 Federal interest suspends or terminates its performance  
25 of operation, maintenance, replacement, and rehabilitation

1 of the project or separable element or fails to perform such  
2 activities in a manner consistent with the agreement be-  
3 tween the Secretary and the non-Federal interest.

4 (d) RELIEF FROM FUTURE OBLIGATIONS.—Except  
5 as provided in subsection (c), a payment provided to the  
6 non-Federal interest under this section shall relieve the  
7 Government of any future obligations for paying any of  
8 the operation, maintenance, replacement, and rehabilita-  
9 tion costs for the project or separable element.

10 **SEC. 209. LONG-TERM SEDIMENT MANAGEMENT STRATE-**  
11 **GIES.**

12 (a) DEVELOPMENT.—The Secretary shall enter into  
13 cooperative agreements with non-Federal sponsors of navi-  
14 gation projects for development of long-term management  
15 strategies for controlling sediments in such projects.

16 (b) CONTENTS OF STRATEGIES.—Each strategy de-  
17 veloped under this section for a navigation project—

18 (1) shall include assessments of the following  
19 with respect to the project: sediment rates and com-  
20 position, sediment reduction options, dredging prac-  
21 tices, long-term management of any dredged mate-  
22 rial disposal facilities, remediation of such facilities,  
23 and alternative disposal and reuse options;

24 (2) shall include a timetable for implementation  
25 of the strategy; and

1           (3) shall incorporate, as much as possible, rel-  
2           evant ongoing planning efforts, including remedial  
3           action planning, dredged material management plan-  
4           ning, harbor and waterfront development planning,  
5           and watershed management planning.

6           (c) CONSULTATION.—In developing strategies under  
7           this section, the Secretary shall consult with interested  
8           Federal agencies, States, and Indian tribes and the public.

9           **SEC. 210. EMERGENCY RESPONSE.**

10          Section 5(a)(1) of the Act entitled “An Act authoriz-  
11          ing the construction of certain public works on rivers and  
12          harbors for flood control, and for other purposes”, ap-  
13          proved August 18, 1941 (33 U.S.C. 701n(a)(1)), is  
14          amended by inserting before the first semicolon the follow-  
15          ing: “, or in implementation of nonstructural alternatives  
16          to the repair or restoration of such flood control work if  
17          requested by the non-Federal sponsor”.

18          **SEC. 211. OBSTRUCTION REMOVAL REQUIREMENT.**

19          (a) PENALTY.—Section 16 of the Act of March 3,  
20          1899 (30 Stat. 1153; 33 U.S.C. 411), is amended—

21                  (1) by striking “thirteen, fourteen, and fifteen”  
22                  and inserting “13, 14, 15, 19, and 20”; and

23                  (2) by striking “not exceeding twenty-five hun-  
24                  dred dollars nor less than five hundred dollars” and  
25                  inserting “of up to \$25,000 per day”.

1 (b) GENERAL AUTHORITY.—Section 20 of the Act of  
2 March 3, 1899 (30 Stat. 1154; 33 U.S.C. 415), is amend-  
3 ed—

4 (1) by striking “expense” the first place it ap-  
5 pears in subsection (a) and inserting “actual ex-  
6 pense, including administrative expenses,”;

7 (2) in subsection (b) by striking “cost” and in-  
8 serting “actual cost, including administrative  
9 costs,”;

10 (3) by redesignating subsection (b) as sub-  
11 section (c); and

12 (4) by inserting after subsection (a) the follow-  
13 ing new subsection:

14 “(b) REMOVAL REQUIREMENT.—Within 24 hours  
15 after the Secretary of the Department in which the Coast  
16 Guard is operating issues an order to stop or delay naviga-  
17 tion in any navigable waters of the United States because  
18 of conditions related to the sinking or grounding of a ves-  
19 sel, the owner or operator of the vessel, with the approval  
20 of the Secretary of the Army, shall begin removal of the  
21 vessel using the most expeditious removal method avail-  
22 able or, if appropriate, secure the vessel pending removal  
23 to allow navigation to resume. If the owner or operator  
24 fails to begin removal or to secure the vessel pending re-  
25 moval or fails to complete removal as soon as possible,

1 the Secretary of the Army shall remove or destroy the ves-  
2 sel using the summary removal procedures under sub-  
3 section (a) of this section.”.

4 **SEC. 212. SMALL PROJECT AUTHORIZATIONS.**

5 Section 14 of the Flood Control Act of 1946 (33  
6 U.S.C. 701r) is amended—

7 (1) by striking “\$12,500,000” and inserting  
8 “\$15,000,000”; and

9 (2) by striking “\$500,000” and inserting  
10 “\$1,500,000”.

11 **SEC. 213. AQUATIC PLANT CONTROL.**

12 Section 104(b) of the River and Harbor Act of 1958  
13 (33 U.S.C. 610(b)) is amended by striking “\$12,000,000”  
14 and inserting “\$25,000,000”.

15 **SEC. 214. BENEFICIAL USES OF DREDGED MATERIAL.**

16 Section 204(e) of the Water Resources Development  
17 Act of 1992 (33 U.S.C. 2326) is amended by striking  
18 “\$15,000,000” and inserting “\$50,000,000”.

19 **SEC. 215. SEDIMENTS DECONTAMINATION TECHNOLOGY.**

20 (a) PROJECT PURPOSE.—Section 405(a) of the  
21 Water Resources Development Act of 1992 (106 Stat.  
22 4863; 33 U.S.C. 2239 note) is amended by adding at the  
23 end the following:

24 “(3) PROJECT PURPOSE.—The purpose of the  
25 project to be carried out under this section is to pro-

1       vide for the development of 1 or more sediment de-  
2       contamination technologies on a pilot scale dem-  
3       onstrating a capacity of at least 400 cubic yards per  
4       day.”.

5       (b) AUTHORIZATION OF APPROPRIATIONS.—The first  
6       sentence of section 405(c) of such Act is amended to read  
7       as follows: “There is authorized to be appropriated to  
8       carry out this section \$5,000,000 for fiscal years 1993 and  
9       1994 and \$10,000,000 for fiscal years beginning after  
10      September 30, 1994.”.

11      (c) REPORTS.—Section 405 of such Act is amended  
12      by adding at the end the following:

13      “(d) REPORTS.—Not later than September 30, 1996,  
14      and periodically thereafter, the Administrator and the Sec-  
15      retary shall transmit to Congress a report on the results  
16      of the project to be carried out under this section, includ-  
17      ing an assessment of the progress made in achieving the  
18      intent of the program set forth in subsection (a)(3).”.

19      **SEC. 216. PROJECT DEAUTHORIZATIONS.**

20      (a) IN GENERAL.—Section 1001(b)(2) of the Water  
21      Resources Development Act of 1986 (33 U.S.C.  
22      579a(b)(2)) is amended—

23              (1) by striking “Before” at the beginning of the  
24              second sentence and inserting “Upon”; and

1           (2) by inserting “planning, designing, or” be-  
2           fore “construction” in the last sentence.

3           (b) TECHNICAL AMENDMENT.—Section 52 of the  
4 Water Resources Development Act of 1988 (33 U.S.C.  
5 579a note; 102 Stat. 4044) is amended—

6           (1) by striking subsection (a); and

7           (2) by redesignating subsections (b), (c), (d),  
8           and (e) as subsections (a), (b), (c), and (d), respec-  
9           tively.

10 **SEC. 217. FOREIGN TRAVEL.**

11           Section 211 of the Flood Control Act of 1950 (64  
12 Stat. 183) is repealed.

13 **SEC. 218. SUPPORT OF ARMY CIVIL WORKS PROGRAM.**

14           (a) GENERAL AUTHORITY.—In carrying out research  
15 and development in support of the civil works program of  
16 the Department of the Army, the Secretary may utilize  
17 contracts, cooperative research and development agree-  
18 ments, cooperative agreements, and grants with non-Fed-  
19 eral entities, including State and local governments, col-  
20 leges and universities, consortia, professional and tech-  
21 nical societies, public and private scientific and technical  
22 foundations, research institutions, educational organiza-  
23 tions, and non-profit organizations.

24           (b) SPECIAL RULES.—With respect to contracts for  
25 research and development, the Secretary may include re-

1 requirements that have potential commercial application and  
2 may also use such potential application as an evaluation  
3 factor where appropriate.

4 **SEC. 219. HOPPER DREDGE FLEET.**

5 (a) IN GENERAL.—In order to more effectively man-  
6 age and protect the commercial viability of the Nation's  
7 vital deep draft seaports, the Secretary—

8 (1) shall conduct advanced maintenance suffi-  
9 cient to ensure that authorized deep draft channel  
10 dimensions are continuously maintained;

11 (2) may conduct analysis and demonstration of  
12 experimental maintenance dredging techniques or  
13 improved environmental techniques in federally au-  
14 thorized deep draft navigation channels in order to  
15 evaluate the ability of such techniques to increase  
16 the reliability of channel dimensions; except that any  
17 dredging undertaken pursuant to this paragraph  
18 shall be limited and shall not replace or be sub-  
19 stituted for routine maintenance dredging;

20 (3) shall, to the maximum extent practicable,  
21 utilize sediments dredged under paragraphs (1) and  
22 (2) for beneficial purposes; and

23 (4) shall contract for private dredging services  
24 to perform priority-expedited dredging work unless  
25 the appropriate District Engineer of Corps of Engi-

1       neers determines that a Federal dredge can be  
2       brought on scene more quickly or is operationally  
3       better suited to undertake the work than any avail-  
4       able non-Federal dredge.

5       With respect to priority-expedited dredging work under-  
6       taken under paragraph (4), the District Engineer shall  
7       employ innovative, expedited contracting procedures to en-  
8       sure a timely response. In the case of contract disputes,  
9       the District Engineer is authorized to employ whatever  
10      measures are necessary to accomplish the priority-expe-  
11      dited dredging work.

12      (b) HOPPER DREDGE FLEET REQUIREMENTS.—In  
13      order to ensure the continued viability of the Federal hop-  
14      per dredge fleet and private industry hopper dredge fleet,  
15      the Secretary—

16           (1) shall, except as provided in section 342 of  
17           this Act, relating to the hopper dredge, McFarland,  
18           maintain the Federal minimum hopper dredge fleet  
19           for at least 4 years or more beginning in fiscal year  
20           1995 in a fully operational and active status;

21           (2) may undertake measures to maintain or im-  
22           prove the efficiency, operation, and design of the  
23           Federal hopper dredge fleet; and

24           (3) shall, for fiscal years beginning in fiscal  
25           year 1995 and ending in fiscal year 1998, advertise

1 for competitive bid at least 7,500,000 cubic yards of  
2 hopper dredge work formerly accomplished by the  
3 Government fleet in years preceding fiscal year 1992  
4 consistent with the policies developed by the Sec-  
5 retary to implement the requirements of section 106  
6 of the Energy and Water Development Appropria-  
7 tions Act, 1993 (106 Stat. 1326) and section 106 of  
8 the Energy and Water Development Appropriations  
9 Act, 1994 (107 Stat. 1320); except that (A) hopper  
10 dredge work which results from activities undertaken  
11 in accordance with subsection (a)(1) or (a)(2) shall  
12 be advertised for competitive bid and shall not be  
13 counted toward the 7,500,000 cubic yards required  
14 to be advertised by this paragraph; and (B) oper-  
15 ation of the Corps of Engineers hopper dredge fleet  
16 resulting from activities undertaken in accordance  
17 with subsections (a)(2) and (a)(4) shall not be used  
18 to determine days of operation of the Corps of Engi-  
19 neers hopper dredge fleet necessary to achieve the  
20 7,500,000 cubic yards required to be advertised by  
21 this paragraph.

22 (c) PRIORITY-EXPEDITED DREDGING WORK DE-  
23 FINED.—For purposes of this section, the term “priority-  
24 expedited dredging work” means work necessary to main-  
25 tain a federally authorized deep draft navigation channel

1 at project dimensions whenever the appropriate District  
2 Engineer of the Corps of Engineers determines that siltation,  
3 sedimentation, or other events altering channel dimensions  
4 has caused, or is anticipated to cause, imminent  
5 impairment of ongoing commercial navigation.

6 (d) USE OF CORPS DREDGE FLEET.—Notwithstanding  
7 the provisions of this section, the Secretary is authorized  
8 to use the dredge fleet of the Corps of Engineers to  
9 undertake projects when industry does not perform as required  
10 by the contract specifications or when the bids are  
11 more than 25 percent in excess of what the Secretary determines  
12 to be a fair and reasonable estimated cost of a well-equipped  
13 contractor doing the work or to respond to emergency requirements.

15 **SEC. 220. RESTORATION OF ENVIRONMENTAL QUALITY.**

16 Section 1135 of the Water Resources Development  
17 Act of 1986 (100 Stat. 4251–4252; 33 U.S.C. 2309a) is  
18 amended—

19 (1) by striking the period at the end of subsection  
20 (a) and inserting the following: “and to determine if the operation  
21 of such projects has contributed to the degradation of the quality  
22 of the environment.”;

24 (2) by striking the last 2 sentences of subsection  
25 (b);

1           (3) by redesignating subsections (c), (d), and  
2           (e) as subsections (e), (f), and (g), respectively; and

3           (4) by inserting after subsection (b) the follow-  
4           ing new subsections:

5           “(c) RESTORATION OF ENVIRONMENTAL QUALITY.—

6 If the Secretary determines that operation of a water re-  
7 sources project constructed by the Secretary has contrib-  
8 uted to the degradation of the quality of the environment,  
9 the Secretary may undertake measures for restoration of  
10 environmental quality if such measures are feasible and  
11 consistent with the authorized project purposes.

12           “(d) NON-FEDERAL SHARE; LIMITATION ON MAXI-  
13 MUM FEDERAL EXPENDITURE.—The non-Federal share  
14 of the cost of any modifications or measures carried out  
15 or undertaken pursuant to subsection (b) or (c) of this  
16 section shall be 25 percent. Not more than 80 percent of  
17 the non-Federal share may be in kind, including a facility,  
18 supply, or service that is necessary to carry out the modi-  
19 fication. No more than \$5,000,000 in Federal funds may  
20 be expended on any single modification or measure carried  
21 out or undertaken pursuant to this section.”.

1 **SEC. 221. COST SHARING FOR CREATION OF DREDGED MA-**  
2 **TERIAL DISPOSAL AREAS.**

3 (a) FEDERAL SHARE.—Section 101(b) of the Water  
4 Resources Development Act of 1986 (33 U.S.C. 2211(b))  
5 is amended—

6 (1) by inserting “(1) IN GENERAL.—” before  
7 “The Federal share”;

8 (2) by indenting and moving paragraph (1), as  
9 so designated, 2 ems to the right; and

10 (3) by adding at the end the following:

11 “(2) CONFINED DISPOSAL FACILITIES.—The  
12 Federal share of the cost of project features that are  
13 necessary for the creation of dredged material dis-  
14 posal areas, including capping, retaining dikes, bulk-  
15 heads, embankments, and associated structures,  
16 shall be determined in accordance with subsection  
17 (a)(1).”.

18 (b) CONFORMING AMENDMENTS.—Section 101 of  
19 such Act (33 U.S.C. 2211) is amended—

20 (1) in the second sentence of subsection  
21 (a)(2)—

22 (A) by inserting “and” after “rights-of-  
23 way,”; and

24 (B) by striking “, and dredged material  
25 disposal areas”;

26 (2) in subsection (a)(3)—

1 (A) by inserting “and” after “rights-of-  
2 way,”; and

3 (B) by striking “, and dredged material  
4 disposal areas” and inserting “, including those  
5 required for dredged material disposal areas,”;  
6 and

7 (3) in subsection (e)(1) by striking “, and to  
8 provide dredged material disposal areas”.

9 (c) APPLICABILITY.—The amendments made by sub-  
10 sections (a) and (b) shall apply to construction of dredged  
11 material disposal areas for which a contract for construc-  
12 tion has not been awarded before the date of the enact-  
13 ment of this Act. The Secretary may amend any coopera-  
14 tion agreement entered into before such date of enactment  
15 that does not provide for a Federal share of project costs  
16 of dredged material disposal areas as determined in ac-  
17 cordance with such amendments if the non-Federal inter-  
18 est agrees to the amendment of the contract.

19 **SEC. 222. LOSS OF LIFE PREVENTION.**

20 Section 904 of the Water Resources Development Act  
21 of 1986 (33 U.S.C. 2281) is amended by inserting “in-  
22 cluding the loss of life which may be associated with flood-  
23 ing and coastal storm events,” after “costs,”.

1 **SEC. 223. SENSE OF CONGRESS; REQUIREMENT REGARD-**  
2 **ING NOTICE.**

3 (a) PURCHASE OF AMERICAN-MADE EQUIPMENT  
4 AND PRODUCTS.—It is the sense of Congress that, to the  
5 greatest extent practicable, all equipment and products  
6 purchased with funds made available under this Act  
7 should be American-made.

8 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In  
9 providing financial assistance under this Act, the Sec-  
10 retary, to the greatest extent practicable, shall provide to  
11 each recipient of the assistance a notice describing the  
12 statement made in subsection (a).

13 **SEC. 224. RESERVOIR MANAGEMENT TECHNICAL ADVISORY**  
14 **COMMITTEE.**

15 Section 310 of the Water Resources Development Act  
16 of 1990 (33 U.S.C. 2319; 104 Stat. 4639) is amended—

17 (1) by striking subsection (a); and

18 (2) by striking “(b) PUBLIC PARTICIPA-  
19 TION.—”.

20 **SEC. 225. TECHNICAL CORRECTIONS.**

21 (a) SECTION 203 OF 1992 ACT.—Section 203(b) of  
22 the Water Resources Development Act of 1992 (106 Stat.  
23 4826) is amended by striking “(8662)” and inserting  
24 “(8862)”.

25 (b) SECTION 225 OF 1992 ACT.—Section 225(c) of  
26 the Water Resources Development Act of 1992 (106 Stat.

1 4838) is amended by striking “(8662)” in the second sen-  
2 tence and inserting “(8862)”.

3 **TITLE III—MISCELLANEOUS**  
4 **PROVISIONS**

5 **SEC. 301. WATERSHED MANAGEMENT, RESTORATION, AND**  
6 **DEVELOPMENT.**

7 (a) IN GENERAL.—The Secretary is authorized to  
8 provide technical, planning, and design assistance to non-  
9 Federal interests for carrying out watershed management,  
10 restoration, and development projects at the locations de-  
11 scribed in subsection (d).

12 (b) SPECIFIC MEASURES.—Projects carried out pur-  
13 suant to subsection (a) may include the following pur-  
14 poses:

15 (1) Management and restoration of water qual-  
16 ity.

17 (2) Control and remediation of toxic sediments.

18 (3) Restoration of degraded streams, rivers,  
19 wetlands, and other waterbodies to their natural  
20 state as a means to control flooding, excessive ero-  
21 sion, and sedimentation.

22 (4) Protection and restoration of watersheds,  
23 including urban watersheds.

24 (c) NON-FEDERAL SHARE.—The non-Federal share  
25 of the cost of a project for which assistance is provided

1 under this section shall be 50 percent. The non-Federal  
2 share shall be subject to the ability of the non-Federal in-  
3 terest to pay, including application of the procedures and  
4 regulations relating to ability to pay established under sec-  
5 tion 103(m) of the Water Resources Development Act of  
6 1986.

7 (d) PROJECT LOCATIONS.—The Secretary may pro-  
8 vide assistance under subsection (a) for projects at the fol-  
9 lowing locations:

10 (1) Colusa basin, California.

11 (2) Los Angeles River basin, California.

12 (3) Russian River watershed, California.

13 (4) Sacramento River watershed, California.

14 (5) Nancy Creek, Utoy Creek, and North  
15 Peachtree Creek and South Peachtree Creek basin,  
16 Georgia.

17 (6) Morgan, Floyd, Pulaski, Wayne, Laurel,  
18 Knox, Pike, Menifee, Perry, Harlan, Breathitt, Mar-  
19 tin, Jackson, Wolfe, Clay, Magoffin, Owsley, John-  
20 son, Leslie, Lawrence, Knott, Bell, McCreary,  
21 Rockcastle, Whitley, Lee, and Letcher Counties,  
22 Kentucky.

23 (7) Lower Platte River watershed, Nebraska.

24 (8) Upper Potomac River watershed, Grant and  
25 Mineral Counties, West Virginia.

1 (e) AUTHORIZATION OF APPROPRIATIONS.—There is  
2 authorized to be appropriated to carry out this section  
3 \$50,000,000 for fiscal years beginning after September  
4 30, 1994. Such sums shall remain available until ex-  
5 pended.

6 **SEC. 302. LAKES PROGRAM.**

7 Section 602(a) of the Water Resources Development  
8 Act of 1986 (100 Stat. 4148–4149) is amended—

9 (1) by striking “and” at the end of paragraph  
10 (10);

11 (2) by striking the period at the end of para-  
12 graph (11) and inserting a semicolon; and

13 (3) by adding at the end the following:

14 “(12) Oneida Lake, Oneida County, New York,  
15 removal of silt and aquatic growth;

16 “(13) Skaneateles and Owasco Lakes, New  
17 York, removal of silt and aquatic growth and preven-  
18 tion of sediment deposit; and

19 “(14) Twin Lakes, Paris, Illinois, removal of  
20 silt and excess aquatic vegetation, including meas-  
21 ures to address excessive sedimentation, high nutri-  
22 ent concentration, and shoreline erosion.”.

1 **SEC. 303. ENVIRONMENTAL INFRASTRUCTURE.**

2 Section 219(d) of the Water Resources Development  
3 Act of 1992 (106 Stat. 4836) is amended by striking  
4 “\$5,000,000” and inserting “\$50,000,000”.

5 **SEC. 304. ENVIRONMENTAL DREDGING.**

6 Section 312 of the Water Resources Development Act  
7 of 1990 (104 Stat. 4639–4640) is amended—

8 (1) in each of subsections (a), (b), and (c) by  
9 inserting “and remediate” after “remove” each place  
10 it appears;

11 (2) in subsection (b)(1) by inserting “and reme-  
12 diation” after “removal” each place it appears;

13 (3) in subsection (b)(2) by striking  
14 “\$10,000,000” and inserting “\$50,000,000”; and

15 (4) by striking subsection (f).

16 **SEC. 305. CHESAPEAKE BAY RESTORATION AND PROTEC-**  
17 **TION PROGRAM.**

18 (a) ESTABLISHMENT.—

19 (1) IN GENERAL.—The Secretary shall establish  
20 a pilot program to provide assistance to non-Federal  
21 interests in the Chesapeake Bay watershed.

22 (2) FORM.—The assistance shall be in the form  
23 of technical, planning, and design assistance for  
24 water-related environmental infrastructure and re-  
25 source protection and development projects affecting  
26 the Chesapeake Bay, including projects for sediment

1 and erosion control, protection of eroding shorelines,  
2 protection of essential public works, waste water  
3 treatment and related facilities, water supply and re-  
4 lated facilities, and beneficial uses of dredged mate-  
5 rial, and other related projects.

6 (b) PUBLIC OWNERSHIP REQUIREMENT.—The Sec-  
7 retary may provide assistance for a project under this sec-  
8 tion only if the project is publicly owned, and will be pub-  
9 licly operated and maintained.

10 (c) LOCAL COOPERATION AGREEMENT.—

11 (1) IN GENERAL.—Before providing assistance  
12 under this section, the Secretary shall enter into a  
13 local cooperation agreement pursuant to section 221  
14 of the Flood Control Act of 1970 (84 Stat. 1818)  
15 with a non-Federal interest to provide for technical,  
16 planning, and design assistance for the project.

17 (2) REQUIREMENTS.—Each local cooperation  
18 agreement entered into under this subsection shall  
19 provide for the following:

20 (A) PLAN.—Development by the Secretary,  
21 in consultation with appropriate Federal, State,  
22 and local officials, of a plan, including appro-  
23 priate engineering plans and specifications and  
24 an estimate of expected benefits.

1           (B) LEGAL AND INSTITUTIONAL STRUC-  
2           TURES.—Establishment of such legal and insti-  
3           tutional structures as are necessary to ensure  
4           the effective long-term operation and mainte-  
5           nance of the project by the non-Federal inter-  
6           est.

7           (d) APPLICABILITY OF OTHER FEDERAL AND STATE  
8           LAWS AND AGREEMENTS.—

9           (1) IN GENERAL.—Nothing in this section  
10          waives, limits, or otherwise affects the applicability  
11          of any provision of Federal or State law that would  
12          otherwise apply to a project carried out with assist-  
13          ance provided under this section.

14          (2) COOPERATION.—In carrying out this sec-  
15          tion, the Secretary shall cooperate with the heads of  
16          appropriate Federal agencies.

17          (e) REPORT.—Not later than December 31, 1998, the  
18          Secretary shall transmit to Congress a report on the re-  
19          sults of the program carried out under this section, to-  
20          gether with a recommendation concerning whether or not  
21          the program should be implemented on a national basis.

22          (f) AUTHORIZATION OF APPROPRIATIONS.—There  
23          are authorized to be appropriated to carry out this section  
24          \$10,000,000 for fiscal year 1995. Such sums shall remain  
25          available until expended.

1 **SEC. 306. SAINT LAWRENCE SEAWAY COLLECTION OF**  
2 **TOLLS.**

3 Section 13 of the Act of May 13, 1954 (33 U.S.C.  
4 988a) is amended to read as follows:

5 **“SEC. 13. WAIVER OF COLLECTION OF CHARGES AND**  
6 **TOLLS.**

7 “(a) WAIVER.—Notwithstanding section 12 or any  
8 other provision of law, the Corporation shall not collect  
9 any charge or toll established pursuant to section 12 with  
10 respect to a commercial vessel (as defined by section  
11 4462(a)(4) of the Internal Revenue Code of 1986).

12 “(b) RECORD.—The Corporation shall maintain a  
13 record of the annual amount of each charge or toll that  
14 would have been collected with respect to a commercial  
15 vessel described in subsection (a) but for the requirement  
16 of subsection (a).”.

17 **SEC. 307. RIVER BASIN PLAN FOR LOWER MISSISSIPPI.**

18 (a) DEVELOPMENT.—The Secretary shall develop a  
19 comprehensive river basin management plan that address-  
20 es the long-term ecological, economic, and flood control  
21 needs of the basin of the Lower Mississippi River system.

22 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
23 authorized to be appropriated to carry out this section  
24 \$5,000,000 for fiscal years beginning after September 30,  
25 1994. Such sums shall remain available until expended.

1 **SEC. 308. EXTENSION OF JURISDICTION OF MISSISSIPPI**  
2 **RIVER COMMISSION.**

3 The jurisdiction of the Mississippi River Commission,  
4 established by the Act of June 29, 1879 (33 U.S.C. 641),  
5 is extended to include all of the area between the eastern  
6 side of the Bayou Lafourche Ridge from Donaldsonville,  
7 Louisiana, to the Gulf of Mexico and the west guide levee  
8 of the Mississippi River from Donaldsonville, Louisiana,  
9 to the Gulf of Mexico.

10 **SEC. 309. GREAT LAKES DREDGED MATERIAL TESTING AND**  
11 **EVALUATION MANUAL.**

12 The Secretary, in cooperation with the Administrator  
13 of the Environmental Protection Agency, shall provide  
14 technical assistance to non-Federal interests on testing  
15 procedures contained in the Great Lakes Dredged Mate-  
16 rial Testing and Evaluation Manual developed pursuant  
17 to section 230.2(c) of title 40, Code of Federal Regula-  
18 tions.

19 **SEC. 310. GREAT LAKES SEDIMENT REDUCTION.**

20 (a) GREAT LAKES TRIBUTARY SEDIMENT TRANS-  
21 PORT MODEL.—For each major river system or set of  
22 major river systems depositing sediment into a Great  
23 Lakes federally authorized commercial harbor, channel  
24 maintenance project site, or Area of Concern, the Sec-  
25 retary, in consultation and coordination with the Great

1 Lakes States, shall develop a tributary sediment transport  
2 model.

3 (b) REQUIREMENTS FOR MODELS.—In developing a  
4 tributary sediment transport model under this section, the  
5 Secretary shall—

6 (1) build upon data and monitoring infrastruc-  
7 ture generated in earlier studies and programs of  
8 the Great Lakes and their tributaries; and

9 (2) complete models for 30 major river systems  
10 within the 5-year period beginning on the date of the  
11 enactment of this Act.

12 **SEC. 311. CONFINED DISPOSAL FACILITIES.**

13 (a) ASSESSMENT.—The Secretary shall conduct an  
14 assessment of the general conditions of confined disposal  
15 facilities in the Great Lakes.

16 (b) REPORT.—Not later than 3 years after the date  
17 of the enactment of this Act, the Secretary shall transmit  
18 to Congress a report on the results of the assessment con-  
19 ducted under subsection (a), including the following:

20 (1) A description of the cumulative effects of  
21 confined disposal facilities in the Great Lakes.

22 (2) Recommendations for specific remediation  
23 actions for each confined disposal facility in the  
24 Great Lakes.

1           (3) An evaluation of, and recommendations for,  
2           confined disposal facility management practices and  
3           technologies to conserve capacity at such facilities  
4           and to minimize adverse environmental effects at  
5           such facilities throughout the Great Lakes system.

6 **SEC. 312. ALTERNATIVE TO ANNUAL PASSES.**

7           (a) IN GENERAL.—The Secretary shall carry out a  
8           project to evaluate the feasibility of implementing an alter-  
9           native to the \$25 annual pass that the Secretary currently  
10          offers to users of recreation facilities at water resources  
11          projects of the Corps of Engineers.

12          (b) ANNUAL PASS.—The project to be carried out  
13          under this section shall include the establishment of an  
14          annual pass which costs \$10 or less for the use of recre-  
15          ation facilities at Raystown Lake, Pennsylvania.

16          (c) REPORT.—Not later than December 31, 1997, the  
17          Secretary shall transmit to Congress a report on the re-  
18          sults of the project carried out under this section, together  
19          with recommendations concerning whether annual passes  
20          for individual projects should be offered on a nationwide  
21          basis.

22 **SEC. 313. RECREATION PARTNERSHIP INITIATIVE.**

23          (a) IN GENERAL.—The Secretary shall promote Fed-  
24          eral, non-Federal, and private sector cooperation in creat-  
25          ing public recreation opportunities and developing the nec-

1 essary supporting infrastructure at water resources  
2 projects of the Corps of Engineers.

3 (b) INFRASTRUCTURE IMPROVEMENTS.—

4 (1) RECREATION INFRASTRUCTURE IMPROVE-  
5 MENTS.—In demonstrating the feasibility of the  
6 public-private cooperative, the Secretary shall pro-  
7 vide, at Federal expense, such infrastructure im-  
8 provements as are necessary to support a potential  
9 private recreational development at the Raystown  
10 Lake Project, Pennsylvania, generally in accordance  
11 with the Master Plan Update (1994) for the project.

12 (2) AGREEMENT.—The Secretary shall enter  
13 into an agreement with an appropriate non-Federal  
14 public entity to ensure that the infrastructure im-  
15 provements constructed by the Secretary on non-  
16 project lands pursuant to paragraph (1) are trans-  
17 ferred to and operated and maintained by the non-  
18 Federal public entity.

19 (3) AUTHORIZATION OF APPROPRIATIONS.—  
20 There is authorized to be appropriated to carry out  
21 this subsection \$4,500,000 for fiscal years beginning  
22 after September 30, 1994. Such sums shall remain  
23 available until expended.

24 (c) REPORT.—Not later than December 31, 1997, the  
25 Secretary shall transmit to Congress a report on the re-

1 sults of the cooperative efforts carried out under this sec-  
2 tion, including the improvements required by subsection  
3 (b).

4 **SEC. 314. WATER QUALITY PROJECTS.**

5 Section 307(d) of the Water Resources Development  
6 Act of 1992 (106 Stat. 4841) is amended by striking  
7 “\$70,000,000” and inserting “\$100,000,000”.

8 **SEC. 315. NEW ENGLAND DIVISION HEADQUARTERS FACIL-  
9 ITY.**

10 (a) GENERAL AUTHORITY.—The Secretary may use  
11 Plant Replacement and Improvement Program funds to  
12 design and construct a new headquarters facility for the  
13 New England Division of the United States Army Corps  
14 of Engineers.

15 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
16 authorized to be appropriated for fiscal years beginning  
17 after September 30, 1994, \$30,000,000 to carry out this  
18 section.

19 **SEC. 316. QUARANTINE FACILITY.**

20 Section 108(c) of the Water Resources Development  
21 Act of 1992 (106 Stat. 4816) is amended by striking  
22 “\$1,000,000” and inserting “\$4,000,000”.

1 **SEC. 317. BENTON AND WASHINGTON COUNTIES, ARKAN-**  
2 **SAS.**

3 Section 220 of the Water Resources Development Act  
4 of 1992 (106 Stat. 4836–4837) is amended by adding at  
5 the end the following new subsection:

6 “(c) USE OF FEDERAL FUNDS.—The Secretary may  
7 make available to the non-Federal interests funds not to  
8 exceed an amount equal to the Federal share of the total  
9 project cost to be used by the non-Federal interests to un-  
10 dertake the work directly or by contract.”.

11 **SEC. 318. CALAVERAS COUNTY, CALIFORNIA.**

12 The Secretary, in cooperation with Federal, State,  
13 and local agencies, is authorized—

14 (1) to conduct investigations and surveys of the  
15 watershed of the Lower Mokelumne River in  
16 Calaveras County, California; and

17 (2) to provide technical, planning, and design  
18 assistance for abatement and mitigation of degrada-  
19 tion caused by abandoned mines and mining activity  
20 in the vicinity of such river.

21 **SEC. 319. LAKE ELSINORE, CALIFORNIA.**

22 (a) MAXIMUM ALLOTMENT.—The maximum amount  
23 which may be allotted under section 205 of the Flood Con-  
24 trol Act of 1948 (33 U.S.C. 701s) for the project for flood  
25 control, Lake Elsinore, Riverside County, California, shall  
26 be \$7,500,000 instead of \$5,000,000.

1 (b) REVISION OF LOCAL COOPERATION AGREE-  
2 MENT.—The Secretary shall revise the local cooperation  
3 agreement for the project referred to in subsection (a) in  
4 order to take into account the increase in the Federal par-  
5 ticipation in such project pursuant to subsection (a).

6 (c) COST SHARING.—Nothing in this section shall be  
7 construed to affect any cost-sharing requirement applica-  
8 ble to the project referred to in subsection (a) under the  
9 Water Resources Development Act of 1986.

10 **SEC. 320. BENEFICIAL USE OF DREDGED MATERIAL, MON-**  
11 **TEZUMA, CALIFORNIA.**

12 The Secretary shall carry out a project for the bene-  
13 ficial use of dredged material at Montezuma, California,  
14 pursuant to section 204 of the Water Resources Develop-  
15 ment Act of 1992.

16 **SEC. 321. PRADO DAM SAFETY IMPROVEMENTS.**

17 The Secretary, in coordination with the State of Cali-  
18 fornia, shall provide technical assistance to Orange Coun-  
19 ty, California, in developing appropriate public safety and  
20 access improvements associated with that portion of Cali-  
21 fornia State Route 71 being relocated for the Prado Dam  
22 feature of the project authorized as part of the project  
23 for flood control, Santa Ana River Mainstem, California,  
24 by section 401(a) of the Water Resources Development  
25 Act of 1986 (100 Stat. 4113).

1 **SEC. 322. SAN JOSE, CALIFORNIA.**

2 (a) IN GENERAL.—The Secretary shall transfer  
3 funds appropriated to carry out this section to the Admin-  
4 istrator of the Environmental Protection Agency for mak-  
5 ing grants to the city of San Jose, California, and the  
6 Santa Clara Valley Water District, San Jose, California,  
7 to promote and implement the use of treated waste water  
8 for critical water supply purposes and for the protection  
9 of San Francisco Bay.

10 (b) PURPOSES OF ASSISTANCE.—Assistance may be  
11 provided under this section for projects for the planning,  
12 design, and construction of facilities to reuse waste water  
13 in the San Jose area, including necessary distribution fa-  
14 cilities. Design and construction of such projects shall be  
15 carried out by non-Federal interests.

16 (c) APPROVAL OF PLANS.—Upon approval of nec-  
17 essary plans and specifications, the Administrator is au-  
18 thorized to make grants under this section in accordance  
19 with the existing grant procedures of the Environmental  
20 Protection Agency.

21 (d) TRANSFER OF FUNDS.—The transfer of funds  
22 under subsection (a) shall occur pursuant to a memoran-  
23 dum of agreement between the Secretary and the Adminis-  
24 trator. Such memorandum of agreement shall be entered  
25 into on or before the 60th day after the date upon which

1 funds are made available to the Secretary to carry out this  
2 section.

3 (e) COST SHARING.—The Federal share of the cost  
4 of a project carried out under this section shall be 55 per-  
5 cent. Other Federal funds may be contributed to the  
6 project, and the non-Federal sponsors shall receive credit  
7 for lands, easements, rights-of-way, and relocations to-  
8 ward its share of project costs. Operation and mainte-  
9 nance costs shall be 100 percent non-Federal.

10 (f) AUTHORIZATION OF APPROPRIATIONS.—There is  
11 authorized to be appropriated to the Secretary to carry  
12 out this section \$71,500,000. Such sums shall remain  
13 available until expended and shall be in addition to and  
14 not in lieu of any other amounts authorized to be appro-  
15 priated under any other Act, including title II of the Fed-  
16 eral Water Pollution Control Act.

17 **SEC. 323. TAMPA, FLORIDA.**

18 The Secretary may enter into a cooperative agree-  
19 ment under section 218 of this Act with the Museum of  
20 Science and Industry, Tampa, Florida, to provide tech-  
21 nical, planning, and design assistance to demonstrate the  
22 water quality functions found in wetlands, at an estimated  
23 total Federal cost of \$500,000.

1 **SEC. 324. KANKAKEE RIVER BASIN, ILLINOIS.**

2 (a) MASTER PLAN.—Not later than 1 year after the  
3 date of the enactment of this Act, the Secretary, in co-  
4 operation with other interested Federal, State, and local  
5 agencies and private citizens, shall study, and prepare a  
6 comprehensive master plan for the management of, the  
7 Kankakee River Basin, Illinois. The study shall focus pri-  
8 marily on basinwide management methods for flood dam-  
9 age reduction, environmental enhancement, and erosion  
10 control and may evaluate water quality, land use manage-  
11 ment, and other related topics.

12 (b) FEASIBILITY REPORT.—Not later than 30  
13 months after the date of completion of the study and plan  
14 under subsection (a), the Secretary shall prepare, in ac-  
15 cordance with section 905 of the Water Resources Devel-  
16 opment Act of 1986 (33 U.S.C. 2282), a feasibility report  
17 concerning the measures described in the plan.

18 (c) AUTHORIZATION OF APPROPRIATIONS.—There  
19 are authorized to be appropriated \$500,000 for the study  
20 and preparation of the plan required under subsection (a)  
21 and such sums as may be necessary to prepare the feasibil-  
22 ity report required under subsection (b).

23 **SEC. 325. WATERSHED MANAGEMENT PLAN FOR DEEP**  
24 **RIVER BASIN, INDIANA.**

25 (a) DEVELOPMENT.—The Secretary, in consultation  
26 with the Soil Conservation Service of the Department of

1 Agriculture, shall develop a watershed management plan  
2 for the Deep River Basin, Indiana, which includes Deep  
3 River, Lake George, Turkey Creek, and other related trib-  
4 utaries in Indiana.

5 (b) CONTENTS.—The plan to be developed by the  
6 Secretary under subsection (a) shall address specific con-  
7 cerns related to the Deep River Basin area, including sedi-  
8 ment flow into Deep River, Turkey Creek, and other tribu-  
9 taries; control of sediment quality in Lake George; flood-  
10 ing problems; the safety of the Lake George Dam; and  
11 watershed management.

12 **SEC. 326. RESTORATION PROJECTS FOR MARYLAND, PENN-**  
13 **SYLVANIA, WEST VIRGINIA, AND KENTUCKY.**

14 The Secretary, in cooperation with Federal, State,  
15 and local agencies, is authorized—

16 (1) to conduct investigations and surveys of the  
17 watersheds of the North Branch of the Potomac  
18 River, Maryland, Pennsylvania, and West Virginia;  
19 New River, West Virginia; and Pond Creek, Ken-  
20 tucky; and

21 (2) to provide technical, planning, and design  
22 assistance for abatement and mitigation of surface  
23 water quality degradation caused by abandoned  
24 mines and mining activity in the vicinity of such riv-  
25 ers and creek.

1 **SEC. 327. BENEFICIAL USE OF DREDGED MATERIAL, POP-**  
2 **LAR ISLAND, MARYLAND.**

3 The Secretary shall carry out a project for the bene-  
4 ficial use of dredged material at Poplar Island, Maryland,  
5 pursuant to section 204 of the Water Resources Develop-  
6 ment Act of 1992.

7 **SEC. 328. EROSION CONTROL MEASURES, SMITH ISLAND,**  
8 **MARYLAND.**

9 (a) IN GENERAL.—The Secretary shall implement  
10 erosion control measures in the vicinity of Rhodes Point,  
11 Smith Island, Maryland, at an estimated total Federal  
12 cost of \$450,000.

13 (b) IMPLEMENTATION ON EMERGENCY BASIS.—The  
14 project under subsection (a) shall be carried out on an  
15 emergency basis in view of the national, historic, and cul-  
16 tural value of the island and in order to protect the Fed-  
17 eral investment in infrastructure facilities.

18 (c) COST SHARING.—Cost sharing applicable to hur-  
19 ricane and storm damage reduction shall be applicable to  
20 the project to be carried out under subsection (a).

21 **SEC. 329. BENEFICIAL USE OF DREDGED MATERIAL,**  
22 **WORTON POINT, KENT COUNTY, MARYLAND.**

23 The Secretary shall carry out a project for the bene-  
24 ficial use of dredged material at Worton Point, Kent  
25 County, Maryland, pursuant to section 204 of the Water  
26 Resources Development Act of 1992.

1 **SEC. 330. MASSACHUSETTS COASTAL SALTMARSH RES-**  
2 **TORATION AUTHORIZATION.**

3 Subject to the cost sharing provisions of the Water  
4 Resources Development Act of 1986, the Secretary shall,  
5 as part of the long-term goal of Corps of Engineers water  
6 resources development program of increasing the quality  
7 and quantity of the Nation's wetlands, investigate and  
8 carry out saltmarsh restoration projects along the coast-  
9 line of Massachusetts.

10 **SEC. 331. BOSTON, MASSACHUSETTS, ALTERNATIVE TECH-**  
11 **NOLOGY PROJECT.**

12 (a) PROJECT AUTHORIZATION.—The Secretary shall  
13 develop and implement alternative methods for disposal of  
14 contaminated dredged material at the Port of Boston,  
15 Boston, Massachusetts, using innovative and environ-  
16 mental technologies, including thermal remediation.

17 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
18 authorized to be appropriated for fiscal years beginning  
19 after September 30, 1994, to carry out this section  
20 \$2,000,000. Such sums shall remain available until ex-  
21 pended.

22 **SEC. 332. LAKE ST. CLAIRE, MICHIGAN.**

23 The Secretary shall carry out a program to control  
24 aquatic plants in Lake St. Claire, Michigan, under section  
25 104(b) of the River and Harbor Act of 1958 (33 U.S.C.  
26 610(b)).

1 **SEC. 333. DULUTH, MINNESOTA, ALTERNATIVE TECH-**  
2 **NOLOGY PROJECT.**

3 (a) PROJECT AUTHORIZATION.—The Secretary shall  
4 develop and implement alternative methods for decon-  
5 tamination and disposal of contaminated dredged material  
6 at the Port of Duluth, Minnesota.

7 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
8 authorized to be appropriated for fiscal years beginning  
9 after September 30, 1994, to carry out this section  
10 \$1,000,000. Such sums shall remain available until ex-  
11 pended.

12 **SEC. 334. ST. JOHN'S BAYOU—NEW MADRID FLOODWAY.**

13 The Secretary is directed to review the project for  
14 flood control, St. John's Bayou and New Madrid  
15 Floodway, Missouri, authorized by section 401(a) of the  
16 Water Resources Development Act of 1986 (100 Stat.  
17 4118), to determine the ability of the non-Federal inter-  
18 ests to pay the project costs, including operation and  
19 maintenance costs, in accordance with section 103(m) of  
20 the Water Resources Development Act of 1986 (33 U.S.C.  
21 2213(m)) and in light of locally prevailing conditions  
22 which would limit the ability of local interests to partici-  
23 pate as non-Federal project sponsors in accordance with  
24 established cost-sharing formulas.

1 **SEC. 335. DURHAM, NEW HAMPSHIRE.**

2 The Secretary may enter into a cooperative agree-  
3 ment under section 218 of this Act with the University  
4 of New Hampshire to provide technical assistance for a  
5 water treatment technology center addressing the needs  
6 of small communities.

7 **SEC. 336. NEW YORK BIGHT AND HARBOR STUDY.**

8 Section 326(f) of the Water Resources Development  
9 Act of 1992 (106 Stat. 4851) is amended by striking  
10 “\$1,000,000” and inserting “\$10,000,000”.

11 **SEC. 337. NEW YORK STATE CANAL SYSTEM.**

12 (a) IN GENERAL.—The Secretary is authorized to  
13 make capital improvements to the New York State Canal  
14 System.

15 (b) AGREEMENTS.—The Secretary shall, with the  
16 consent of appropriate local and State entities, enter into  
17 such arrangements, contracts, and leases with public and  
18 private entities as may be necessary for the purposes of  
19 rehabilitation, renovation, preservation, and maintenance  
20 of the New York State Canal System and its related facili-  
21 ties, including trailside facilities and other recreational  
22 projects along the waterways of the canal system.

23 (c) NEW YORK STATE CANAL SYSTEM DEFINED.—  
24 In this section, the term “New York State Canal System”  
25 means the Erie, Oswego, Champlain, and Cayuga-Seneca  
26 Canals.

1 (d) FEDERAL SHARE.—The Federal share of the cost  
2 of capital improvements under this section shall be 50 per-  
3 cent.

4 (e) AUTHORIZATION OF APPROPRIATIONS.—There is  
5 authorized to be appropriated to carry out this section  
6 \$5,000,000 for fiscal years beginning after September 30,  
7 1994. Such sums shall remain available until expended.

8 **SEC. 338. NEW YORK CITY WATERSHED.**

9 (a) ESTABLISHMENT.—

10 (1) IN GENERAL.—The Secretary shall establish  
11 a program for providing environmental assistance to  
12 non-Federal interests in the New York City Water-  
13 shed.

14 (2) FORM.—Assistance provided under this sec-  
15 tion may be in the form of design and construction  
16 assistance for water-related environmental infra-  
17 structure and resource protection and development  
18 projects in the New York City Watershed, including  
19 projects for water supply, storage, treatment, and  
20 distribution facilities, and surface water resource  
21 protection and development.

22 (b) PUBLIC OWNERSHIP REQUIREMENT.—The Sec-  
23 retary may provide assistance for a project under this sec-  
24 tion only if the project is publicly owned.

25 (c) ELIGIBLE PROJECTS.—

1           (1) CERTIFICATION.—A project shall be eligible  
2 for financial assistance under this section only if the  
3 State director for the project certifies to the Sec-  
4 retary that the project will contribute to the protec-  
5 tion and enhancement of the quality or quantity of  
6 the New York City water supply.

7           (2) SPECIAL CONSIDERATION.—In certifying  
8 projects to the Secretary, the State director shall  
9 give special consideration to those projects imple-  
10 menting plans, agreements, and measures which pre-  
11 serve and enhance the economic and social character  
12 of the watershed communities.

13           (3) PROJECT DESCRIPTIONS.—Projects eligible  
14 for assistance under this section shall include the  
15 following:

16           (A) Implementation of intergovernmental  
17 agreements for coordinating regulatory and  
18 management responsibilities.

19           (B) Acceleration of whole farm planning to  
20 implement best management practices to main-  
21 tain or enhance water quality and to promote  
22 agricultural land use.

23           (C) Acceleration of whole community plan-  
24 ning to promote intergovernmental cooperation  
25 in the regulation and management of activities

1 consistent with the goal of maintaining or en-  
2 hancing water quality.

3 (D) Natural resources stewardship on pub-  
4 lic and private lands to promote land uses that  
5 preserve and enhance the economic and social  
6 character of the watershed communities and  
7 protect and enhance water quality.

8 (d) LOCAL COOPERATION AGREEMENTS.—Before  
9 providing assistance under this section, the Secretary shall  
10 enter into a cooperative agreement with the State director  
11 for the project to be carried out with such assistance.

12 (e) COST SHARING.—

13 (1) IN GENERAL.—Total project costs under  
14 each local cooperation agreement entered into under  
15 this section shall be shared at 75 percent Federal  
16 and 25 percent non-Federal. The non-Federal inter-  
17 est shall receive credit for the reasonable costs of de-  
18 sign work completed by such interest prior to enter-  
19 ing into a local cooperation agreement with the Sec-  
20 retary for a project. The Federal share may be in  
21 the form of grants or reimbursements of project  
22 costs.

23 (2) INTEREST.—In the event of delays in the  
24 reimbursement of the non-Federal share of a  
25 project, the non-Federal interest shall receive credit

1 for reasonable interest to provide the non-Federal  
2 share of a project's cost.

3 (3) LANDS, EASEMENTS, AND RIGHTS-OF-WAY  
4 CREDIT.—The non-Federal interest shall receive  
5 credit for lands, easements, rights-of-way, and relo-  
6 cations toward its share of project costs, including  
7 direct costs associated with obtaining permits nec-  
8 essary for the placement of such project on public  
9 owned or controlled lands, but not to exceed 25 per-  
10 cent of total project costs.

11 (4) OPERATION AND MAINTENANCE.—Oper-  
12 ation and maintenance costs for projects constructed  
13 with assistance provided under this section shall be  
14 100 percent non-Federal.

15 (f) APPLICABILITY OF OTHER FEDERAL AND STATE  
16 LAWS.—Nothing in this section shall be construed to  
17 waive, limit, or otherwise affect the applicability of any  
18 provision of Federal or State law that would otherwise  
19 apply to a project carried out with assistance provided  
20 under this section.

21 (g) REPORT.—Not later than December 31, 2000,  
22 the Secretary shall transmit to Congress a report on the  
23 results of the program carried out under this section, to-  
24 gether with recommendations concerning whether such  
25 program should be implemented on a national basis.

1 (h) NEW YORK CITY WATERSHED DEFINED.—For  
2 purposes of this section, the term “New York City Water-  
3 shed” means the land area within the counties of Dela-  
4 ware, Greene, Schoharie, Ulster, Sullivan, Westchester,  
5 Putnam, and Dutchess which contributes water to the  
6 water supply system of New York City.

7 (i) AUTHORIZATION OF APPROPRIATIONS.—There is  
8 authorized to be appropriated to carry out this section  
9 \$10,000,000 for fiscal years beginning after September  
10 30, 1994.

11 **SEC. 339. NORTHEASTERN OHIO.**

12 The Secretary is authorized to provide technical as-  
13 sistance to local interests for planning the establishment  
14 of a regional water authority in northeastern Ohio to ad-  
15 dress the water problems of the region. The Federal share  
16 of the costs of such planning shall not exceed 75 percent.

17 **SEC. 340. OHIO RIVER.**

18 (a) CENTER FOR ENVIRONMENTAL STUDIES FOR  
19 LARGE RIVERS.—The Secretary shall establish a Center  
20 for Environmental Studies of Large Rivers at Jefferson  
21 Technical College, Ohio.

22 (b) STUDY.—

23 (1) COOPERATIVE AGREEMENT.—The Secretary  
24 shall enter into a cooperative agreement with the  
25 Ohio River Valley Water Sanitation Commission to

1 develop the necessary methodologies to make im-  
2 provements in, and assess the environmental health  
3 of, the Ohio River.

4 (2) REPORT.—Not later than December 31,  
5 1996, the Secretary shall submit a report to Con-  
6 gress on the results of the study conducted under  
7 paragraph (1), together with recommendations on  
8 reducing and eliminating pollution in the Ohio River.

9 (c) AUTHORIZATION OF APPROPRIATIONS.—There is  
10 authorized to be appropriated for fiscal years beginning  
11 after September 30, 1994, \$2,000,000 to carry out sub-  
12 section (a) and \$1,000,000 to carry out subsection (b).

13 **SEC. 341. REMOVAL OR REMEDIATION OF CONTAMINATED**  
14 **SEDIMENTS, MAHONING RIVER, OHIO AND**  
15 **PENNSYLVANIA.**

16 The Secretary shall remove or remediate contami-  
17 nated sediments from the Mahoning River, Northeast  
18 Ohio and Western Pennsylvania, pursuant to section 312  
19 of the Water Resources Development Act of 1990 (33  
20 U.S.C. 1252 note).

21 **SEC. 342. COLUMBIA RIVER BASIN, OREGON.**

22 The costs of measures undertaken to mitigate the ad-  
23 verse effects on fish and wildlife of water resources  
24 projects constructed by the Secretary within the McKenzie  
25 River Sub-Basin within the Columbia River Basin, Or-

1 egon, shall be allocated as provided in section 906 of the  
2 Water Resources Development Act of 1986 (33 U.S.C.  
3 2283).

4 **SEC. 343. SOUTH CENTRAL PENNSYLVANIA.**

5 (a) IN GENERAL.—Section 313 of the Water Re-  
6 sources Development Act of 1992 (106 Stat. 4845–4847)  
7 is amended—

8 (1) in the heading to subsection (c) by striking  
9 “WITH SARCD COUNCIL”;

10 (2) in subsection (c) by inserting “with State,  
11 regional, and local officials, including, where applica-  
12 ble,” after “consult”;

13 (3) in subsection (d)(2)(A) by inserting “,  
14 where applicable,” after “Council”;

15 (4) in subsection (g)(1) by striking  
16 “\$17,000,000” and inserting “\$50,000,000”; and

17 (5) in subsection (h)(2) by striking “Bedford,  
18 Blair, Cambria, Fulton, Huntingdon, and Somerset”  
19 and inserting “Armstrong, Bedford, Blair, Cambria,  
20 Clearfield, Fayette, Franklin, Fulton, Huntingdon,  
21 Indiana, Juniata, Mifflin, Somerset, Snyder, and  
22 Westmoreland”.

23 (b) COST SHARING.—Section 313(d)(3) of the Water  
24 Resources Development Act of 1992 (106 Stat. 4846) is  
25 amended to read as follows:

1 “(3) COST SHARING.—

2 “(A) IN GENERAL.—Total project costs  
3 under each local cooperation agreement entered  
4 into under this subsection shall be shared at 75  
5 percent Federal and 25 percent non-Federal.  
6 The non-Federal interest shall receive credit for  
7 the reasonable costs of design work completed  
8 by such interest prior to entering into a local  
9 cooperation agreement with the Secretary for a  
10 project. The Federal share may be in the form  
11 of grants or reimbursements of project costs.

12 “(B) INTEREST.—In the event of delays in  
13 the reimbursement of the non-Federal share of  
14 a project, the non-Federal interest shall receive  
15 credit for reasonable interest to provide the  
16 non-Federal share of a project’s cost.

17 “(C) LANDS, EASEMENTS, AND RIGHTS-OF-  
18 WAY CREDIT.—The non-Federal interest shall  
19 receive credit for lands, easements, rights-of-  
20 way, and relocations toward its share of project  
21 costs, including direct costs associated with ob-  
22 taining permits necessary for the placement of  
23 such project on public owned or controlled  
24 lands, but not to exceed 25 percent of total  
25 project costs.

1           “(D) OPERATION AND MAINTENANCE  
2           CREDIT.—Operation and maintenance costs for  
3           projects constructed with assistance provided  
4           under this section shall be 100 percent non-  
5           Federal.”.

6 **SEC. 344. BROAD TOP REGION OF PENNSYLVANIA.**

7           Section 304(c) of the Water Resources Development  
8           Act of 1992 (106 Stat. 4840) is amended by striking  
9           “\$5,500,000” and inserting “\$11,000,000”.

10 **SEC. 345. HOPPER DREDGE MCFARLAND.**

11           (a) PROJECT AUTHORIZATION.—The Secretary shall  
12           carry out a project at the Philadelphia Naval Shipyard,  
13           Pennsylvania, to make modernization and efficiency im-  
14           provements to the hopper dredge McFarland.

15           (b) REQUIREMENTS.—In carrying out the project  
16           under subsection (a), the Secretary shall—

17                   (1) determine whether the McFarland should be  
18                   returned to active service or the reserve fleet after  
19                   the project is completed; and

20                   (2) establish minimum standards of dredging  
21                   service to be met in areas served by the McFarland  
22                   while the drydocking is taking place.

23           (c) AUTHORIZATION OF APPROPRIATIONS.—There is  
24           authorized to be appropriated to carry out this section

1 \$20,000,000 for fiscal years beginning after September  
2 30, 1994.

3 **SEC. 346. SEVEN POINTS VISITORS CENTER, RAYSTOWN**  
4 **LAKE, PENNSYLVANIA.**

5 (a) IN GENERAL.—The Secretary shall construct a  
6 visitors center and related public use facilities at the Seven  
7 Points Recreation Area at Raystown Lake, Pennsylvania,  
8 generally in accordance with the Master Plan Update  
9 (1994) for the Raystown Lake Project.

10 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
11 authorized to be appropriated to carry out this section  
12 \$1,500,000. Such sums shall remain available until ex-  
13 pended.

14 **SEC. 347. BLACKSTONE RIVER VALLEY, RHODE ISLAND,**  
15 **AND MASSACHUSETTS.**

16 (a) IN GENERAL.—The Secretary, in coordination  
17 with Federal, State, and local interests, shall provide tech-  
18 nical, planning, and design assistance in the development  
19 and restoration of the Blackstone River Valley National  
20 Heritage Corridor, Rhode Island, and Massachusetts.

21 (b) FEDERAL SHARE.—Funds made available under  
22 this section for planning and design of a project may not  
23 exceed 75 percent of the total cost of such planning and  
24 design.

1 **SEC. 348. EARTHQUAKE PREPAREDNESS CENTER OF EX-**  
2 **PERTISE EXTENSION.**

3 The Secretary shall establish an extension of the  
4 Earthquake Preparedness Center of Expertise for the  
5 central United States at an existing district office of the  
6 Corps of Engineers near the New Madrid fault.

7 **SEC. 349. MURFREESBORO, TENNESSEE.**

8 The Secretary shall carry out a project for environ-  
9 mental enhancement, Murfreesboro, Tennessee, in accord-  
10 ance with the Report and Environmental Assessment,  
11 Black Fox, Murfree and Oaklands Spring Wetlands,  
12 Murfreesboro, Rutherford County, Tennessee, dated Au-  
13 gust 1994.

14 **SEC. 350. REPEAL OF TERMINATION DATE FOR CONSTRUC-**  
15 **TION OF VIRGIN ISLANDS PROJECTS BY THE**  
16 **SECRETARY.**

17 Section 406 of the Water Resources Development Act  
18 of 1990 (48 U.S.C. 1405c note) is amended by striking  
19 subsection (c).

20 **SEC. 351. HUNTINGTON, WEST VIRGINIA.**

21 The Secretary may enter into a cooperative agree-  
22 ment under section 218 of this Act with Marshall Univer-  
23 sity, Huntington, West Virginia, to provide technical as-  
24 sistance to the Center for Environmental, Geotechnical  
25 and Applied Sciences.

1 **SEC. 352. SOUTHERN WEST VIRGINIA.**

2 (a) COST SHARING.—Section 340(c)(3) of the Water  
3 Resources Development Act of 1992 (106 Stat. 4856) is  
4 amended to read as follows:

5 “(3) COST SHARING.—

6 “(A) IN GENERAL.—Total project costs  
7 under each local cooperation agreement entered  
8 into under this subsection shall be shared at 75  
9 percent Federal and 25 percent non-Federal.  
10 The non-Federal interest shall receive credit for  
11 the reasonable costs of design work completed  
12 by such interest prior to entering into a local  
13 cooperation agreement with the Secretary for a  
14 project. The Federal share may be in the form  
15 of grants or reimbursements of project costs.

16 “(B) INTEREST.—In the event of delays in  
17 the reimbursement of the non-Federal share of  
18 a project, the non-Federal interest shall receive  
19 credit for reasonable interest to provide the  
20 non-Federal share of a project’s cost.

21 “(C) LANDS, EASEMENTS, AND RIGHTS-OF-  
22 WAY CREDIT.—The non-Federal interest shall  
23 receive credit for lands, easements, rights-of-  
24 way, and relocations toward its share of project  
25 costs, including direct costs associated with ob-  
26 taining permits necessary for the placement of

1 such project on public owned or controlled  
2 lands, but not to exceed 25 percent of total  
3 project costs.

4 “(D) OPERATION AND MAINTENANCE.—  
5 Operation and maintenance costs for projects  
6 constructed with assistance provided under this  
7 section shall be 100 percent non-Federal.”.

8 (b) FUNDING.—Section 340(g) of the Water Re-  
9 sources Development Act of 1992 (106 Stat. 4856) is  
10 amended by striking “\$5,000,000” and inserting  
11 “\$10,000,000”.

12 **SEC. 353. REMOVAL OR REMEDIATION OF CONTAMINATED**  
13 **SEDIMENTS, LOWER FOX RIVER, WISCONSIN.**

14 The Secretary shall remove or remediate contami-  
15 nated sediments from the Lower Fox River, Lake Winne-  
16 bago to Green Bay, Wisconsin, pursuant to section 312  
17 of the Water Resources Development Act of 1990 (33  
18 U.S.C. 1252 note).

19 **SEC. 354. SAVINGS CLAUSE.**

20 Nothing in section 204, section 207, or any other pro-  
21 vision of this Act or any amendment made by this Act  
22 shall be construed to authorize the construction, operation,  
23 or maintenance of any dam, water conduit, reservoir,  
24 power house, transmission line, or other project works for  
25 which a license or exemption is required under the Federal

1 Power Act. Nothing in such sections or any other provi-  
2 sion of this Act or any amendment made by this Act shall  
3 by construed to affect the authority or jurisdiction of the  
4 Federal Energy Regulatory Commission under the Fed-  
5 eral Power Act or under any other provision of law.

Passed the House of Representatives October 3,  
1994.

Attest:

*Clerk.*



103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

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**H. R. 4460**

**AN ACT**

To provide for conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.