

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 7776  
OFFERED BY MR. GRAVES OF LOUISIANA**

At the end of title III, add the following:

1 **SEC. 3 \_\_\_. REPAYMENT OPTIONS FOR FLOOD CONTROL**  
2 **PROJECTS.**

3 Section 103(k) of the Water Resources Development  
4 Act of 1986 (33 U.S.C. 2213(k)) is amended by adding  
5 at the end the following:

6 “(5) REPAYMENT OPTIONS.—Repayment of a  
7 non-Federal contribution for any eligible deferred  
8 payment described in paragraph (2)(B) may be sat-  
9 isfied through the provision by the non-Federal in-  
10 terest of fish and wildlife mitigation for one or more  
11 projects or separable elements, if the Secretary de-  
12 termines that—

13 “(A) the non-Federal interest has incurred  
14 costs for the provision of mitigation that—

15 “(i) equal or exceed the amount of the  
16 required repayment; and

17 “(ii) are in excess of any required  
18 non-Federal contribution for the project or

1                   separable element for which the mitigation  
2                   is provided; and  
3                   “(B) the mitigation is integral to the  
4                   project for which it is provided.”.

