

AMENDMENT TO H.R. _____
OFFERED BY MR. GRAVES OF LOUISIANA

Strike section 137 of the bill and insert the following:

1 SEC. 137. NON-FEDERAL IMPLEMENTATION PROGRAM.

2 Section 1043 of the Water Resources Reform and De-
3 velopment Act of 2014 (33 U.S.C. 2201 note) is amend-
4 ed—

5 (1) in the section heading, by striking
6 “**PILOT**”; and

7 (2) in subsection (b)—

8 (A) in the subsection heading, by striking
9 “PILOT”;

10 (B) by striking “pilot program” each place
11 it appears and inserting “program”;

12 (C) in paragraph (1), by striking “to
13 evaluate the cost-effectiveness and project deliv-
14 ery efficiency of allowing” and inserting “to
15 allow”;

16 (D) in paragraph (2), by striking subpara-
17 graph (A) and inserting the following:

18 “(A) to reduce the backlog of authorized
19 projects of the Corps of Engineers that have

1 not been constructed, by allowing non-Federal
2 interests to carry out the planning and con-
3 struction of such projects;”;

4 (E) in paragraph (3)(A)—

5 (i) by striking clause (i) and inserting
6 the following:

7 “(i) not later than 180 days after the
8 date of enactment of the Water Resources
9 Development Act of 2020, develop criteria
10 to evaluate the ability of a non-Federal in-
11 terest to carry out a project under the pro-
12 gram in accordance with paragraphs (1)
13 and (2);”;

14 (ii) in clause (ii), by striking “on the
15 identification of each project under the
16 pilot program” and inserting “of each non-
17 Federal interest selected to carry out a
18 project under the program”;

19 (iii) by redesignating clauses (ii)
20 through (vi) as clauses (iv) through (viii),
21 respectively; and

22 (iv) by inserting after clause (i) the
23 following:

24 “(ii) at the request of a non-Federal
25 interest, evaluate the ability of such non-

1 Federal interest to carry out the design,
2 construction, and overall project manage-
3 ment of one or more projects that have
4 been authorized for construction under the
5 program;

6 “(iii) not later than 90 days after a
7 non-Federal interest makes a request
8 under clause (ii), determine whether such
9 non-Federal interest shall be selected to
10 carry out a project under the program;”;

11 (F) by striking paragraph (4) and insert-
12 ing the following:

13 “(4) COST SHARE.—

14 “(A) IN GENERAL.—The selection of a
15 project to be carried out pursuant to this sub-
16 section shall have no effect on the required
17 Federal and non-Federal shares of the cost of
18 the project.

19 “(B) MODIFICATION OF FEDERAL
20 SHARE.—Notwithstanding subparagraph (A)—

21 “(i) in the case of a project partner-
22 ship agreement that has not yet been exe-
23 cuted pursuant to paragraph (3)(A)(vii), a
24 non-Federal interest may elect to decrease

1 the Federal share of the cost of a project
2 carried out under this subsection; and

3 “(ii) in the case of a project partner-
4 ship agreement that has been executed
5 pursuant to paragraph (3)(A)(vii), the Sec-
6 retary may, at the request of the non-Fed-
7 eral interest, modify such agreement to de-
8 crease the Federal share of the cost of a
9 project.”;

10 (G) in paragraph (5)(B), by inserting “,
11 and once every 5 years thereafter” after “Act”;

12 (H) in paragraph (6), by inserting “, and
13 the requirements of section 204(b)(3) of the
14 Water Resources Development Act of 1986
15 shall apply with respect to a project carried out
16 under this subsection” after “subsection”;

17 (I) in paragraph (7)—

18 (i) by striking “5 years” and inserting
19 “10 years”; and

20 (ii) by striking “this Act” and insert-
21 ing “the Water Resources Development
22 Act of 2020”; and

23 (J) in paragraph (8), by striking
24 “\$25,000,000 for each of fiscal years 2019

1 through 2023” and inserting “\$50,000,000 for
2 each of fiscal years 2020 through 2030”.

