H. R. 3592

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.

IN THE HOUSE OF REPRESENTATIVES

JUNE 6, 1996

Mr. SHUSTER (for himself, Mr. OBERSTAR, Mr. BOEHLERT, and Mr. BORSKI) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

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.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

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(a) Short Title.—This Act may be cited as the “Water Resources Development Act of 1996”.

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SEC. 2. DEFINITION.

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

TITLE I—WATER RESOURCES PROJECTS

SEC. 101. PROJECT AUTHORIZATIONS.

Except as provided in this section, the following projects for water resources development and conservation and other purposes are authorized to be carried out by the Secretary substantially in accordance with the plans, and subject to the conditions, described in the respective reports designated in this section:

(1) SANTA BARBARA HARBOR, CALIFORNIA.—The project for navigation, Santa Barbara Harbor, California: Report of the Chief of Engineers, dated April 26, 1994, at a total cost of $5,840,000, with an estimated Federal cost of $4,670,000 and an estimated non-Federal cost of $1,170,000.

(2) SAN LORENZO RIVER, SANTA CRUZ, CALIFORNIA.—The project for flood control, San Lorenzo River, Santa Cruz, California: Report of the Chief of Engineers, dated June 30, 1994, at a total cost of $16,900,000, with an estimated Federal cost of
$8,570,000 and an estimated non-Federal cost of $8,330,000.

(3) Marin County Shoreline, San Rafael, California.—The project for storm damage reduction, Marin County shoreline, San Rafael, California: Report of the Chief of Engineers, dated January 28, 1994, at a total cost of $28,300,000, with an estimated Federal cost of $18,400,000 and an estimated non-Federal cost of $9,900,000.

(4) Humboldt Harbor and Bay, California.—The project for navigation, Humboldt Harbor and Bay, California: Report of the Chief of Engineers, dated October 30, 1995, at a total cost of $15,180,000, with an estimated Federal cost of $10,000,000 and an estimated non-Federal cost of $5,180,000.

(5) Anacostia River and Tributaries, District of Columbia and Maryland.—The project for environmental restoration, Anacostia River and Tributaries, District of Columbia and Maryland: Report of the Chief of Engineers, dated November 15, 1994, at a total cost of $17,144,000, with an estimated Federal cost of $12,858,000 and an estimated non-Federal cost of $4,286,000.

(7) LAKE MICHIGAN, ILLINOIS.—The project for storm damage reduction and shoreline erosion protection, Lake Michigan, Illinois, from Wilmette, Illinois, to the Illinois-Indiana State line: Report of the Chief of Engineers, dated April 14, 1994, at a total cost of $204,000,000, with an estimated Federal cost of $110,000,000 and an estimated non-Federal cost of $94,000,000. The project shall include the breakwater near the South Water Filtration Plant described in the report as a separate element of the project, at a total cost of $11,470,000, with an estimated Federal cost of $7,460,000 and an estimated non-Federal cost of $4,010,000.

(8) KENTUCKY LOCK AND DAM, TENNESSEE RIVER, KENTUCKY.—The project for navigation, Kentucky Lock and Dam, Tennessee River, Ken-
tucky: Report of the Chief of Engineers, dated June 1, 1992, at a total cost of $393,200,000. The costs of construction of the project are to be paid \( \frac{1}{2} \) from amounts appropriated from the general fund of the Treasury and \( \frac{1}{2} \) from amounts appropriated from the Inland Waterways Trust Fund.

(9) POND CREEK, JEFFERSON COUNTY, KENTUCKY.—The project for flood control, Pond Creek, Jefferson County, Kentucky: Report of the Chief of Engineers, dated June 28, 1994, at a total cost of $16,080,000, with an estimated Federal cost of $10,993,000 and an estimated non-Federal cost of $5,087,000.

(10) WOLF CREEK DAM AND LAKE CUMBERLAND, KENTUCKY.—The project for hydropower, Wolf Creek Dam and Lake Cumberland, Kentucky: Report of the Chief of Engineers, dated June 28, 1994, at a total cost of $53,763,000, with an estimated non-Federal cost of $53,763,000. Funds derived by the Tennessee Valley Authority from its power program and funds derived from any private or public entity designated by the Southeastern Power Administration may be used to pay all or part of the costs of the project.
(11) **Port Fourchon, Lafourche Parish, Louisiana.**—A project for navigation, Belle Pass and Bayou Lafourche, Louisiana: Report of the Chief of Engineers, dated April 7, 1995, at a total cost of $4,440,000, with an estimated Federal cost of $2,300,000 and an estimated non-Federal cost of $2,140,000.

(12) **West Bank of the Mississippi River, New Orleans (East of Harvey Canal), Louisiana.**—The project for hurricane damage reduction, West Bank of the Mississippi River in the vicinity of New Orleans (East of Harvey Canal), Louisiana: Report of the Chief of Engineers, dated May 1, 1995, at a total cost of $126,000,000, with an estimated Federal cost of $82,200,000 and an estimated non-Federal cost of $43,800,000.

(13) **Wood River, Grand Island, Nebraska.**—The project for flood control, Wood River, Grand Island, Nebraska: Report of the Chief of Engineers, dated May 3, 1994, at a total cost of $11,800,000, with an estimated Federal cost of $6,040,000 and an estimated non-Federal cost of $5,760,000.

(14) **Long Beach Island, New York.**—The project for storm damage reduction, Long Beach Is-
land, New York: Report of the Chief of Engineers, dated April 5, 1996, at a total cost of $72,090,000, with an estimated Federal cost of $46,858,000 and an estimated non-Federal cost of $25,232,000.

(15) Wilmington harbor, Cape Fear River, North Carolina.—The project for navigation, Wilmington Harbor, Cape Fear and Northeast Cape Fear Rivers, North Carolina: Report of the Chief of Engineers, dated June 24, 1994, at a total cost of $23,953,000, with an estimated Federal cost of $15,032,000 and an estimated non-Federal cost of $8,921,000.

(16) Duck Creek, Cincinnati, Ohio.—The project for flood control, Duck Creek, Cincinnati, Ohio: Report of the Chief of Engineers, dated June 28, 1994, at a total cost of $15,947,000, with an estimated Federal cost of $11,960,000 and an estimated non-Federal cost of $3,987,000.

(17) Willamette River temperature control, McKenzie Subbasin, Oregon.—The project for environmental restoration, Willamette River Temperature Control, McKenzie Subbasin, Oregon: Report of the Chief of Engineers, dated February 1, 1996, at a total cost of $38,000,000, with an estimated Federal cost of $38,000,000.
(18) Río Grande de Arecibo, Puerto Rico.—The project for flood control, Río Grande de Arecibo, Puerto Rico: Report of the Chief of Engineers, dated April 5, 1994, at a total cost of $19,951,000, with an estimated Federal cost of $10,557,000 and an estimated non-Federal cost of $9,394,000.

(19) Big Sioux River and Skunk Creek, Sioux Falls, South Dakota.—The project for flood control, Big Sioux River and Skunk Creek, Sioux Falls, South Dakota: Report of the Chief of Engineers, dated June 30, 1994, at a total cost of $34,600,000, with an estimated Federal cost of $25,900,000 and an estimated non-Federal cost of $8,700,000.

(20) Watertown, South Dakota.—The project for flood control, Watertown and Vicinity, South Dakota: Report of the Chief of Engineers, dated August 31, 1994, at a total cost of $18,000,000, with an estimated Federal cost of $13,200,000 and an estimated non-Federal cost of $4,800,000.

(21) Houston-Galveston Navigation Channels, Texas.—The project for navigation and environmental restoration, Houston-Galveston Naviga-
tion Channels, Texas: Report of the Chief of Engineers, dated May 9, 1996, at a total initial construction cost of $292,797,000, with an estimated Federal cost of $210,891,000 and an estimated non-Federal cost of $81,906,000. The project shall include deferred construction of additional environmental restoration features over the life of the project, at a total average annual cost of $786,000, with an estimated Federal cost of $590,000 and an estimated non-Federal cost of $196,000. The construction of berthing areas and the removal of pipelines and other obstructions that are necessary for the project shall be accomplished at non-Federal expense. Non-Federal interests shall receive credit toward cash contributions required during construction and subsequent to construction for design and construction management work that is performed by non-Federal interests and that the Secretary determines is necessary to implement the project.

(22) MARMET LOCK, KANAWHA RIVER, WEST VIRGINIA.—The project for navigation, Marmet Lock, Kanawha River, West Virginia: Report of the Chief of Engineers, dated June 24, 1994, at a total cost of $229,581,000. The costs of construction of the project are to be paid ½ from amounts appro-
appropriated from the general fund of the Treasury and 
½ from amounts appropriated from the Inland Wa-
terways Trust Fund. In conducting any real estate 
aquisition activities with respect to the project, the 
Secretary shall give priority consideration to those 
individuals who would be directly affected by any 
physical displacement due to project design and shall 
consider the financial circumstances of such individ-
uals. The Secretary shall proceed with real estate ac-
quisition in connection with the project expedi-
tiously.

SEC. 102. SMALL FLOOD CONTROL PROJECTS.

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

(1) Wares Creek, Manatee County, Florida.—Project for flood control, Wares Creek, Mana-
te County, Florida; except that the maximum 
amount of Federal funds that may be allotted for 
the project shall be $10,385,000.

(2) Birds, Lawrence County, Illinois.—
Project for flood control, Birds, Lawrence County, 
Illinois.
(3) Bridgeport, Lawrence County, Illinois.—Project for flood control, Bridgeport, Lawrence County, Illinois.


(5) Frankfort, Will County, Illinois.—
Project for flood control, Frankfort, Will County, Illinois.

(6) Sumner, Lawrence County, Illinois.—
Project for flood control, Sumner, Lawrence County, Illinois.

(7) Vermillion River, Demanade Park, Lafayette, Louisiana.—Project for nonstructural flood control, Vermillion River, Demanade Park, Lafayette, Louisiana. In carrying out the study and the project (if any) under this paragraph, the Secretary shall use relevant information from the Lafayette Parish feasibility study and expedite completion of the study under this paragraph.

(8) Vermillion River, Quail Hollow Subdivision, Lafayette, Louisiana.—Project for nonstructural flood control, Vermillion River, Quail Hollow Subdivision, Lafayette, Louisiana. In carrying out the study and the project (if any) under this
paragraph, the Secretary shall use relevant information from the Lafayette Parish feasibility study and expedite completion of the study under this paragraph.

(9) KAWKAWLIN RIVER, BAY COUNTY, MICHIGAN.—Project for flood control, Kawkawlin River, Bay County, Michigan.

(10) WHITNEY DRAIN, ARENAC COUNTY, MICHIGAN.—Project for flood control, Whitney Drain, Arenac County, Michigan.

(11) FESTUS AND CRYSTAL CITY, MISSOURI.—Project for flood control, Festus and Crystal City, Missouri. In carrying out the study and the project (if any) under this paragraph, the Secretary shall use relevant information from the existing reconnaissance study and shall expedite completion of the study under this paragraph.

(12) KIMMSWICK, MISSOURI.—Project for flood control, Kimmswick, Missouri. In carrying out the study and the project (if any) under this paragraph, the Secretary shall use relevant information from the existing reconnaissance study and shall expedite completion of the study under this paragraph.
(13) Buffalo Creek, Erie County, New York.—Project for flood control, Buffalo Creek, Erie County, New York.

(14) Cazenovia Creek, Erie County, New York.—Project for flood control, Cazenovia Creek, Erie County, New York.

(15) Cheektowaga, Erie County, New York.—Project for flood control, Cheektowaga, Erie County, New York.

(16) Fulmer Creek, Village of Mohawk, New York.—Project for flood control, Fulmer Creek, Village of Mohawk, New York.

(17) Moyer Creek, Village of Frankfort, New York.—Project for flood control, Moyer Creek, Village of Frankfort, New York.

(18) Sauquoit Creek, Whitesboro, New York.—Project for flood control, Sauquoit Creek, Whitesboro, New York.

(19) Steele Creek, Village of Ilion, New York.—Project for flood control, Steele Creek, Village of Ilion, New York.

(20) Willamette River, Oregon.—Project for nonstructural flood control, Willamette River, Oregon, including floodplain and ecosystem restoration.
(21) WILLS CREEK, HYNDMAN, PENNSYLVANIA.—Project for flood control, Wills Creek, Borough of Hyndman, Pennsylvania. The Secretary shall reevaluate the project taking into consideration recent flooding and shall use relevant information from previous studies to expedite the project. In evaluating and implementing the project, the Secretary shall allow non-Federal interests to participate in financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 to the extent that the Secretary’s evaluation indicates that applying such section is necessary to implement the project.

(22) NEABSCO CREEK WATERSHED, VIRGINIA.—Project for flood control, Neabsco Creek Watershed, Prince William County, Virginia. In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986, to the extent that the Secretary’s evaluation indicates that applying such section is necessary to implement the project.

(23) GREENBRIER RIVER BASIN, WEST VIRGINIA.—Project for flood control, consisting of an
early flood warning system, Greenbrier River Basin, West Virginia.

(b) **Cost Allocations.**—

(1) **Lake Elsinore, California.**—The maximum amount of Federal funds that may be allotted under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s) for the project for flood control, Lake Elsinore, Riverside County, California, shall be $7,500,000.

(2) **Lost Creek, Columbus, Nebraska.**—The maximum amount of Federal funds that may be allotted under such section 205 for the project for flood control, Lost Creek, Columbus, Nebraska, shall be $5,500,000.

(3) **Revision of Project Cooperation Agreement.**—The Secretary shall revise the project cooperation agreement for the projects referred to in paragraphs (1) and (2) in order to take into account the change in the Federal participation in such projects pursuant to such paragraphs.

(4) **Cost Sharing.**—Nothing in this subsection shall be construed to affect any cost-sharing requirement applicable to the project referred to in paragraph (1) under the Water Resources Development Act of 1986.
SEC. 103. SMALL BANK STABILIZATION PROJECTS.

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

(1) Allegheny River at Oil City, Pennsylvania.—Project for bank stabilization to address erosion problems affecting the pipeline crossing the Allegheny River at Oil City, Pennsylvania, including measures to address erosion affecting the pipeline in the bed of the Allegheny River and its adjacent banks.

(2) Cumberland River, Nashville, Tennessee.—Project for bank stabilization, Cumberland River, Nashville, Tennessee.

(3) Tennessee River, Hamilton County, Tennessee.—Project for bank stabilization, Tennessee River, Hamilton County, Tennessee; except that the maximum amount of Federal funds that may be allotted for the project shall be $7,500,000.

SEC. 104. SMALL NAVIGATION PROJECTS.

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that the project is feasible, shall carry out the project under

(1) AKUTAN, ALASKA.—Project for navigation, Akutan, Alaska, consisting of a bulkhead and a wave barrier, including application of innovative technology involving use of a permeable breakwater.

(2) GRAND MARAIS HARBOR BREAKWATER, MICHIGAN.—Project for navigation, Grand Marais Harbor breakwater, Michigan.

(3) DULUTH, MINNESOTA.—Project for navigation, Duluth, Minnesota.

(4) TACONITE, MINNESOTA.—Project for navigation, Taconite, Minnesota.

(5) TWO HARBORS, MINNESOTA.—Project for navigation, Two Harbors, Minnesota.

(6) CARUTHERSVILLE HARBOR, PEMISCOT COUNTY, MISSOURI.—Project for navigation, Caruthersville Harbor, Pemiscot County, Missouri, including enlargement of the existing harbor and bank stabilization measures.

(7) NEW MADRID COUNTY HARBOR, MISSOURI.—Project for navigation, New Madrid County Harbor, Missouri, including enlargement of the existing harbor and bank stabilization measures.
(8) Brooklyn, New York.—Project for navigation, Brooklyn, New York, including restoration of the pier and related navigation support structures, at the Sixty-Ninth Street Pier.

(9) Buffalo Inner Harbor, Buffalo, New York.—Project for navigation, Buffalo Inner Harbor, Buffalo, New York.

(10) Union Ship Canal, Buffalo and Lackawanna, New York.—Project for navigation, Union Ship Canal, Buffalo and Lackawanna, New York.

SEC. 105. SMALL SHORELINE PROTECTION PROJECTS.

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

(1) Faulkner’s Island, Connecticut.—Project for shoreline protection, Faulkner’s Island, Connecticut; except that the maximum amount of Federal funds that may be allotted for the project shall be $4,500,000.

(2) Fort Pierce, Florida.—Project for 1 mile of additional shoreline protection, Fort Pierce, Florida.
(3) **Sylvan Beach Breakwater, Town of Verona, Oneida County, New York.**—Project for shoreline protection, Sylvan Beach Breakwater, town of Verona, Oneida County, New York.

(b) **Cost Sharing Agreement.**—In carrying out the project authorized by subsection (a)(1), the Secretary shall enter into an agreement with the property owner to determine allocation of the project costs.

**SEC. 106. SMALL SNAGGING AND SEDIMENT REMOVAL PROJECT, MISSISSIPPI RIVER, LITTLE FALLS, MINNESOTA.**

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

**SEC. 107. SMALL PROJECTS FOR IMPROVEMENT OF THE ENVIRONMENT.**

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that the project is appropriate, shall carry out the project under section 1135(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2309(a)): 
(1) Upper Truckee River, El Dorado County, California.—Project for environmental restoration, Upper Truckee River, El Dorado County, California, including measures for restoration of degraded wetlands and wildlife enhancement.

(2) Upper Jordan River, Salt Lake County, Utah.—Project for channel restoration and environmental improvement, Upper Jordan River, Salt Lake County, Utah.

TITLE II—GENERALLY APPLICABLE PROVISIONS

SEC. 201. COST SHARING FOR DREDGED MATERIAL DISPOSAL AREAS.

(a) Construction.—Section 101(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2211(a); 100 Stat. 4082–4083) is amended—

(1) by striking the last sentence of paragraph

(2) and inserting the following: “The value of lands, easements, rights-of-way, and relocations provided under paragraph (3) and the costs of relocations borne by the non-Federal interests under paragraph (4) shall be credited toward the payment required under this paragraph.”;

(2) in paragraph (3)—
(A) by inserting “and” after “rights-of-way,”;

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

(C) by inserting “, including any lands, easements, rights-of-way, and relocations (other than utility relocations accomplished under paragraph (4)) that are necessary for dredged material disposal facilities” before the period at the end of such paragraph; and

(3) by adding at the end the following:

“(5) DREDGED MATERIAL DISPOSAL FACILITIES FOR PROJECT CONSTRUCTION.—For purposes of this subsection, the term ‘general navigation features’ includes constructed land-based and aquatic dredged material disposal facilities that are necessary for the disposal of dredged material and for project construction.”.

(b) OPERATION AND MAINTENANCE.—Section 101(b) of such Act (33 U.S.C. 2211(b); 100 Stat. 4083) is amended—

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

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(2) by indenting and moving paragraph (1), as designated by paragraph (1) of this subsection, 2 ems to the right;

(3) by striking “pursuant to this Act” and inserting “by the Secretary pursuant to this Act or any other law approved after the date of the enactment of this Act”; and

(4) by adding at the end thereof the following:

“(2) DREDGED MATERIAL DISPOSAL FACILITIES.—The Federal share of the cost of constructing land-based and aquatic dredged material disposal facilities that are necessary for the disposal of dredged material required for the operation and maintenance of a project and for which a contract for construction has not been awarded on or before the date of the enactment of this paragraph shall be determined in accordance with subsection (a). The Federal share of operating and maintaining such facilities shall be determined in accordance with paragraph (1).”.

(e) AGREEMENT.—Section 101(e)(1) of such Act (33 U.S.C. 2211(e)(1); 100 Stat. 4083) is amended by striking “and to provide dredged material disposal areas and perform” and inserting “including those necessary for dredged material disposal facilities, and to perform”.
(d) CONSIDERATION OF FUNDING REQUIREMENTS AND EQUITABLE APPORTIONMENT.—Section 101 of such Act (33 U.S.C. 2211; 100 Stat. 4082–4084) is further amended by adding at the end the following:

“(f) CONSIDERATION OF FUNDING REQUIREMENTS AND EQUITABLE APPORTIONMENT.—The Secretary shall ensure, to the extent practicable, that funding necessary for operation and maintenance dredging of commercial navigation harbors is provided before Federal funds are obligated for payment of the Federal share of costs associated with construction of dredged material disposal facilities in accordance with subsections (a) and (b) and that funds expended for such construction are equitably apportioned in accordance with regional needs.”

(e) ELIGIBLE OPERATIONS AND MAINTENANCE DEFINED.—Section 214(2)(A) of such Act (33 U.S.C. 2241; 100 Stat. 4108) is amended—

(1) by inserting “Federal” after “means all”;

(2) by inserting “(i)” after “including”; and

(3) by inserting before the period at the end the following: “(ii) the construction of dredged material disposal facilities that are necessary for the operation and maintenance of any harbor or inland harbor; (iii) dredging and disposing of contaminated sediments which are in or which affect the mainte-
nance of Federal navigation channels; (iv) mitigating for impacts resulting from Federal navigation operation and maintenance activities; and (v) operating and maintaining dredged material disposal facilities”.

(f) AUTHORIZATION OF APPROPRIATIONS.—Section 210 of such Act (33 U.S.C. 2238; 100 Stat. 4106) is amended—

(1) by striking “(a) TRUST FUND.—”;
(2) by striking “1954” and inserting “1986”;
and
(3) by striking subsection (b).

SEC. 202. FLOOD CONTROL POLICY.

(a) Flood Control Cost Sharing.—

(1) INCREASED NON-FEDERAL CONTRIBUTIONS.—Subsections (a) and (b) of section 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2213(a) and (b)) are each amended by striking “25 percent” each place it appears and inserting “35 percent”.

(2) APPLICABILITY.—The amendments made by paragraph (1) shall apply to projects authorized after the date of the enactment of this Act.

(b) ABILITY TO PAY.—
(1) IN GENERAL.—Section 103(m) of such Act (33 U.S.C. 2213(m)) is amended to read as follows:

“(m) ABILITY TO PAY.—

“(1) IN GENERAL.—Any cost-sharing agreement under this section for flood control or agricultural water supply shall be subject to the ability of a non-Federal interest to pay.

“(2) CRITERIA AND PROCEDURES.—The ability of any non-Federal interest to pay shall be determined by the Secretary in accordance with criteria and procedures in effect on the day before the date of the enactment of the Water Resources Development Act of 1996; except that such criteria and procedures shall be revised within 6 months after the date of such enactment to reflect the requirements of paragraph (3).

“(3) REVISION OF PROCEDURES.—In revising procedures pursuant to paragraph (1), the Secretary—

“(A) shall consider—

“(i) per capita income data for the county or counties in which the project is to be located; and

“(ii) the per capita non-Federal cost of construction of the project for the coun-
ty or counties in which the project is to be located;

“(B) shall not consider criteria (other than criteria described in subparagraph (A)) in effect on the day before the date of the enactment of the Water Resources Development Act of 1996; and

“(C) may consider additional criteria relating to the non-Federal interest’s financial ability to carry out its cost-sharing responsibilities, to the extent that the application of such criteria does not eliminate areas from eligibility for a reduction in the non-Federal share as determined under subparagraph (A).

“(4) NON-FEDERAL SHARE.—Notwithstanding section 103(a), the Secretary shall reduce or eliminate the requirement that a non-Federal interest make a cash contribution for any project that is determined to be eligible for a reduction in the non-Federal share under procedures in effect under paragraphs (1), (2), and (3).”.

(2) APPLICABILITY.—

(A) GENERALLY.—Subject to subparagraph (C), the amendment made by paragraph (1) shall apply to any project, or separable ele-
ment thereof, with respect to which the Sec-
retary and the non-Federal interest have not
entered into a project cooperation agreement on
or before the date of the enactment of this Act.

(B) Amendment of cooperation
agreement.—If requested by the non-Federal
interest, the Secretary shall amend a project co-
operation agreement executed on or before the
date of the enactment of this Act to reflect the
application of the amendment made by para-
graph (1) for any project for which a contract
for construction has not been awarded on or be-
fore such date of enactment.

(C) Non-Federal option.—If requested
by the non-Federal interest, the Secretary shall
apply the criteria and procedures established
pursuant to section 103(m) of the Water Re-
sources Development Act of 1986 as in effect
on the day before the date of the enactment of
this Act for projects that are authorized before
the date of the enactment of this Act.

(c) Flood Plain Management Plans.—

(1) In general.—Section 402 of such Act (33
U.S.C. 701b–12; 100 Stat. 4133) is amended to
read as follows:
SEC. 402. FLOOD PLAIN MANAGEMENT REQUIREMENTS.

“(a) COMPLIANCE WITH FLOOD PLAIN MANAGEMENT AND INSURANCE PROGRAMS.—Before construction of any project for local flood protection or any project for hurricane or storm damage reduction and involving Federal assistance from the Secretary, the non-Federal interest shall agree to participate in and comply with applicable Federal flood plain management and flood insurance programs.

“(b) FLOOD PLAIN MANAGEMENT PLANS.—Within 1 year after the date of signing a project cooperation agreement for construction of a project to which subsection (a) applies, the non-Federal interest shall prepare a flood plain management plan designed to reduce the impacts of future flood events in the project area. Such plan shall be implemented by the non-Federal interest not later than 1 year after completion of construction of the project.

“(c) GUIDELINES.—

“(1) IN GENERAL.—Within 6 months after the date of the enactment of this subsection, the Secretary shall develop guidelines for preparation of flood plain management plans by non-Federal interests under subsection (b). Such guidelines shall address potential measures, practices and policies to reduce loss of life, injuries, damages to property and facilities, public expenditures, and other adverse im-
pacts associated with flooding and to preserve and
enhance natural flood plain values.

“(2) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this subsection shall be construed
to confer any regulatory authority upon the Sec-
retary.

“(d) TECHNICAL SUPPORT.—The Secretary is au-
thorized to provide technical support to a non-Federal in-
terest for a project to which subsection (a) applies for the
development and implementation of plans prepared under
subsection (b).”.

(2) APPLICABILITY.—The amendment made by
paragraph (1) shall apply to any project or separable
element thereof with respect to which the Secretary
and the non-Federal interest have not entered into
a project cooperation agreement on or before the
date of the enactment of this Act.

(d) NON-STRUCTURAL FLOOD CONTROL POLICY.—

(1) REVIEW.—The Secretary shall conduct a re-
view of policies, procedures, and techniques relating
to the evaluation and development of flood control
measures with a view toward identifying impedi-
ments that may exist to justifying non-structural
flood control measures as alternatives to structural
measures.
(2) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall transmit to Congress a report on the findings on the review conducted under this subsection, together with any recommendations for modifying existing law to remove any impediments identified under such review.

(e) EMERGENCY RESPONSE.—Section 5(a)(1) of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n(a)(1)), is amended by inserting before the first semicolon the following: “, or in implementation of nonstructural alternatives to the repair or restoration of such flood control work if requested by the non-Federal sponsor”.

SEC. 203. FEASIBILITY STUDY COST-SHARING.

(a) NON-FEDERAL SHARE.—Section 105(a)(1) of the Water Resources Development Act of 1986 (33 U.S.C. 2215(a)(1)) is amended—

(1) in the first sentence, by striking “during the period of such study”;

(2) by inserting after the first sentence the following: “During the period of the study, the non-Federal share of the cost of the study shall be not
more than 50 percent of the estimate of the cost of the study as contained in the feasibility cost-sharing agreement. The cost estimate may be amended only by mutual agreement of the Secretary and the non-Federal interests. The non-Federal share of any costs in excess of the cost estimate shall, except as otherwise mutually agreed by the Secretary and the non-Federal interests, be payable after the project has been authorized for construction and on the date on which the Secretary and non-Federal interests enter into an agreement pursuant to section 101(e) or 103(j). In the event the project which is the subject of the study is not authorized within the earlier of 5 years of the date of the final report of the Chief of Engineers concerning such study or 2 years of the date of termination of the study, the non-Federal share of any such excess costs shall be paid to the United States on the last day of such period.”;

and

(3) in the second sentence, by striking “such non-Federal contribution” and inserting “the non-Federal share required under this paragraph”.

(b) APPLICABILITY.—The amendments made by subsection (a) shall apply notwithstanding any feasibility cost-sharing agreement entered into by the Secretary and non-
Federal interests. Upon request of the non-Federal interest, the Secretary shall amend any feasibility cost-sharing agreements in effect on the date of enactment of this Act so as to conform the agreements with the amendments.

(c) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this section or any amendment made by this section shall require the Secretary to reimburse the non-Federal interests for funds previously contributed for a study.

SEC. 204. RESTORATION OF ENVIRONMENTAL QUALITY.

(a) REVIEW OF PROJECTS.—Section 1135(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2309a(a)) is amended—

(1) by striking “the operation of”; and

(2) by inserting before the period at the end the following: “and to determine if the operation of such projects has contributed to the degradation of the quality of the environment”.

(b) PROGRAM OF PROJECTS.—Section 1135(b) of such Act is amended by striking the last 2 sentences of subsection (b).

(c) RESTORATION OF ENVIRONMENTAL QUALITY.—Section 1135 of such Act is further amended—

(1) by redesignating subsections (c), (d), and (e) as subsections (e), (f), and (g), respectively;
(2) by inserting after subsection (b) the following new subsections:

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(c) RESTORATION OF ENVIRONMENTAL QUALITY.—If the Secretary determines that construction of a water resource project by the Secretary or operation of a water resources project constructed by the Secretary has contributed to the degradation of the quality of the environment, the Secretary may undertake measures for restoration of environmental quality and measures for enhancement of environmental quality that are associated with the restoration, either through modifications at the project site or at other locations that have been affected by the construction or operation of the project, if such measures do not conflict with the authorized project purposes.
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(d) NON-FEDERAL SHARE; LIMITATION ON MAXIMUM FEDERAL EXPENDITURE.—The non-Federal share of the cost of any modifications or measures carried out or undertaken pursuant to subsection (b) or (c) of this section shall be 25 percent. Not more than 80 percent of the non-Federal share may be in kind, including a facility, supply, or service that is necessary to carry out the modification. No more than $5,000,000 in Federal funds may be expended on any single modification or measure carried out or undertaken pursuant to this section.”;
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(3) in subsection (f), as so redesignated, by
striking “program conducted under subsection (b)”
and inserting “programs conducted under sub-
sections (b) and (c)”.
(d) DEFINITION.—Section 1135 of such Act is fur-
ther amended by adding at the end the following:
“(g) DEFINITION.—In this section the term ‘water
resources project constructed by the Secretary’ includes
a water resources project constructed or funded jointly by
the Secretary and the head of any other Federal agency
(including the Natural Resources Conservation Service).”.
SEC. 205. ENVIRONMENTAL DREDGING.
Section 312 of the Water Resources Development Act
of 1990 (104 Stat. 4639–4640) is amended—
(1) in each of subsections (a), (b), and (c) by
inserting “and remediate” after “remove” each place
it appears;
(2) in subsection (b)(1) by inserting “and reme-
diation” after “removal” each place it appears;
(3) in subsection (b)(2) by striking
“$10,000,000” and inserting “$30,000,000”; and
(4) by striking subsection (f) and inserting the
following:
“(f) In carrying out this section, the Secretary shall
give priority to work in the following areas:
“(1) Brooklyn Waterfront, New York.
“(2) Buffalo Harbor and River, New York.
“(3) Ashtabula River, Ohio.
“(4) Mahoning River, Ohio.
“(5) Lower Fox River, Wisconsin.”

SEC. 206. AQUATIC ECOSYSTEM RESTORATION.

(a) General Authority.—The Secretary is authorized to carry out aquatic ecosystem restoration and protection projects when the Secretary determines that such projects will improve the quality of the environment and are in the public interest and that the environmental and economic benefits, both monetary and nonmonetary, of the project to be undertaken pursuant to this section justify the cost.

(b) Cost Sharing.—Non-Federal interests shall provide 50 percent of the cost of construction of any project carried out under this section, including provision of all lands, easements, rights-of-way, and necessary relocations.

(c) Agreements.—Construction of a project under this section shall be initiated only after a non-Federal interest has entered into a binding agreement with the Secretary to pay the non-Federal share of the costs of construction required by this section and to pay 100 percent of any operation, maintenance, and replacement and reha-
ilitation costs with respect to the project in accordance
with regulations prescribed by the Secretary.

(d) Cost Limitation.—Not more than $5,000,000
in Federal funds may be allotted under this section for
a project at any single locality.

(e) Funding.—There is authorized to be appro-
priated not to exceed $25,000,000 annually to carry out
this section.

SEC. 207. RECREATION POLICY AND USER FEES.

(a) Recreation Policies.—

(1) In General.—The Secretary shall provide
increased emphasis on and opportunities for recrea-
tion at water resources projects operated, main-
tained, or constructed by the Corps of Engineers.

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

(b) Recreation User Fees.—Section 210(b) of the
Flood Control Act of 1968 (16 U.S.C. 460d–3(b)) is
amended by adding at the end the following:

``(5) Use of fees collected at facility.—
Subject to advance appropriations, the Secretary of
the Army shall ensure that at least an amount equal
to the total amount of fees collected at any project
under this subsection in a fiscal year beginning after September 30, 1996, are expended in the succeeding fiscal year at such project for operation and maintenance of recreational facilities at such project.”.

SEC. 208. RECOVERY OF COSTS.

Amounts recovered under section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9607) for any response action taken by the Secretary in support of the Army Civil Works program and any other amounts recovered by the Secretary from a contractor, insurer, surety, or other person to reimburse the Army for any expenditure for environmental response activities in support of the Army civil works program shall be credited to the appropriate trust fund account from which the cost of such response action has been paid or will be charged.

SEC. 209. COST SHARING OF ENVIRONMENTAL PROJECTS.

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

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

(2) by striking the period at the end of paragraph (6) and inserting “; and”; and
(3) by inserting after paragraph (6) the following new paragraph:

“(7) subject to section 906 of this Act, environmental protection and restoration: 50 percent.”.

(b) APPLICABILITY.—The amendments made by subsection (a) apply only to projects authorized after the date of the enactment of this Act.

SEC. 210. CONSTRUCTION OF FLOOD CONTROL PROJECTS BY NON-FEDERAL INTERESTS.

(a) AUTHORITY.—Non-Federal interests are authorized to undertake flood control projects in the United States, subject to obtaining any permits required pursuant to Federal and State laws in advance of actual construction.

(b) STUDIES AND DESIGN ACTIVITIES.—

(1) BY NON-FEDERAL INTERESTS.—A non-Federal interest may prepare, for review and approval by the Secretary, the necessary studies and design documents for any construction to be undertaken pursuant to subsection (a).

(2) BY SECRETARY.—Upon request of an appropriate non-Federal interest, the Secretary may undertake all necessary studies and design activities for any construction to be undertaken pursuant to subsection (a) and provide technical assistance in ob-
taining all necessary permits for such construction
if the non-Federal interest contracts with the Sec-
retary to furnish the United States funds for the
studies and design activities during the period that
the studies and design activities will be conducted.
(c) Completion of Studies and Design Activities.—In the case of any study or design documents for
a flood control project that were initiated before the date
of the enactment of this Act, the Secretary is authorized
to complete and transmit to the appropriate non-Federal
interests the study or design documents or, upon the re-
quest of such non-Federal interests, to terminate the
study or design activities and transmit the partially com-
pleted study or design documents to such non-Federal in-
terests for completion. Studies and design documents sub-
ject to this subsection shall be completed without regard
to the requirements of subsection (b).
(d) Authority To Carry Out Improvement.—
(1) In General.—Any non-Federal interest
which has received from the Secretary pursuant to
subsection (b) or (c) a favorable recommendation to
carry out a flood control project or separable ele-
ment thereof based on the results of completed stud-
ies and design documents for the project or element,
may carry out the project or element if a final envi-
ronmental impact statement has been filed for the project or element.

(2) PERMITS.—Any plan of improvement proposed to be implemented in accordance with this subsection shall be deemed to satisfy the requirements for obtaining the appropriate permits required under the Secretary’s authority and such permits shall be granted subject to the non-Federal interest’s acceptance of the terms and conditions of such permits if the Secretary determines that the applicable regulatory criteria and procedures have been satisfied.

(3) MONITORING.—The Secretary shall monitor any project for which a permit is granted under this subsection in order to ensure that such project is constructed, operated, and maintained in accordance with the terms and conditions of such permit.

(e) REIMBURSEMENT.—

(1) GENERAL RULE.—Subject to appropriation Acts, the Secretary is authorized to reimburse any non-Federal interest an amount equal to the estimate of the Federal share, without interest, of the cost of any authorized flood control project, or separable element thereof, constructed pursuant to this section—
(A) if, after authorization and before initi-
ation of construction of the project or separable
element, the Secretary approves the plans for
construction of such project by the non-Federal
interest; and

(B) if the Secretary finds, after a review of
studies and design documents prepared pursu-
ant to this section, that construction of the
project or separable element is economically jus-
tified and environmentally acceptable.

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

(3) MONITORING.—The Secretary shall regu-
larly monitor and audit any project for flood control
approved for construction under this section by a
non-Federal interest in order to ensure that such
construction is in compliance with the plans ap-
proved by the Secretary and that the costs are rea-
sonable.

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

(f) Specific Projects.—For the purpose of dem-
onstrating the potential advantages and effectiveness of
non-Federal implementation of flood control projects, the
Secretary shall enter into agreements pursuant to this sec-
tion with non-Federal interests for development of the fol-
lowing flood control projects by such interests:

(1) Brays Bayou, Texas.—Flood control com-
ponents comprising the Brays Bayou element of the
project for flood control, Buffalo Bayou and Tribu-
taries, Texas, authorized by section 101(a)(21) of
the Water Resources Development Act of 1990 (104
Stat. 4610); except that the non-Federal interest
may design and construct an alternative to the di-
version component of such element.

(2) Hunting Bayou, Texas.—The Hunting
Bayou element of the project for flood control, Buff-
falo Bayou and Tributaries, Texas, authorized by
such section; except that the non-Federal interest
may design and construct an alternative to such ele-
ment.
(3) White Oak Bayou, Texas.—The project for flood control, White Oak Bayou watershed, Texas.

(g) Treatment of Flood Damage Prevention Measures.—For the purposes of this section, flood damage prevention measures at or in the vicinity of Morgan City and Berwick, Louisiana, shall be treated as an authorized element of the Atchafalaya Basin feature of the project for flood control, Mississippi River and Tributaries.

SEC. 211. Engineering and Environmental Innovations of National Significance.

(a) Surveys, Plans, and Studies.—To encourage innovative and environmentally sound engineering solutions and innovative environmental solutions to problems of national significance, the Secretary may undertake surveys, plans, and studies and prepare reports which may lead to work under existing civil works authorities or to recommendations for authorizations.

(b) Funding.—

(1) Authorization of Appropriations.—There is authorized to be appropriated to carry out this section $3,000,000 for each fiscal year beginning after September 30, 1996.
(2) **Funding from other sources.**—The Secretary may accept and expend additional funds from other Federal agencies, States, or non-Federal entities for purposes of carrying out this section.

**SEC. 212. LEASE AUTHORITY.**

Notwithstanding any other provision of law, the Secretary may lease space available in buildings for which funding for construction or purchase was provided from the revolving fund established by the 1st section of the Civil Functions Appropriations Act, 1954 (33 U.S.C. 576; 67 Stat. 199) under such terms and conditions as are acceptable to the Secretary. The proceeds from such leases shall be credited to the revolving fund for the purposes set forth in such Act.

**SEC. 213. COLLABORATIVE RESEARCH AND DEVELOPMENT.**

(a) **Funding from Other Federal Sources.**—Section 7 of the Water Resources Development Act of 1988 (102 Stat. 4022–4023) is amended—

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

(2) by striking subsection (e) and inserting the following:

“(e) **Funding from Other Federal Sources.**—The Secretary may accept and expend additional funds from other Federal programs, including other Department
of Defense programs, to carry out the purposes of this section.”.

(b) Pre-Agreement Temporary Protection of Technology.—Such section 7 is further amended—

(1) by redesignating subsections (b), (e), (d), and (e) as subsections (c), (d), (e), and (f), respectively;

(2) by inserting after subsection (a) the following new subsection:

“(b) Pre-Agreement Temporary Protection of Technology.—

“(1) In general.—If the Secretary determines that information developed as a result of research and development activities conducted by the Corps of Engineers is likely to be subject to a cooperative research and development agreement within 2 years of its development and that such information would be a trade secret or commercial or financial information that would be privileged or confidential if the information had been obtained from a non-Federal party participating in a cooperative research and development agreement under section 12 of the Stevenson-Wydler Technology Innovation Act of 1980, the Secretary may provide appropriate protection against the dissemination of such information, including ex-
emtion from subchapter II of chapter 5 of title 5, United States Code, until the earlier of the date the Secretary enters into such an agreement with respect to such technology or the last day of the 2-year period beginning on the date of such determination.

“(2) Treatment.—Any technology covered by this section which becomes the subject of a cooperative research and development agreement shall be accorded the protection provided under section 12(c)(7)(B) of such Act (15 U.S.C. 3710a(c)(7)(B)) as if such technology had been developed under a cooperative research and development agreement.”;

and

(3) in subsection (d), as so redesignated, by striking “(b)” and inserting “(e)”.

SEC. 214. DAM SAFETY PROGRAM.

Section 13 of the Act entitled “An Act to authorize the Secretary of the Army to undertake a national program of inspection of dams”, approved August 8, 1972 (33 U.S.C. 467l; Public Law 92–367), is amended by striking the second sentence and inserting the following:

“There is authorized to be appropriated $500,000 for each fiscal year for the purpose of carrying out this section.”.
SEC. 215. MAINTENANCE, REHABILITATION, AND MODERNIZATION OF FACILITIES.

In accomplishing the maintenance, rehabilitation, and modernization of hydroelectric power generating facilities at water resources projects under the jurisdiction of the Department of the Army, the Secretary is authorized to increase the efficiency of energy production and the capacity of these facilities if, after consulting with other appropriate Federal and State agencies, the Secretary determines that such uprating—

(1) is economically justified and financially feasible;

(2) will not result in significant adverse effects on the other purposes for which the project is authorized;

(3) will not result in significant adverse environmental impacts; and

(4) will not involve major structural or operation changes in the project.

SEC. 216. LONG-TERM SEDIMENT MANAGEMENT STRATEGIES.

(a) DEVELOPMENT.—The Secretary shall enter into cooperative agreements with non-Federal sponsors of navigation projects for development of long-term management strategies for controlling sediments in such projects.
(b) CONTENTS OF STRATEGIES.—Each strategy developed under this section for a navigation project—

(1) shall include assessments of the following with respect to the project: sediment rates and composition, sediment reduction options, dredging practices, long-term management of any dredged material disposal facilities, remediation of such facilities, and alternative disposal and reuse options;

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

(3) shall incorporate, as much as possible, relevant ongoing planning efforts, including remedial action planning, dredged material management planning, harbor and waterfront development planning, and watershed management planning.

(e) CONSULTATION.—In developing strategies under this section, the Secretary shall consult with interested Federal agencies, States, and Indian tribes and provide an opportunity for public comment.

SEC. 217. DREDGED MATERIAL DISPOSAL FACILITY PARTNERSHIPS.

(a) ADDITIONAL CAPACITY.—

(1) PROVIDED BY SECRETARY.—At the request of a non-Federal project sponsor, the Secretary may provide additional capacity at a dredged material
disposal facility constructed by the Department of
the Army beyond that which would be required for
project purposes if the non-Federal project sponsor
agrees to pay, during the period of construction, all
costs associated with the construction of the addi-
tional capacity.

(2) COST RECOVERY AUTHORITY.—The non-
Federal project sponsor may recover the costs as-
signed to the additional capacity through fees as-
sessed on 3rd parties whose dredged material is de-
posited in the facility and who enter into agreements
with the non-Federal sponsor for the use of such fa-
cility. The amount of such fees may be determined
by the non-Federal sponsor.

(b) NON-FEDERAL USE OF DISPOSAL FACILITIES.—

(1) IN GENERAL.—The Secretary—

(A) may permit the use of any dredged
material disposal facility under the jurisdiction
of, or managed by, the Secretary by a non-Fed-
eral interest if the Secretary determines that
such use will not reduce the availability of the
facility for project purposes; and

(B) may impose fees to recover capital, op-
eration, and maintenance costs associated with
such use.
(2) Use of fees.—Notwithstanding section 401(e) of the Federal Water Pollution Control Act but subject to advance appropriations, any monies received through collection of fees under this subsection shall be available to the Secretary, and shall be used by the Secretary, for the operation and maintenance of the disposal facility from which they were collected.

SEC. 218. OBSTRUCTION REMOVAL REQUIREMENT.

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

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

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

(b) General Authority.—Section 20 of the Act of March 3, 1899 (33 U.S.C. 415; 30 Stat. 1154), is amended—

(1) by striking “expense” the first place it appears in subsection (a) and inserting “actual expense, including administrative expenses,”;

(2) in subsection (b) by striking “cost” and inserting “actual cost, including administrative costs,”;
(3) by redesignating subsection (b) as subsection (c); and

(4) by inserting after subsection (a) the following new subsection:

“(b) Removal Requirement.—Within 24 hours after the Secretary of the Department in which the Coast Guard is operating issues an order to stop or delay navigation in any navigable waters of the United States because of conditions related to the sinking or grounding of a vessel, the owner or operator of the vessel, with the approval of the Secretary of the Army, shall begin removal of the vessel using the most expeditious removal method available or, if appropriate, secure the vessel pending removal to allow navigation to resume. If the owner or operator fails to begin removal or to secure the vessel pending removal or fails to complete removal as soon as possible, the Secretary of the Army shall remove or destroy the vessel using the summary removal procedures under subsection (a) of this section.”.

SEC. 219. SMALL PROJECT AUTHORIZATIONS.

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

(1) by striking “$12,500,000” and inserting “$15,000,000”; and
(2) by striking “$500,000” and inserting “$1,500,000”.

SEC. 220. UNECONOMICAL COST-SHARING REQUIREMENTS.

Section 221(a) of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b) is amended by striking the period at the end of the first sentence and inserting the following: “; except that no such agreement shall be required if the Secretary determines that the administrative costs associated with negotiating, executing, or administering the agreement would exceed the amount of the contribution required from the non-Federal interest and are less than $25,000.”.

SEC. 221. PLANNING ASSISTANCE TO STATES.

Section 22 of the Water Resources Development Act of 1974 (42 U.S.C. 1962d–16) is amended—

(1) in subsection (a) by inserting “, watersheds, or ecosystems” after “basins”; 

(2) in subsection (b)—

(A) by striking paragraph (2); and

(B) by redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively; and

(3) in subsection (c)—

(A) by striking “$6,000,000” and inserting “$10,000,000”; and
(B) by striking “$300,000” and inserting “$500,000”.

SEC. 222. CORPS OF ENGINEERS’ EXPENSES.

Section 211 of the Flood Control Act of 1950 (33 U.S.C. 701u; 64 Stat. 183) is amended—

(1) by striking “continental limits of the”; and

(2) by striking the 2d colon and all that follows through “for this purpose”.

SEC. 223. STATE AND FEDERAL AGENCY REVIEW PERIOD.

The 1st section of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and other purposes”, approved December 22, 1944 (33 U.S.C. 701–1(a); 58 Stat. 888), is amended—

(1) by striking “Within ninety” and inserting “Within 30”; and

(2) by striking “ninety-day period.” and inserting “30-day period.”.

SEC. 224. LIMITATION ON REIMBURSEMENT OF NON-FEDERAL COSTS PER PROJECT.

Section 215(a) of the Flood Control Act of 1968 (42 U.S.C. 1962d–5a(a)) is amended—

(1) by striking “$3,000,000” and inserting “$5,000,000”; and

(2) by striking the final period.
SEC. 225. AQUATIC PLANT CONTROL.

(a) ADDITIONAL CONTROLLED PLANTS.—Section 104(a) of the River and Harbor Act of 1958 (33 U.S.C. 610(a)) is amended by inserting after “alligatorweed,” the following: “melaleuca.”

(b) AUTHORIZATION.—Section 104(b) of such Act (33 U.S.C. 610(b)) is amended by striking “$12,000,000” and inserting “$15,000,000”.

SEC. 226. SEDIMENTS DECONTAMINATION TECHNOLOGY.

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

“(3) PROJECT PURPOSE.—The purpose of the project to be carried out under this section is to provide for the development of 1 or more sediment decontamination technologies on a pilot scale demonstrating a capacity of at least 500,000 cubic yards per year.”.

(b) AUTHORIZATION OF APPROPRIATIONS.—The first sentence of section 405(c) of such Act is amended to read as follows: “There is authorized to be appropriated to carry out this section $10,000,000 for fiscal years beginning after September 30, 1996.”.

(c) REPORTS.—Section 405 of such Act is amended by adding at the end the following:
“(d) REPORTS.—Not later than September 30, 1998, and periodically thereafter, the Administrator and the Secretary shall transmit to Congress a report on the results of the project to be carried out under this section, including an assessment of the progress made in achieving the intent of the program set forth in subsection (a)(3).”.

SEC. 227. PROJECT DEAUTHORIZATIONS.

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

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

(2) by inserting “planning, designing, or” before “construction” in the last sentence.

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

(1) by striking subsection (a); and

(2) by redesignating subsections (b), (c), (d), and (e) as subsections (a), (b), (c), and (d), respectively.

SEC. 228. SUPPORT OF ARMY CIVIL WORKS PROGRAM.

(a) GENERAL AUTHORITY.—In carrying out research and development in support of the civil works program of the Department of the Army, the Secretary may utilize
contracts, cooperative research and development agreements, cooperative agreements, and grants with non-Federal entities, including State and local governments, colleges and universities, consortia, professional and technical societies, public and private scientific and technical foundations, research institutions, educational organizations, and non-profit organizations.

(b) SPECIAL RULES.—With respect to contracts for research and development, the Secretary may include requirements that have potential commercial application and may also use such potential application as an evaluation factor where appropriate.

SEC. 229. BENEFITS TO NAVIGATION.

In evaluating potential improvements to navigation and the maintenance of navigation projects, the Secretary shall consider, and include for purposes of project justification, economic benefits generated by cruise ships as commercial navigation benefits.

SEC. 230. LOSS OF LIFE PREVENTION.

Section 904 of the Water Resources Development Act of 1986 (33 U.S.C. 2281) is amended by inserting “including the loss of life which may be associated with flooding and coastal storm events,” after “costs,”.
SEC. 231. SCENIC AND AESTHETIC CONSIDERATIONS.

In conducting studies of potential water resources projects, the Secretary shall consider measures to preserve and enhance scenic and aesthetic qualities in the vicinity of such projects.

SEC. 232. REMOVAL OF STUDY PROHIBITIONS.

Nothing in section 208 of the Urgent Supplemental Appropriations Act, 1986 (100 Stat. 749), section 505 of the Energy and Water Development Appropriations Act, 1993 (106 Stat. 1343), or any other provision of law shall be deemed to limit the authority of the Secretary to undertake studies for the purpose of investigating alternative modes of financing hydroelectric power facilities under the jurisdiction of the Department of the Army with funds appropriated after the date of the enactment of this Act.

SEC. 233. SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.

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

(b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance under this Act, the Secretary, to the greatest extent practicable, shall provide to
each recipient of the assistance a notice describing the
statement made in subsection (a).

SEC. 234. RESERVOIR MANAGEMENT TECHNICAL ADVISORY

COMMITTEE.

Section 310 of the Water Resources Development Act
of 1990 (33 U.S.C. 2319; 104 Stat. 4639) is amended—
(1) by striking subsection (a); and
(2) by striking “(b) PUBLIC PARTICIPA-
tion.—”.

SEC. 235. TECHNICAL CORRECTIONS.

(a) Section 203 of 1992 Act.—Section 203(b) of
4826) is amended by striking “(8662)” and inserting
“(8862)”.

(b) Section 225 of 1992 Act.—Section 225(c) of
4838) is amended by striking “(8662)” in the second sen-
tence and inserting “(8862)”.

TITLE III—PROJECT
MODIFICATIONS

SEC. 301. MOBILE HARBOR, ALABAMA.

The undesignated paragraph under the heading “MO-
BILE HARBOR, ALABAMA” in section 201(a) of the Water
Resources Development Act of 1986 (100 Stat. 4090) is
amended by striking the first semicolon and all that fol-
...laws and inserting a period and the following: “In disposing of dredged material from such project, the Secretary, after compliance with applicable laws and after opportunity for public review and comment, may consider alternatives to disposal of such material in the Gulf of Mexico, including environmentally acceptable alternatives for beneficial uses of dredged material and environmental restoration.”

SEC. 302. ALAMO DAM, ARIZONA.

The project for flood control and other purposes, Alamo Dam and Lake, Arizona, authorized by section 10 of the River and Harbor Act of December 22, 1944, (58 Stat. 900), is modified to authorize the Secretary to operate the Alamo Dam to provide fish and wildlife benefits both upstream and downstream of the Dam. Such operation shall not reduce flood control and recreation benefits provided by the project.

SEC. 303. NOGALES WASH AND TRIBUTARIES, ARIZONA.

The project for flood control, Nogales Wash and tributaries, Arizona, authorized by section 101(a)(4) of the Water Resources Development Act of 1990 (104 Stat. 4606), is modified to direct the Secretary to permit the non-Federal contribution for the project to be determined in accordance with sections 103(k) and 103(m) of the Water Resources Development Act of 1986 and to direct...
the Secretary to enter into negotiations with non-Federal interests pursuant to section 103(l) of such Act concerning the timing of the initial payment of the non-Federal contribution.

**SEC. 304. PHOENIX, ARIZONA.**

Section 321 of the Water Resources Development Act of 1992 (106 Stat. 4848) is amended—

(1) by striking “control” and inserting “control, ecosystem restoration,”; and

(2) by striking “$6,500,000.” and inserting “$17,500,000. The non-Federal share for costs assigned to flood control measures to protect developed areas adjacent to the project shall be consistent with the cost sharing requirements of section 903(c) of the Water Resources Development Act of 1986.”.

**SEC. 305. SAN FRANCISCO RIVER AT CLIFTON, ARIZONA.**

The project for flood control, San Francisco River, Clifton, Arizona, authorized by section 101(a)(3) of the Water Resources Development Act of 1990 (104 Stat. 4606), is modified to authorize the Secretary to construct the project at a total cost of $21,100,000, with an estimated Federal cost of $13,800,000 and an estimated non-Federal cost of $7,300,000.
SEC. 306. GLENN-COLUSA, CALIFORNIA.

The project for flood control, Sacramento River, California, authorized by section 2 of the Act entitled “An Act to provide for the control of the floods of the Mississippi River and the Sacramento River, California, and for other purposes”, approved March 1, 1917 (39 Stat. 948), and as modified by section 102 of the Energy and Water Development Appropriations Act, 1990 (103 Stat. 649), is further modified to authorize the Secretary to carry out the portion of the project at Glenn-Colusa, California, at a total cost of $14,200,000.

SEC. 307. LOS ANGELES AND LONG BEACH HARBORS, SAN PEDRO BAY, CALIFORNIA.

The navigation project for Los Angeles and Long Beach Harbors, San Pedro Bay, California, authorized by section 201(b) of the Water Resources Development Act of 1986 (100 Stat. 4091), is modified to provide that, notwithstanding section 101(a)(4) of such Act, the cost of the relocation of the sewer outfall by the Port of Los Angeles shall be credited toward the payment required from the non-Federal interest by section 101(a)(2) of such Act.

SEC. 308. OAKLAND HARBOR, CALIFORNIA.

The projects for navigation, Oakland Outer Harbor, California, and Oakland Inner Harbor, California, authorized by section 202 of the Water Resources Development Act of 1986 (100 Stat. 4092), are modified by combining
the 2 projects into 1 project, to be designated as the Oakland Harbor, California, project. The Oakland Harbor, California, project shall be prosecuted by the Secretary substantially in accordance with the plans and subject to the conditions recommended in the reports designated in such section 202, at a total cost of $90,850,000, with an estimated Federal cost of $59,150,000 and an estimated non-Federal cost of $31,700,000. The non-Federal share of project costs and any available credits toward the non-Federal share shall be calculated on the basis of the total cost of the combined project.

SEC. 309. QUEENSWAY BAY, CALIFORNIA.

Section 4(e) of the Water Resources Development Act of 1988 (102 Stat. 4016) is amended by adding at the end the following sentence: “In addition, the Secretary shall perform advance maintenance dredging in the Queensway Bay Channel, California, at a total cost of $5,000,000.”.

SEC. 310. SAN LUIS REY, CALIFORNIA.

The project for flood control of the San Luis Rey River, California, authorized pursuant to section 201 of the Flood Control Act of 1965 (42 U.S.C. 1962d–5; 79 Stat. 1073–1074), is modified to authorize the Secretary to construct the project at a total cost not to exceed $81,600,000 with an estimated Federal cost of
$61,100,000 and an estimated non-Federal cost of $20,500,000.

SEC. 311. THAMES RIVER, CONNECTICUT.

(a) RECONFIGURATION OF TURNING BASIN.—The project for navigation, Thames River, Connecticut, authorized by the first section of the Act entitled “An Act authorizing construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved August 30, 1935 (49 Stat. 1029), is modified to make the turning basin have the following alignment: Starting at a point on the eastern limit of the existing project, N251052.93, E783934.59, thence running north 5 degrees 25 minutes 21.3 seconds east 341.06 feet to a point, N251392.46, E783966.82, thence running north 47 degrees 24 minutes 14.0 seconds west 268.72 feet to a point, N251574.34, E783769.00, thence running north 88 degrees 41 minutes 52.2 seconds west 249.06 feet to a point, N251580.00, E783520.00, thence running south 46 degrees 16 minutes 22.9 seconds west 318.28 feet to a point, N251360.00, E783290.00, thence running south 19 degrees 01 minute 32.2 seconds east 306.76 feet to a point, N251070.00, E783390.00, thence running south 45 degrees 00 minutes 00 seconds east 155.56 feet to a point, N250960.00, E783500.00 on the existing western limit.
(b) Non-Federal Responsibility for Initial Dredging.—Any required initial dredging of the widened portions of the turning basin identified in subsection (a) shall be accomplished at non-Federal expense.

c) Conforming Deauthorization.—Those portions of the existing turning basin which are not included in the reconfigured turning basin as described in subsection (a) shall no longer be authorized after the date of the enactment of this Act.

SEC. 312. POTOMAC RIVER, WASHINGTON, DISTRICT OF COLUMBIA.

The project for flood protection, Potomac River, Washington, District of Columbia, authorized by section 5 of the Flood Control Act of June 22, 1936 (74 Stat. 1574), is modified to authorize the Secretary to construct the project substantially in accordance with the General Design Memorandum dated May 1992 at a Federal cost of $1,800,000; except that a temporary closure may be used instead of a permanent structure at 17th Street. Operation and maintenance of the project shall be a Federal responsibility.

SEC. 313. CANAVERAL HARBOR, FLORIDA.

The project for navigation, Canaveral Harbor, Florida, authorized by section 101(7) of the Water Resources Development Act of 1992 (106 Stat. 4802), is modified
to authorize the Secretary to reclassify the removal and
replacement of stone protection on both sides of the chan-
nel as general navigation features. The Secretary shall re-
imburse any costs that are incurred by the non-Federal
sponsor in connection with the reclassified work and that
the Secretary determines to be in excess of the non-Fed-
eral share of costs for general navigation features. The
Federal and non-Federal shares of the cost of the reclassi-
fied work shall be determined in accordance with section

SEC. 314. CENTRAL AND SOUTHERN FLORIDA, CANAL 51.

The project for flood protection of West Palm Beach,
Florida (C–51), authorized by section 203 of the Flood
Control Act of 1962 (76 Stat. 1183), is modified to pro-
vide for the construction of an enlarged stormwater deten-
tion area, Storm Water Treatment Area 1 East, generally
in accordance with the plan of improvements described in
the February 15, 1994, report entitled “Everglades Pro-
tection Project, Palm Beach County, Florida, Conceptual
Design”, with such modifications as are approved by the
Secretary. The additional work authorized by this sub-
section shall be accomplished at Federal expense. Oper-
ation and maintenance of the stormwater detention area
shall be consistent with regulations prescribed by the Sec-
retary for the Central and Southern Florida project, and
all costs of such operation and maintenance shall be pro-
vided by non-Federal interests.

SEC. 315. CENTRAL AND SOUTHERN FLORIDA, CANAL 111
(C-111).

(a) IN GENERAL.—The project for Central and
Southern Florida, authorized by section 203 of the Flood
Control Act of 1948 (62 Stat. 1176) and modified by sec-
tion 203 of the Flood Control Act of 1968 (82 Stat. 740–
741), is modified to authorize the Secretary to implement
the recommended plan of improvement contained in a re-
port entitled “Central and Southern Florida Project, Final
Integrated General Reevaluation Report and Environ-
mental Impact Statement, Canal 111 (C–111), South
Dade County, Florida”, dated May 1994, including acqui-
sition by non-Federal interests of such portions of the
Frog Pond and Rocky Glades areas as are needed for the
project.

(b) COST SHARING.—

(1) FEDERAL SHARE.—The Federal share of
the cost of implementing the plan of improvement
shall be 50 percent.

(2) DEPARTMENT OF INTERIOR RESPONSIBIL-
ITY.—The Department of the Interior shall pay 25
percent of the cost of acquiring such portions of the
Frog Pond and Rocky Glades areas as are needed
for the project. The amount paid by the Department of the Interior shall be included as part of the Federal share of the cost of implementing the plan.

(3) Operation and Maintenance.—The non-Federal share of operation and maintenance costs of the improvements undertaken pursuant to this subsection shall be 100 percent; except that the Federal Government shall reimburse the non-Federal project sponsor 60 percent of the costs of operating and maintaining pump stations that pump water into Taylor Slough in the Everglades National Park.

SEC. 316. JACKSONVILLE HARBOR (MILL COVE), FLORIDA.

The project for navigation, Jacksonville Harbor (Mill Cove), Florida, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4139–4140), is modified to direct the Secretary to carry out a project for flow and circulation improvement within Mill Cove, at a total cost of $2,000,000, with an estimated Federal cost of $2,000,000.

SEC. 317. TYBEE ISLAND, GEORGIA.

The project for beach erosion control, Tybee Island, Georgia, authorized pursuant to section 201 of the Flood Control Act of 1965 (42 U.S.C. 1962d–5), is modified to include as part of the project the portion of the ocean
shore of Tybee Island located south of the extension of 9th Street.

SEC. 318. WHITE RIVER, INDIANA.

The project for flood control, Indianapolis on West Fork of the White River, Indiana, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1586), is modified to authorize the Secretary to undertake riverfront alterations as described in the Central Indianapolis Waterfront Concept Master Plan, dated February 1994, at a total cost of $85,975,000, with an estimated first Federal cost of $39,975,000 and an estimated first non-Federal cost of $46,000,000. The cost of work, including relocations undertaken by the non-Federal interest after February 15, 1994, on features identified in the Master Plan shall be credited toward the non-Federal share of project costs.

SEC. 319. CHICAGO, ILLINOIS.

The project for flood control, Chicagoland Underflow Plan, Illinois, authorized by section 3(a)(5) of the Water Resources Development Act of 1988 (102 Stat. 4013), is modified to limit the capacity of the reservoir project not to exceed 11,000,000,000 gallons or 32,000 acre-feet, to provide that the reservoir project may not be located north of 55th Street or west of East Avenue in the vicinity of McCook, Illinois, and to provide that the reservoir project
may only be constructed on the basis of a specific plan
that has been evaluated by the Secretary under the provi-
sions of the National Environmental Policy Act of 1969.

SEC. 320. CHICAGO LOCK AND THOMAS J. O’BRIEN LOCK,
ILLINOIS.

The project for navigation, Chicago Harbor, Lake
Michigan, Illinois, for which operation and maintenance
responsibility was transferred to the Secretary under
chapter IV of title I of the Supplemental Appropriations
Act, 1983 (97 Stat. 311) and section 107 of the Energy
and Water Development Appropriation Act, 1982 (95
Stat. 1137) is modified to direct the Secretary to conduct
a study to determine the feasibility of making such struc-
tural repairs as are necessary to prevent leakage through
the Chicago Lock and the Thomas J. O’Brien Lock, Illi-
ois, and to determine the need for installing permanent
flow measurement equipment at such locks to measure any
leakage. The Secretary is authorized to carry out such re-
pairs and installations as are necessary following comple-
tion of the study.

SEC. 321. KASKASKIA RIVER, ILLINOIS.

The project for navigation, Kaskaskia River, Illinois,
authorized by section 101 of the River and Harbor Act
of 1962 (76 Stat. 1175), is modified to add fish and wild-
life and habitat restoration as project purposes.
SEC. 322. LOCKS AND DAM 26, ALTON, ILLINOIS AND MISSOURI.

Section 102(1) of the Water Resources Development Act of 1990 (104 Stat. 4613) is amended by striking “that requires no separable projects lands” and inserting “on project lands and other contiguous nonproject lands, including those lands referred to as the Alton Commons”.

SEC. 323. NORTH BRANCH OF CHICAGO RIVER, ILLINOIS.

The project for flood protection, North Branch of the Chicago River, Illinois, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4115), is modified to authorize the Secretary to carry out the project in accordance with the report of the Corps of Engineers dated March 1994, at a total cost of $34,228,000, with an estimated Federal cost of $20,905,000 and an estimated non-Federal cost of $13,323,000.

SEC. 324. ILLINOIS AND MICHIGAN CANAL.

Section 314(a) of the Water Resources Development Act of 1992 (106 Stat. 4847) is amended by adding at the end the following: “Such improvements shall include marina development at Lock 14, to be carried out in consultation with the Illinois Department of Natural Resources, at a total cost of $6,374,000.”.
SEC. 325. ARKANSAS CITY, KANSAS.

The project for flood control, Arkansas City, Kansas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4116), is modified to authorize the Secretary to construct the project at a total cost of $38,500,000, with an estimated Federal cost of $28,100,000 and an estimated non-Federal cost of $10,400,000.

SEC. 326. HALSTEAD, KANSAS.

The project for flood control, Halstead, Kansas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4116), is modified to authorize the Secretary to carry out the project in accordance with the report of the Corps of Engineers dated March 19, 1993, at a total cost of $11,100,000, with an estimated Federal cost of $8,325,000 and an estimated non-Federal cost of $2,775,000.

SEC. 327. LEVISA AND TUG FORKS OF THE BIG SANDY RIVER AND CUMBERLAND RIVER, KENTUCKY, WEST VIRGINIA, AND VIRGINIA.

The project for flood control, Levisa and Tug Forks of the Big Sandy River and Cumberland River, Kentucky, West Virginia, and Virginia, authorized by section 202(a) of the Energy and Water Development Appropriation Act, 1981 (94 Stat. 1339), is modified to provide that the minimum level of flood protection to be afforded by the project...
shall be the level required to provide protection from a 100-year flood or from the flood of April 1977, whichever level of protection is greater.

SEC. 328. COMITE RIVER, LOUISIANA.

The Comite River Diversion project for flood control, authorized as part of the project for flood control, Amite River and Tributaries, Louisiana, by section 101(11) of the Water Resource Development Act of 1992 (106 Stat. 4802–4803), is modified to authorize the Secretary to construct the project at a total cost of $121,600,000, with an estimated Federal cost of $70,577,000 and an estimated non-Federal cost of $51,023,000.

SEC. 329. GRAND ISLE AND VICINITY, LOUISIANA.

The project for hurricane damage prevention, flood control, and beach erosion along Grand Isle and Vicinity, Louisiana, authorized by section 204 of the Flood Control Act of 1965 (79 Stat. 1077), is modified to authorize the Secretary to construct a permanent breakwater and levee system at a total cost of $17,000,000.

SEC. 330. LAKE PONTCHARTRAIN, LOUISIANA.

The project for hurricane damage prevention and flood control, Lake Pontchartrain, Louisiana, authorized by section 204 of the Flood Control Act of 1965 (79 Stat. 1077), is modified to provide that St. Bernard Parish, Louisiana, and the Lake Borgne Basin Levee District,
Louisiana, shall not be required to pay the unpaid balance, including interest, of the non-Federal cost-share of the project.

SEC. 331. MISSISSIPPI DELTA REGION, LOUISIANA.

The Mississippi Delta Region project, Louisiana, authorized as part of the project for hurricane-flood protection project on Lake Pontchartrain, Louisiana, by section 204 of the Flood Control Act of 1965 (79 Stat. 1077), is modified to direct the Secretary to provide a credit to the State of Louisiana toward its non-Federal share of the cost of the project. The credit shall be for the cost incurred by the State in developing and relocating oyster beds to offset the adverse impacts on active and productive oyster beds in the Davis Pond project area but shall not exceed $7,500,000.

SEC. 332. MISSISSIPPI RIVER OUTLETS, VENICE, LOUISIANA.

The project for navigation, Mississippi River Outlets, Venice, Louisiana, authorized by section 101 of the River and Harbor Act of 1968 (82 Stat. 731), is modified to provide for the extension of the 16-foot deep by 250-foot wide Baptiste Collette Bayou entrance channel to approximately Mile 8 of the Mississippi River-Gulf Outlet navigation channel, at a total estimated Federal cost of $80,000.
SEC. 333. RED RIVER WATERWAY, LOUISIANA.

The project for mitigation of fish and wildlife losses, Red River Waterway, Louisiana, authorized by section 601(a) of the Water Resources and Development Act of 1986 (100 Stat. 4142) and modified by section 102(p) of the Water Resources and Development Act of 1990 (104 Stat. 4613), is further modified—

(1) to authorize the Secretary to carry out the project at a total cost of $10,500,000; and

(2) to provide that lands that are purchased adjacent to the Loggy Bayou Wildlife Management Area may be located in Caddo Parish or Red River Parish.

SEC. 334. TOLCHESTER CHANNEL, MARYLAND.

The project for navigation, Baltimore Harbor and Channels, Maryland, authorized by section 101 of the River and Harbor Act of 1958 (72 Stat. 297) is modified to direct the Secretary—

(1) to expedite review of potential straightening of the channel at the Tolchester Channel S-Turn; and

(2) if determined to be feasible and necessary for safe and efficient navigation, to implement such straightening as part of project maintenance.
SEC. 335. SAGINAW RIVER, MICHIGAN.

The project for flood protection, Saginaw River, Michigan, authorized by section 203 of the Flood Control Act of 1958 (72 Stat. 311) is modified to include as part of the project the design and construction of an inflatable dam on the Flint River, Michigan, at a total cost of $500,000.

SEC. 336. SAULT SAINTE MARIE, CHIPPEWA COUNTY, MICHIGAN.

(a) In General.—The project for navigation, Sault Sainte Marie, Chippewa County, Michigan, authorized by section 1149 of the Water Resources Development Act of 1986 (100 Stat. 4254–4255), is modified as provided by this subsection.

(b) Payment of Non-Federal Share.—The non-Federal share of the cost of the project referred to in subsection (a) shall be paid as follows:

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

(2) The remaining portion of the non-Federal share shall be paid by the Great Lakes States pursuant to an agreement entered into by such States.

(c) Payment Term of Additional Percentage.—The amount to be paid by non-Federal interests
pursuant to section 101(a) of the Water Resources Develop-
ment Act of 1986 (33 U.S.C. 2211(a)) and this sub-
section with respect to the project referred to in subsection
(a) may be paid over a period of 50 years or the expected
life of the project, whichever is shorter.

(d) GREAT LAKES STATES DEFINED.—For the pur-
poses of this section, the term “Great Lakes States”
means the States of Illinois, Indiana, Michigan, Min-
nesota, New York, Ohio, Pennsylvania, and Wisconsin.

SEC. 337. STILLWATER, MINNESOTA.

Section 363 of the Water Resources Development Act
of 1992 (106 Stat. 4861–4862) is amended—

(1) by inserting after “riverfront,” the follow-
ing: “or expansion of such system if the Secretary
determines that the expansion is feasible,”;

(2) by striking “$3,200,000” and inserting
“$11,600,000”;

(3) by striking “$2,400,000” and inserting
“$8,700,000”; and

(4) by striking “$800,000” and inserting
“$2,900,000”.

SEC. 338. NEW MADRID HARBOR, MISSOURI.

The project for navigation, New Madrid Harbor, Mis-
souri, authorized pursuant to section 107 of the River and
Harbor Act of 1960 (33 U.S.C. 577) and modified by sec-
tion 102(n) of the Water Resources Development Act of 1992 (106 Stat. 4807), is further modified to direct the Secretary to assume responsibility for maintenance of the existing Federal channel referred to in such section 102(n) in addition to maintaining New Madrid County Harbor.

SEC. 339. CAPE GIRARDEAU, MISSOURI.

The project for flood control, Cape Girardeau, Jackson Metropolitan Area, Missouri, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4118–4119), is modified to authorize the Secretary to construct the project, including implementation of nonstructural measures, at a total cost of $45,414,000, with an estimated Federal cost of $33,030,000 and an estimated non-Federal cost of $12,384,000.

SEC. 340. ST. JOHN’S BAYOU—NEW MADRID FLOODWAY, MISSOURI.

Notwithstanding any other provision of law, Federal assistance made available under the rural enterprise zone program of the Department of Agriculture may be used toward payment of the non-Federal share of the costs of the project for flood control, St. John’s Bayou and New Madrid Floodway, Missouri, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4118).
SEC. 341. JOSEPH G. MINISH PASSAIC RIVER PARK, NEW JERSEY.

Section 101(a)(18)(B) of the Water Resources Development Act of 1990 (104 Stat. 4608) is amended by striking “$25,000,000” and inserting “$75,000,000”.

SEC. 342. PASSAIC RIVER, NEW JERSEY.

Section 1148 of the Water Resources Development Act of 1986 (100 Stat. 4254) is amended to read as follows:

“SEC. 1148. PASSAIC RIVER BASIN.

“(a) ACQUISITION OF LANDS.—The Secretary is authorized to acquire from willing sellers lands on which residential structures are located and which are subject to frequent and recurring flood damage, as identified in the supplemental floodway report of the Corps of Engineers, Passaic River Buyout Study, September 1995, at an estimated total cost of $194,000,000.

“(b) RETENTION OF LANDS FOR FLOOD PROTECTION.—Lands acquired by the Secretary under this section shall be retained by the Secretary for future use in conjunction with flood protection and flood management in the Passaic River Basin.

“(c) COST SHARING.—The non-Federal share of the cost of carrying out this section shall be 25 percent plus any amount that might result from application of the requirements of subsection (d).
“(d) Applicability of Benefit-Cost Ratio Waiver Authority.—In evaluating and implementing the project under this section, the Secretary shall allow the non-Federal interest to participate in financing of the project in accordance with section 903(c) of this Act, to the extent that the Secretary’s evaluation indicates that applying such section is necessary to implement the project.”.

SEC. 343. MOLLY ANN’S BROOK, NEW JERSEY.

The project for flood control, Molly Ann’s Brook, New Jersey, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4119), is modified to authorize the Secretary to carry out the project in accordance with the report of the Corps of Engineers dated April 3, 1996, at a total cost of $40,100,000, with an estimated Federal cost of $22,600,000 and an estimated non-Federal cost of $17,500,000.

SEC. 344. RAMAPO AND MAHWAH RIVERS, NEW JERSEY AND NEW YORK.

The project for flood control, Ramapo and Mahwah Rivers, New Jersey and New York, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4120), is modified to authorize the Secretary to carry out the project in accordance with the report of the Corps of Engineers dated June 30, 1994, at a total
cost of $11,300,000, with an estimated Federal cost of $8,500,000 and an estimated non-Federal cost of $2,800,000.

SEC. 345. ARTHUR KILL, NEW YORK AND NEW JERSEY.

The project for navigation, Arthur Kill, New York and New Jersey, authorized by section 202(b) of the Water Resources Development Act of 1986 (100 Stat. 4098), is modified to authorize the Secretary to carry out the project at a total cost of $83,000,000.

SEC. 346. JONES INLET, NEW YORK.

The project for navigation, Jones Inlet, New York, authorized by section 2 of the Act entitled “An Act authorizing construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved March 2, 1945 (59 Stat. 13), is modified to direct the Secretary to place uncontaminated dredged material on beach areas downdrift from the federally maintained channel for the purpose of mitigating the interruption of littoral system natural processes caused by the jetty and continued dredging of the federally maintained channel.

SEC. 347. KILL VAN KULL, NEW YORK AND NEW JERSEY.

The project for navigation, Kill Van Kull, New York and New Jersey, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat.
SEC. 348. WILMINGTON HARBOR-NORTHEAST CAPE FEAR RIVER, NORTH CAROLINA.

The project for navigation, Wilmington Harbor-Northeast Cape Fear River, North Carolina, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4095), is modified to authorize the Secretary to construct the project substantially in accordance with the General Design Memorandum dated April 1990 and the General Design Memorandum Supplement dated February 1994, at a total cost of $52,041,000, with an estimated Federal cost of $25,729,000 and an estimated non-Federal cost of $26,312,000.

SEC. 349. GARRISON DAM, NORTH DAKOTA.

The project for flood control, Garrison Dam, North Dakota, authorized by section 9 of the Flood Control Act of December 22, 1944 (58 Stat. 891), is modified to authorize the Secretary to acquire permanent flowage and saturation easements over the lands in Williams County, North Dakota, extending from the riverward margin of the Buford-Trenton Irrigation District main canal to the north bank of the Missouri River, beginning at the Buford-Trenton Irrigation District pumping station located in the northeast quarter of section 17, township 152
north, range 104 west, and continuing northeasterly down-
stream to the land referred to as the East Bottom, and
any other lands outside of the boundaries of the Buford-
Trenton Irrigation District which have been adversely af-
fected by rising ground water and surface flooding. Any
easement acquired by the Secretary pursuant to this sub-
section shall include the right, power, and privilege of the
Government to submerge, overflow, percolate, and satu-
rate the surface and subsurface of the land. The cost of
acquiring such easements shall not exceed 90 percent, or
be less than 75 percent, of the unaffected fee value of the
lands. The project is further modified to authorize the
Secretary to provide a lump sum payment of $60,000 to
the Buford-Trenton Irrigation District for power require-
ments associated with operation of the drainage pumps
and to relinquish all right, title, and interest of the United
States to the drainage pumps located within the bound-
aries of the Irrigation District.

SEC. 350. WISTER LAKE, OKLAHOMA.

The flood control project for Wister Lake, LeFlore
County, Oklahoma, authorized by section 4 of the Flood
Control Act of June 28, 1938 (52 Stat. 1218), is modified
to increase the level of the conservation pool by 1 foot and
to adjust the seasonal pool operation to accommodate the
change in the conservation pool elevation.
SEC. 351. BONNEVILLE LOCK AND DAM, COLUMBIA RIVER, OREGON AND WASHINGTON.

(a) In General.—The project for Bonneville Lock and Dam, Columbia River, Oregon and Washington, authorized by the Act of August 20, 1937 (50 Stat. 731), and modified by section 83 of the Water Resources Development Act of 1974 (88 Stat. 35), is further modified to authorize the Secretary to convey to the city of North Bonneville, Washington, at no further cost to the city, all right, title and interest of the United States in and to the following:

(1) Any municipal facilities, utilities fixtures, and equipment for the relocated city, and any remaining lands designated as open spaces or municipal lots not previously conveyed to the city, specifically, Lots M1 through M15, M16 (the "community center lot"), M18, M19, M22, M24, S42 through S45, and S52 through S60.

(2) The "school lot" described as Lot 2, block 5, on the plat of relocated North Bonneville.

(3) Parcels 2 and C, but only upon the completion of any environmental response actions required under applicable law.

(4) That portion of Parcel B lying south of the existing city boundary, west of the sewage treatment plant, and north of the drainage ditch that is located
adjacent to the northerly limit of the Hamilton Island landfill, provided the Secretary determines, at the time of the proposed conveyance, that the Army has taken all action necessary to protect human health and the environment.

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

(6) Such easements as the Secretary deems necessary for—

(A) sewer and water line crossings of relocated Washington State Highway 14; and

(B) reasonable public access to the Columbia River across those portions of Hamilton Island that remain under the ownership of the United States.

(b) Time Period for Conveyances.—The conveyances referred to in subsections (a)(1), (a)(2), (a)(5), and (a)(6)(A) shall be completed within 180 days after the United States receives the release referred to in subsection (d). All other conveyances shall be completed expeditiously, subject to any conditions specified in the applicable subsection.
(c) PURPOSE.—The purpose of the conveyances authorized by subsection (a) is to resolve all outstanding issues between the United States and the city of North Bonneville.

(d) ACKNOWLEDGEMENT OF PAYMENT; RELEASE OF CLAIMS RELATING TO RELOCATION OF CITY.—As a prerequisite to the conveyances authorized by subsection (a), the city of North Bonneville shall execute an acknowledgment of payment of just compensation and shall execute a release of any and all claims for relief of any kind against the United States growing out of the relocation of the city of North Bonneville, or any prior Federal legislation relating thereto, and shall dismiss, with prejudice, any pending litigation, if any, involving such matters.

(e) RELEASE BY ATTORNEY GENERAL.—Upon receipt of the city’s acknowledgment and release referred to in subsection (d), the Attorney General of the United States shall dismiss any pending litigation, if any, arising out of the relocation of the city of North Bonneville, and execute a release of any and all rights to damages of any kind under the February 20, 1987, judgment of the United States Claims Court, including any interest thereon.

(f) ACKNOWLEDGMENT OF ENTITLEMENTS; RELEASE BY CITY OF CLAIMS.—Within 60 days after the conveyances authorized by subsection (a) (other than
paragraph (6)(B)) have been completed, the city shall execute an acknowledgement that all entitlements under such paragraph have been completed and shall execute a release of any and all claims for relief of any kind against the United States arising out of this subsection.

(g) Effects on City.—Beginning on the date of the enactment of this Act, the city of North Bonneville, or any successor in interest thereto, shall—

(1) be precluded from exercising any jurisdiction over any lands owned in whole or in part by the United States and administered by the United States Army Corps of Engineers in connection with the Bonneville project; and

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

SEC. 352. COLUMBIA RIVER DREDGING, OREGON AND WASHINGTON.

The project for navigation, Lower Willamette and Columbia Rivers below Vancouver, Washington and Portland, Oregon, authorized by the first section of the River and Harbor Appropriations Act of June 18, 1878 (20 Stat. 152), is modified to direct the Secretary—

(1) to conduct channel simulation and to carry out improvements to the existing deep draft channel
between river miles 27 and 34, at a cost not to exceed $2,400,000; and
(2) to conduct overdepth and advance maintenance dredging that is necessary to maintain authorized channel dimensions.

SEC. 353. LACKAWANNA RIVER AT SCRANTON, PENNSYLVANIA.

The project for flood control, Lackawanna River at Scranton, Pennsylvania, authorized by section 101(16) of the Water Resources Development Act of 1992 (106 Stat. 4803), is modified to direct the Secretary to carry out the project for flood control for the Plot and Green Ridge sections of the project. In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986, to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

SEC. 354. MUSSERS DAM, MIDDLE CREEK, SNYDER COUNTY, PENNSYLVANIA.

Section 209(e)(5) of the Water Resources Development Act of 1992 (106 Stat. 4830) is amended by striking “$3,000,000” and inserting “$5,000,000”.
SEC. 355. SAW MILL RUN, PENNSYLVANIA.

The project for flood control, Saw Mill Run, Pittsburgh, Pennsylvania, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4124), is modified to authorize the Secretary to carry out the project in accordance with the report of the Corps of Engineers dated April 8, 1994, at a total cost of $12,780,000, with an estimated Federal cost of $9,585,000 and an estimated non-Federal cost of $3,195,000.

SEC. 356. SCHUYLKILL RIVER, PENNSYLVANIA.

The navigation project for the Schuylkill River, Pennsylvania, authorized by the first section of the River and Harbor Appropriations Act of August 8, 1917 (40 Stat. 252), is modified to provide for the periodic removal and disposal of sediment to a depth of 6 feet detained within portions of the Fairmount pool between the Fairmount Dam and the Columbia Bridge, generally within the limits of the channel alignments referred to as the Schuylkill River Racecourse and return lane, and the Belmont Water Works intakes and Boathouse Row.

SEC. 357. SOUTH CENTRAL PENNSYLVANIA.

Section 313(g)(1) of the Water Resources Development Act of 1992 (106 Stat. 4846) is amended by striking “$50,000,000” and inserting “$90,000,000”.

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SEC. 358. WYOMING VALLEY, PENNSYLVANIA.

The project for flood control, Wyoming Valley, Pennsylvania, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4124), is modified to authorize the Secretary to undertake as part of the construction of the project mechanical and electrical upgrades to existing stormwater pumping stations in the Wyoming Valley and to undertake mitigation measures.

SEC. 359. SAN JUAN HARBOR, PUERTO RICO.

The project for navigation, San Juan Harbor, Puerto Rico, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4097), is modified to authorize the Secretary to deepen the bar channel to depths varying from 49 feet to 56 feet below mean low water with other modifications to authorized interior channels as generally described in the General Reevaluation Report and Environmental Assessment, dated March 1994, at a total cost of $43,993,000, with an estimated Federal cost of $27,341,000 and an estimated non-Federal cost of $16,652,000.

SEC. 360. NARRAGANSETT, RHODE ISLAND.

Section 361(a) of the Water Resources Development Act of 1992 (106 Stat. 4861) is amended—

(1) by striking “$200,000” and inserting “$1,900,000”;
(2) by striking ‘‘$150,000’’ and inserting
‘‘$1,425,000’’; and
(3) by striking ‘‘$50,000’’ and inserting
‘‘$475,000’’.

SEC. 361. CHARLESTON HARBOR, SOUTH CAROLINA.
The project for navigation, Charleston Harbor, South
Carolina, authorized by section 202(a) of the Water Re-
sources Development Act of 1986 (100 Stat. 4096), is
modified to direct the Secretary to undertake ditching,
clearing, spillway replacement, and dike reconstruction of
the Clouter Creek Disposal Area, as a part of the oper-
ation and maintenance of the Charleston Harbor project.

SEC. 362. DALLAS FLOODWAY EXTENSION, DALLAS, TEXAS.
(a) In general.—The project for flood control, Dal-
las Floodway Extension, Dallas, Texas, authorized by sec-
1091), is modified to provide that, notwithstanding the
last sentence of subsection (c) of section 104 of the Water
Resources Development Act of 1986, non-Federal inter-
est may apply for crediting under such section 104,
against the non-Federal share of the cost of the project,
the cost of work performed by the non-Federal interests
in constructing flood protection works for Rochester Park
and the north section of the Central Wastewater Treat-
ment Plant.
(b) Determination of Amount.—The amount to be credited under subsection (a) shall be determined by the Secretary. In determining such amount, the Secretary may permit crediting only for that portion of the work performed by the non-Federal interests which is compatible with the project referred to in subsection (a), including any modification thereof, and which is required for construction of such project.

(e) Cash Contribution.—Nothing in this section shall be construed to limit the applicability of the requirement contained in section 103(a)(1)(A) of the Water Resources Development Act of 1986 to the project referred to in subsection (a).

SEC. 363. UPPER JORDAN RIVER, UTAH.

The project for flood control, Upper Jordan River, Utah, authorized by section 101(a)(23) of the Water Resources Development Act of 1990 (104 Stat. 4610), is modified to authorize the Secretary to construct the project at a total cost of $12,870,000, with an estimated Federal cost of $8,580,000 and an estimated non-Federal cost of $4,290,000.

SEC. 364. HAYSI LAKE, VIRGINIA.

The Haysi Lake, Virginia, feature of the project for flood control, Tug Fork of the Big Sandy River, Kentucky, West Virginia, and Virginia, authorized by section 202(a)
of the Energy and Water Development Appropriation Act, 1981 (94 Stat. 1339), is modified—

(1) to add recreation and fish and wildlife enhancement as project purposes;

(2) to direct the Secretary to construct the Haysi Dam feature of the project substantially in accordance with Plan A as set forth in the Draft General Plan Supplement Report for the Levisa Fork Basin, Virginia and Kentucky, dated May 1995; and

(3) to direct the Secretary to apply section 103(m) of the Water Resources Development Act of 1986 (100 Stat. 4087) to the construction of such feature in the same manner as that section is applied to other projects or project features construed pursuant to such section 202(a).

SEC. 365. RUDEE INLET, VIRGINIA BEACH, VIRGINIA.

The project for navigation and shoreline protection, Rudee Inlet, Virginia Beach, Virginia, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4148), is modified to authorize the Secretary to continue maintenance of the project for 50 years beginning on the date of initial construction of the project. The Federal share of the cost of such maintenance shall
be determined in accordance with title I of the Water Resources Development Act of 1986.

SEC. 366. VIRGINIA BEACH, VIRGINIA.

The non-Federal share of the costs of the project for beach erosion control and hurricane protection, Virginia Beach, Virginia, authorized by section 501(a) of the Water Resources Development Act of 1986 (100 Stat. 4136), shall be reduced by $3,120,803, or by such amount as is determined by an audit carried out by the Secretary to be due to the city of Virginia Beach as reimbursement for the Federal share of beach nourishment activities carried out by the city between October 1, 1986, and September 30, 1993, if the Federal Government has not reimbursed the city for the activities prior to the date on which a project cooperative agreement is executed for the project.

SEC. 367. EAST WATERWAY, WASHINGTON.

The project for navigation, East and West waterways, Seattle Harbor, Washington, authorized by the first section of the River and Harbor Appropriations Act of March 2, 1919 (40 Stat. 1275), is modified to direct the Secretary—

(1) to expedite review of potential deepening of the channel in the East waterway from Elliott Bay to Terminal 25 to a depth of up to 51 feet; and
(2) if determined to be feasible, to implement such deepening as part of project maintenance.

In carrying out work authorized by this section, the Secretary shall coordinate with the Port of Seattle regarding use of Slip 27 as a dredged material disposal area.

SEC. 368. BLUESTONE LAKE, WEST VIRGINIA.

Section 102(ff) of the Water Resources Development Act of 1992 (106 Stat. 4810) is amended by inserting “except for that organic matter necessary to maintain and enhance the biological resources of such waters and such nonobtrusive items of debris as may not be economically feasible to prevent being released through such project,” after “project,” the first place it appears.

SEC. 369. SOUTHERN WEST VIRGINIA.

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

“(3) COST SHARING.—

“(A) IN GENERAL.—Total project costs under each local cooperation agreement entered into under this subsection shall be shared at 75 percent Federal and 25 percent non-Federal. The non-Federal interest shall receive credit for the reasonable costs of design work completed by such interest prior to entering into a local
cooperation agreement with the Secretary for a project. The credit for such design work shall not exceed 6 percent of the total construction costs of the project. The Federal share may be in the form of grants or reimbursements of project costs.

“(B) INTEREST.—In the event of delays in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of a project’s cost.

“(C) LANDS, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for lands, easements, rights-of-way, and relocations toward its share of project costs, including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of such project on publicly owned or controlled lands, but not to exceed 25 percent of total project costs.

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

(b) Funding.—Section 340(g) of the Water Resources Development Act of 1992 (106 Stat. 4856) is amended by striking “$5,000,000” and inserting “$25,000,000”.

SEC. 370. KICKAPOO RIVER, WISCONSIN.

(a) In General.—The project for flood control and allied purposes, Kickapoo River, Wisconsin, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1190) and modified by section 814 of the Water Resources Development Act of 1986 (100 Stat. 4169), is further modified as provided by this section.

(b) Transfer of Property.—

(1) In General.—Subject to the requirements of this subsection, the Secretary shall transfer to the State of Wisconsin, without consideration, all right, title, and interest of the United States to the lands described in paragraph (3), including all works, structures, and other improvements to such lands.

(2) Transfer to Secretary of the Interior.—Subject to the requirements of this subsection, on the date of the transfer under paragraph (1), the Secretary shall transfer to the Secretary of the Interior, without consideration, all right, title,
and interest of the United States in and to lands
that are culturally and religiously significant sites of
the Ho-Chunk Nation (a federally recognized Indian
tribe) and are located within the lands described in
paragraph (3). Such lands shall be specified in ac-
cordance with paragraph (4)(C) and may not exceed
a total of 1,200 acres.

(3) LAND DESCRIPTION.—The lands to be
transferred pursuant to paragraphs (1) and (2) are
the approximately 8,569 acres of land associated
with the LaFarge Dam and Lake portion of the
project referred to in subsection (a) in Vernon Coun-
ty, Wisconsin, in the following sections:

(A) Section 31, Township 14 North, Range 1 West of the 4th Principal Meridian.

(B) Sections 2 through 11, and 16, 17, 20, and 21, Township 13 North, Range 2 West of the 4th Principal Meridian.

(C) Sections 15, 16, 21 through 24, 26, 27, 31, and 33 through 36, Township 14 North, Range 2 West of the 4th Principal Meridian.

(4) TERMS AND CONDITIONS.—

(A) HOLD HARMLESS; REIMBURSEMENT
OF UNITED STATES.—The transfer under para-
graph (1) shall be made on the condition that the State of Wisconsin enters into a written agreement with the Secretary to hold the United States harmless from all claims arising from or through the operation of the lands and improvements subject to the transfer. If title to the lands described in paragraph (3) is sold or transferred by the State, then the State shall reimburse the United States for the price originally paid by the United States for purchasing such lands.

   (B) IN GENERAL.—The Secretary shall make the transfers under paragraphs (1) and (2) only if on or before April 30, 1997, the State of Wisconsin enters into and submits to the Secretary a memorandum of understanding, as specified in subparagraph (C), with the tribal organization (as defined by section 4(l) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b(l)) of the Ho-Chunk Nation.

   (C) MEMORANDUM OF UNDERSTANDING.—The memorandum of understanding referred to in subparagraph (B) shall contain, at a minimum, the following:
(i) A description of sites and associated lands to be transferred to the Secretary of the Interior under paragraph (2).

(ii) An agreement specifying that the lands transferred under paragraphs (1) and (2) shall be preserved in a natural state and developed only to the extent necessary, consistent with the Wisconsin State law creating the Kickapoo Valley Governing Board (1993 Wisconsin State Act 349), to enhance outdoor recreational and educational opportunities.

(iii) An agreement specifying the terms and conditions of a plan for the management of the lands to be transferred under paragraphs (1) and (2).

(iv) A provision requiring a review of the plan referred to in clause (iii) to be conducted every 10 years under which the State of Wisconsin, acting through the Kickapoo Valley Governing Board, and the Ho-Chunk Nation may agree to revisions of the plan in order to address changed circumstances on the lands transferred under paragraph (2). Such provision may
include a plan for the transfer to the Secretary of the Interior of any additional site discovered to be culturally and religiously significant to the Ho-Chunk Nation.

(5) Administration of Lands.—The lands transferred to the Secretary of the Interior under paragraph (2), and any lands transferred to the Secretary of the Interior pursuant to the memorandum of understanding entered into under paragraph (3), shall be held in trust for, and added to and administered as part of the reservation of, the Ho-Chunk Nation.

(6) Transfer of Flowage Easements.—The Secretary shall transfer to the owner of the servient estate, without consideration, all right, title, and interest of the United States in and to each flowage easement acquired as part of the project referred to in subsection (a) within Township 14 North, Range 2 West of the 4th Principal Meridian, Vernon County, Wisconsin.

(7) Deadlines.—Not later than July 1, 1997, the Secretary shall transmit to the State of Wisconsin an offer to make the transfer under this paragraph. Such offer shall provide for the transfer to be
made in the period beginning on November 1, 1997, and ending on December 31, 1997.

(8) **Deauthorization.**—The LaFarge Dam and Lake portion of the project referred to in subsection (a) is not authorized after the date of the transfer under this subsection.

(9) **Interim Management and Maintenance.**—The Secretary shall continue to manage and maintain the LaFarge Dam and Lake portion of the project referred to in subsection (a) until the date of the transfer under this section.

(c) **Completion of Project Features.**—

(1) **Requirement.**—The Secretary shall undertake the completion of the following features of the project referred to in subsection (a):

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

(B) Environmental cleanup and site restoration of abandoned wells, farm sites, and
safety modifications to the water control structures.

(C) Cultural resource activities to meet the requirements of Federal law.

(2) PARTICIPATION BY STATE OF WISCONSIN.—

In undertaking the completion of the features described in paragraph (1), the Secretary shall determine the requirements of the State of Wisconsin on the location and design of each such feature.

(d) FUNDING.—There is authorized to be appropriated to carry out this section for fiscal years beginning after September 30, 1996, $17,000,000.

SEC. 371. TETON COUNTY, WYOMING.

Section 840 of the Water Resources Development Act of 1986 (100 Stat. 4176) is amended—

(1) by striking “: Provided, That” and inserting “; except that”;

(2) by striking “in cash or materials” and inserting “, through providing in-kind services or cash or materials,”; and

(3) by adding at the end the following: “In carrying out this section, the Secretary may enter into agreements with the non-Federal sponsor permitting the non-Federal sponsor to perform operation and
maintenance for the project on a cost-reimbursable basis.”

TITLE IV—STUDIES

SEC. 401. CORPS CAPABILITY STUDY, ALASKA.

The Secretary shall review the capability of the Corps of Engineers to plan, design, construct, operate, and maintain rural sanitation projects for rural and Native villages in Alaska. Not later than 18 months after the date of the enactment of this Act, the Secretary shall transmit findings and recommendations on the agency’s capability, together with recommendations on the advisability of assuming such a mission.

SEC. 402. MCDOWELL MOUNTAIN, ARIZONA.

The Secretary shall credit the non-Federal share of the cost of the feasibility study on the McDowell Mountain project an amount equivalent to the cost of work performed by the city of Scottsdale, Arizona, and accomplished prior to the city’s entering into an agreement with the Secretary if the Secretary determines that the work is necessary for the study.

SEC. 403. NOGALES WASH AND TRIBUTARIES, ARIZONA.

(a) STUDY.—The Secretary shall conduct a study of the relationship of flooding in Nogales, Arizona, and floodflows emanating from Mexico.
(b) Report.—The Secretary shall transmit to Congress a report on the results of the study conducted under subsection (a), together with recommendations concerning the appropriate level of non-Federal participation in the project for flood control, Nogales Wash and tributaries, Arizona, authorized by section 101(a)(4) of the Water Resources Development Act of 1990 (104 Stat. 4606).

SEC. 404. GARDEN GROVE, CALIFORNIA.

The Secretary shall conduct a study to assess the feasibility of implementing improvements in the regional flood control system within Garden Grove, California.

SEC. 405. MUGU LAGOON, CALIFORNIA.

(a) Study.—The Secretary shall conduct a study of the environmental impacts associated with sediment transport, flood flows, and upstream watershed land use practices on Mugu Lagoon, California. The study shall include an evaluation of alternatives for the restoration of the estuarine ecosystem functions and values associated with Mugu Lagoon and the endangered and threatened species inhabiting the area.

(b) Consultation and Coordination.—In conducting the study, the Secretary shall consult with the Secretary of the Navy and shall coordinate with State and local resource agencies to assure that the study is compat-
ible with restoration efforts for the Calleguas Creek watershed.

(c) Report.—Not later than 24 months after the date of the enactment of this Act, the Secretary shall transmit to Congress a report on the results of the study.

SEC. 406. SANTA YNEZ, CALIFORNIA.

(a) Planning.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall prepare a comprehensive river basin management plan addressing the long term ecological, economic, and flood control needs of the Santa Ynez River basin, California. In preparing such plan, the Secretary shall consult the Santa Barbara Flood Control District and other affected local governmental entities.

(b) Technical Assistance.—The Secretary shall provide technical assistance to the Santa Barbara Flood Control District with respect to implementation of the plan to be prepared under subsection (a).

SEC. 407. YOLO BYPASS, SACRAMENTO-SAN JOAQUIN DELTA, CALIFORNIA.

The Secretary shall study the advisability of acquiring land in the vicinity of the Yolo Bypass in the Sacramento-San Joaquin Delta, California, for the purpose of environmental mitigation for the flood control project
for Sacramento, California, and other water resources
projects in the area.

SEC. 408. SPRINGFIELD, ILLINOIS.
The Secretary shall provide technical, planning, and
design assistance to the city of Springfield, Illinois, in de-
veloping—

(1) an environmental impact statement for the
proposed development of a water supply reservoir,
including the preparation of necessary documenta-
tion in support of the environmental impact state-
ment; and

(2) an evaluation of technical, economic, and
environmental impacts of such development.

SEC. 409. BEAUTY CREEK WATERSHED, VALPARAISO CITY,
PORTER COUNTY, INDIANA.
The Secretary shall conduct a study to assess the fea-
sibility of implementing streambank erosion control meas-
ures and flood control measures within the Beauty Creek
watershed, Valparaiso City, Porter County, Indiana.

SEC. 410. GRAND CALUMET RIVER, HAMMOND, INDIANA.
(a) STUDY.—The Secretary shall conduct a study to
establish a methodology and schedule to restore the wet-
lands at Wolf Lake and George Lake in Hammond, Indi-
apa.
(b) Report.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall transmit to Congress a report on the results of the study conducted under subsection (a).

SEC. 411. INDIANA HARBOR CANAL, EAST CHICAGO, LAKE COUNTY, INDIANA.

The Secretary shall conduct a study of the feasibility of including environmental and recreational features, including a vegetation buffer, as part of the project for navigation, Indiana Harbor Canal, East Chicago, Lake County, Indiana, authorized by the first section of the Rivers and Harbors Appropriations Act of June 25, 1910 (36 Stat. 657).

SEC. 412. KOONTZ LAKE, INDIANA.

The Secretary shall conduct a study of the feasibility of implementing measures to restore Koontz Lake, Indiana, including measures to remove silt, sediment, nutrients, aquatic growth, and other noxious materials from Koontz Lake, measures to improve public access facilities to Koontz Lake, and measures to prevent or abate the deposit of sediments and nutrients in Koontz Lake.

SEC. 413. LITTLE CALUMET RIVER, INDIANA.

(a) Study.—The Secretary shall conduct a study of the impact of the project for flood control, Little Calumet River, Indiana, authorized by section 401(a) of the Water

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

(c) FEDERAL SHARE.—The Federal share of the cost of the study to be conducted under subsection (a) shall be 100 percent.

SEC. 414. TIPPECANOE RIVER WATERSHED, INDIANA.

(a) STUDY.—The Secretary shall conduct a study of water quality and environmental restoration needs in the Tippecanoe River watershed, Indiana, including measures necessary to reduce siltation in Lake Shafer and Lake Freeman.

(b) ASSISTANCE.—The Secretary shall provide technical, planning, and design assistance to the Shafer Freeman Lakes Environmental Conservation Corporation in addressing potential environmental restoration activities determined as a result of the study conducted under subsection (a).
SEC. 415. CALCASIEU SHIP CHANNEL, HACKBERRY, LOUISIANA.

The Secretary shall conduct a study to determine the need for improved navigation and related support service structures in the vicinity of the Calcasieu Ship Channel, Hackberry, Louisiana.

SEC. 416. HURON RIVER, MICHIGAN.

The Secretary shall conduct a study to determine the need for channel improvements and associated modifications for the purpose of providing a harbor of refuge at Huron River, Michigan.

SEC. 417. RIVER DES PERES, SAINT LOUIS COUNTY, MISSOURI.

The Secretary shall conduct a study to determine the feasibility of potential flood control measures for the River Des Peres to protect the Carondelet and Germania neighborhoods in St. Louis, Missouri. In conducting the study, the Secretary shall consider potential storm water runoff and related improvements and shall cooperate with the Metropolitan Saint Louis Sewer District.

SEC. 418. SACO RIVER, NEW HAMPSHIRE.

The Secretary shall conduct a study of flood control problems along the Saco River in Hart’s Location, New Hampshire, for the purpose of evaluating retaining walls, berms, and other structures with a view to potential solutions involving repair or replacement of existing structures.
and shall consider other alternatives for flood damage reduction.

SEC. 419. BUFFALO RIVER GREENWAY, NEW YORK.

The Secretary shall conduct a study of a potential greenway trail project along the Buffalo River between the park system of the city of Buffalo, New York, and Lake Erie. Such study shall include preparation of an integrated plan of development that takes into consideration the adjacent parks, nature preserves, bikeways, and related recreational facilities.

SEC. 420. PORT OF NEW YORK-NEW JERSEY SEDIMENT STUDY.

(a) Study of Measures To Reduce Sediment Deposition.—The Secretary shall conduct a study of measures that could reduce sediment deposition in the vicinity of the Port of New York-New Jersey for the purpose of reducing the volumes to be dredged for navigation projects in the Port.

(b) Dredged Material Disposal Study.—The Secretary shall conduct a study to determine the feasibility of constructing and operating an underwater confined dredged material disposal site in the Port of New York-New Jersey which could accommodate as much as 250,000 cubic yards of dredged materials for the purpose of demonstrating the feasibility of an underwater confined dis-
posal pit as an environmentally suitable method of containing certain sediments.

(c) REPORT.—The Secretary shall transmit to Congress a report on the results of the studies conducted under this section, together with any recommendations of the Secretary concerning reduction of sediment deposition referred to in subsection (a).

SEC. 421. PORT OF NEW YORK-NEW JERSEY NAVIGATION STUDY.

The Secretary shall conduct a comprehensive study of navigation needs at the Port of New York-New Jersey to address improvements, including deepening of existing channels, that are required to provide economically efficient and environmentally sound navigation to meet current and future requirements.

SEC. 422. CHAGRIN RIVER, OHIO.

The Secretary shall conduct a study of flooding problems along the Chagrin River in Eastlake, Ohio. In conducting such study, the Secretary shall evaluate potential solutions to flooding from all sources, including that resulting from ice jams, and shall evaluate the feasibility of a sedimentation collection pit and other potential measures to reduce flooding.
SEC. 423. CHARLESTON, SOUTH CAROLINA, ESTUARY.

The Secretary is authorized to conduct a study of the Charleston estuary area located in Charleston, Berkeley, and Dorchester Counties, South Carolina, for the purpose of evaluating environmental conditions in the tidal reaches of the Ashley, Cooper, Stono, and Wando Rivers and the lower portions of Charleston Harbor.

SEC. 424. MUSTANG ISLAND, CORPUS CHRISTI, TEXAS.

The Secretary shall conduct a study of navigation along the south-central coast of Texas near Corpus Christi for the purpose of determining the feasibility of constructing and maintaining the Packery Channel on the southern portion of Mustang Island.

SEC. 425. PRINCE WILLIAM COUNTY, VIRGINIA.

The Secretary shall conduct a study of flooding, erosion, and other water resources problems in Prince William County, Virginia, including an assessment of wetlands protection, erosion control, and flood damage reduction needs of the County.

SEC. 426. PACIFIC REGION.

(a) Study.—The Secretary is authorized to conduct studies in the interest of navigation in that part of the Pacific region that includes American Samoa, Guam, and the Commonwealth of the Northern Mariana Islands.

(b) Cost Sharing.—The cost sharing provisions of section 105 of the Water Resources Development Act of
1986 (33 U.S.C. 2215; 100 Stat. 4088–4089) shall apply to studies under this section.

**TITLE V—MISCELLANEOUS PROVISIONS**

**SEC. 501. PROJECT DEAUTHORIZATIONS.**

(a) IN GENERAL.—The following projects are not authorized after the date of the enactment of this Act:

1. **BRANFORD HARBOR, CONNECTICUT.**—The following portion of the project for navigation, Branford River, Connecticut, authorized by the first section of the Rivers and Harbors Appropriations Act of June 13, 1902 (32 Stat. 333): Starting at a point on the Federal channel line whose coordinates are N15°61′32″, E58°15′72.38″, running south 70 degrees 11 minutes 8 seconds west a distance of 171.58 feet to another point on the Federal channel line whose coordinates are N15°61′23″, E58°14′10.96″.

2. **BRIDGEPORT HARBOR, CONNECTICUT.**—The following portion of the project for navigation, Bridgeport Harbor, Connecticut, authorized by section 101 of the River and Harbor Act of 1958 (72 Stat. 297): A 2.4-acre anchorage area, 9 feet deep, and an adjacent 0.6-acre anchorage, 6 feet deep, located on the west side of Johnsons River.
(3) Guilford Harbor, Connecticut.—The following portion of the project for navigation, Guilford Harbor, Connecticut, authorized by section 2 of the Act entitled “An Act authorizing construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved March 2, 1945 (50 Stat. 13): Starting at a point where the Sluice Creek Channel intersects with the main entrance channel, N159194.63, E623201.07, thence running north 24 degrees 58 minutes 15.2 seconds west 478.40 feet to a point N159628.31, E622999.11, thence running north 20 degrees 18 minutes 31.7 seconds west 351.53 feet to a point N159957.99, E622877.10, thence running north 69 degrees 41 minutes 37.9 seconds east 55.000 feet to a point N159977.08, E622928.69, thence turning and running south 20 degrees 18 minutes 31.0 seconds east 349.35 feet to a point N159649.45, E623049.94, thence turning and running south 24 degrees 58 minutes 11.1 seconds east 341.36 feet to a point N159340.00, E623194.04, thence turning and running south 90 degrees 0 minutes 0 seconds east 78.86 feet to a point N159340.00, E623272.90.
(4) JOHNSONS RIVER CHANNEL, BRIDGEPORT HARBOR, CONNECTICUT.—The following portion of the project for navigation, Johnsons River Channel, Bridgeport Harbor, Connecticut, authorized by the first section of the Rivers and Harbors Act of July 24, 1946 (60 Stat. 634): Northerly of a line across the Federal channel. The coordinates of such line are N 123318.35, E 486301.68 and N 123257.15, E 486380.77.

(5) MYSTIC RIVER, CONNECTICUT.—The following portion of the project for improving the Mystic River, Connecticut, authorized by the River and Harbor Act approved March 4, 1913 (37 Stat. 802): Beginning in the 15-foot deep channel at coordinates north 190860.82, east 814416.20, thence running southeast about 52.01 feet to the coordinates north 190809.47, east 814424.49, thence running southwest about 34.02 feet to coordinates north 190780.46, east 814406.70, thence running north about 80.91 feet to the point of beginning.

(6) NORWALK HARBOR, CONNECTICUT.—

(A) DEAUTHORIZATION.—The portion of the project for navigation, Norwalk Harbor, Connecticut, authorized by the River and Harbor Act of March 2, 1919 (40 Stat. 1276), that
lies northerly of a line across the Federal channel having coordinates N104199.72, E417774.12 and N104155.59, E417628.96, and those portions of the 6-foot deep East Norwalk Channel and Anchorage, authorized by section 2 of the Act entitled “An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved March 2, 1945 (59 Stat. 13), not included in the description of the realignment of the project contained in subparagraph (B).

(B) REALIGNMENT DESCRIPTION.—The realigned 6-foot deep East Norwalk Channel and Anchorage is described as follows: starting at a point on the East Norwalk Channel, N95743.02, E419581.37, thence running northwesterly about 463.96 feet to a point N96197.93, E419490.18, thence running northwesterly about 549.32 feet to a point N96608.49, E419125.23, thence running northwesterly about 384.06 feet to a point N96965.94, E418984.75, thence running northwesterly about 407.26 feet to a point N97353.87, E418860.78, thence running west-
erly about 58.26 feet to a point N97336.26, E418805.24, thence running northwesterly about 70.99 feet to a point N97390.30, E418759.21, thence running westerly about 71.78 feet to a point on the anchorage limit N97405.26, E418689.01, thence running southerly along the western limits of the existing Federal anchorage until reaching a point N95893.74, E419449.17, thence running in a southwesterly direction about 78.74 feet to a point on the East Norwalk Channel N95815.62, E419439.33.

(C) REDENIGNATION.—All of the realigned channel shall be redesignated as anchorage, with the exception of that portion of the channel which narrows to a width of 100 feet and terminates at a line whose coordinates are N96456.81, E419260.06, and N96390.37, E419185.32, which shall remain as a channel.

(7) SOUTHPORT HARBOR, CONNECTICUT.—

(A) DEAUTHORIZATION PORTION OF PROJECT.—The following portions of the project for navigation, Southport Harbor, Connecticut, authorized by the first section of the
Rivers and Harbors Act of August 30, 1935
(49 Stat. 1029):

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

(ii) The portion of the 9-foot deep
channel beginning at a bend in the channel
whose coordinates are north 109131.16,
est 452653.32 running thence in a north-
easterly direction about 943.01 feet to a
point whose coordinates are north
109635.22, east 453450.31 running thence
in a southeasterly direction about 22.66
feet to a point whose coordinates are north
109617.15, east 453463.98 running thence
in a southwesterly direction about 945.18
feet to the point of beginning.

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

(8) STONY CREEK, BRANFORD, CONNECTI-
cut.—The following portion of the project for navi-
gation, Stony Creek, Connecticut, authorized under
section 107 of the River and Harbor Act of 1960
(33 U.S.C. 577): The 6-foot maneuvering basin
starting at a point N15°70′31.91″, E5°99′030.79″,
then running northeasterly about 221.16 feet to a
point N15°71′91.06″, E5°99′184.37″, then running
northerly about 162.60 feet to a point N15°73′53.56″,
E5°99′189.99″, then running southwesterly about
358.90 feet to the point of origin.

(9) YORK HARBOR, MAINE.—That portion of
the project for navigation, York Harbor, Maine, au-
thorized by section 101 of the River and Harbor Act
of 1960 (74 Stat. 480), located in the 8-foot deep
anchorage area beginning at coordinates N
10°93′40.19″, E 3°72′066.93″, then running north 65
degrees 12 minutes 10.5 seconds E 423.27 feet to
a point N 10°95′17.71″, E3°72′451.17″, then running
north 28 degrees 42 minutes 58.3 seconds west
11.68 feet to a point N 10°95′27.95″, E 3°72′445.56″,
then running south 63 degrees 37 minutes 24.6
seconds west 422.63 feet returning to the point of
beginning and that portion in the 8-foot deep an-
chorage area beginning at coordinates N 10°85′57.24″,
E 3°71′645.88″, then running south 60 degrees 41
minutes 17.2 seconds east 484.51 feet to a point N
10°83′20.04″, E 3°72′068.36″, then running north 29
degrees 12 minutes 53.3 seconds east 15.28 feet to
a point N 108333.38, E 372075.82, thence running
north 62 degrees 29 minutes 42.1 seconds west
484.73 feet returning to the point of beginning.

(10) Chelsea River, Boston Harbor, Massachusetts.—The following portion of the project for
navigation, Boston Harbor, Massachusetts, autho-
ri zed by section 101 of the River and Harbor Act of
1962 (76 Stat. 1173), consisting of a 35-foot deep
channel in the Chelsea River: Beginning at a point
on the northern limit of the existing project
N505357.84, E724519.19, thence running northeasterly about 384.19 feet along the northern limit
of the existing project to a bend on the northern
limit of the existing project N505526.87,
E724864.20, thence running southeasterly about
368.00 feet along the northern limit of the existing
project to another point N505404.77, E725211.35,
thence running westerly about 594.53 feet to a point
N505376.12, E724617.51, thence running south-
westerly about 100.00 feet to the point of origin.

(11) Cohasset Harbor, Cohasset, Massachusetts.—The following portions of the project
for navigation, Cohasset Harbor, Massachusetts, au-

(A) The portion starting at a point N453510.15, E792664.63, thence running south 53 degrees 07 minutes 05.4 seconds west 307.00 feet to a point N453325.90, E792419.07, thence running north 57 degrees 56 minutes 36.8 seconds west 201.00 feet to a point N453432.58, E792248.72, thence running south 88 degrees 57 minutes 25.6 seconds west 50.00 feet to a point N453431.67, E792198.73, thence running north 01 degree 02 minutes 52.3 seconds west 66.71 feet to a point N453498.37, E792197.51, thence running north 69 degrees 12 minutes 52.3 seconds east 332.32 feet to a point N453616.30, E792508.20, thence running south 55 degrees 50 minutes 24.1 seconds east 189.05 feet to the point of origin.

(B) The portion starting at a point N452886.64, E791287.83, thence running south 00 degrees 00 minutes 00.0 seconds west 56.04 feet to a point N452830.60, E791287.83, thence running north 90 degrees 00 minutes 00.0 seconds west 101.92 feet to a point,
N452830.60, E791185.91, thence running north 52 degrees 12 minutes 49.7 seconds east 89.42 feet to a point, N452885.39, E791256.58, thence running north 87 degrees 42 minutes 33.8 seconds east 31.28 feet to the point of origin.

(C) The portion starting at a point, N452261.08, E792040.24, thence running north 89 degrees 07 minutes 19.5 seconds east 118.78 feet to a point, N452262.90, E792159.01, thence running south 43 degrees 39 minutes 06.8 seconds west 40.27 feet to a point, N452233.76, E792131.21, thence running north 74 degrees 33 minutes 29.1 seconds west 94.42 feet to a point, N452258.90, E792040.20, thence running north 01 degree 03 minutes 04.3 seconds east 2.18 feet to the point of origin.

(12) FALMOUTH, MASSACHUSETTS.—

(A) DEAUTHORIZATIONS.—The following portions of the project for navigation, Falmouth Harbor, Massachusetts, authorized by section 101 of the River and Harbor Act of 1948 (62 Stat. 1172):
(i) The portion commencing at a point north 199286.37 east 844394.81 a line running north 73 degrees 09 minutes 29 seconds east 440.34 feet to a point north 199413.99 east 844816.36, thence turning and running north 43 degrees 09 minutes 34.5 seconds east 119.99 feet to a point north 199501.52 east 844898.44, thence turning and running south 66 degrees 52 minutes 03.5 seconds east 547.66 feet returning to a point north 199286.41 east 844394.91.

(ii) The portion commencing at a point north 199647.41 east 845035.25 a line running north 43 degrees 09 minutes 33.1 seconds east 767.15 feet to a point north 200207.01 east 845560.00, thence turning and running north 11 degrees 04 minutes 24.3 seconds west 380.08 feet to a point north 200580.01 east 845487.00, thence turning and running north 22 degrees 05 minutes 50.8 seconds east 1332.36 feet to a point north 201814.50 east 845988.21, thence turning and running north 02 degrees 54 minutes 15.7
seconds east 15.0 feet to a point north
201829.48 east 845988.97, thence turning
and running south 24 degrees 56 minutes
42.3 seconds west 1410.29 feet returning
to the point north 200550.75 east
845394.18.

(B) REDesignation.—The portion of the
project for navigation Falmouth, Massachu-
setts, referred to in subparagraph (A) upstream
of a line designated by the 2 points north
199463.18 east 844496.40 and north
199350.36 east 844544.60 is redesignated as
an anchorage area.

(13) MYSTIC RIVER, MASSACHUSETTS.—The
following portion of the project for navigation, Mys-
tic River, Massachusetts, authorized by section 101
of the River and Harbor Act of 1950 (64 Stat. 164):
The 35-foot deep channel beginning at a point on
the northern limit of the existing project,
N506243.78, E717600.27, thence running easterly
about 1000.00 feet along the northern limit of the
existing project to a point, N506083.42,
E718587.33, thence running southerly about 40.00
feet to a point, N506043.94, E718580.91, thence
running westerly about 1000.00 feet to a point,
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N506204.29, E717593.85, thence running northerly
about 40.00 feet to the point of origin.

(14) Weymouth-Fore and Town Rivers,
Massachusetts.—The following portions of the
project for navigation, Weymouth-Fore and Town
Rivers, Boston Harbor, Massachusetts, authorized
by section 301 of the River and Harbor Act of 1965
(79 Stat. 1089):

(A) The 35-foot deep channel beginning at
a bend on the southern limit of the existing
project, N457394.01, E741109.74, thence run-
ning westerly about 405.25 feet to a point,
N457334.64, E740708.86, thence running
southwesterly about 462.60 feet to another
bend in the southern limit of the existing
project, N457132.00, E740293.00, thence run-
ning northeasterly about 857.74 feet along the
southern limit of the existing project to the
point of origin.

(B) The 15 and 35-foot deep channels be-
ginning at a point on the southern limit of the
existing project, N457163.41, E739903.49,
thence running northerly about 111.99 feet to
a point, N457275.37, E739900.76, thence run-
ning westerly about 692.37 feet to a point
N457303.40, E739208.96, thence running southwesterly about 190.01 feet to another point on the southern limit of the existing project, N457233.17, E739032.41, thence running easterly about 873.87 feet along the southern limit of the existing project to the point of origin.

(15) Oswegatchie River, Ogdensburg New York.—The portion of the Federal channel of the project for navigation, Ogdensburg Harbor, New York, authorized by the first section of the Rivers and Harbors Appropriations Act of June 25, 1910 (36 Stat. 635), as modified by the first section of the Rivers and Harbors Act of August 30, 1935 (49 Stat. 1037), which is in the Oswegatchie River in Ogdensburg, New York, from the southernmost alignment of the Route 68 bridge upstream to the northernmost alignment of the Lake Street bridge.

(16) Apponaug Cove, Warwick, Rhode Island.—The following portion of the project for navigation, Apponaug Cove, Rhode Island, authorized under section 101 of the River and Harbor Act of 1960 (74 Stat. 480): The 6-foot channel bounded by coordinates N223269.93, E513089.12;
N223348.31, E512799.54; N223251.78, E512773.41; and N223178.0, E513046.0.

(17) PORT WASHINGTON HARBOR, WISCONSIN.—The following portion of the navigation project for Port Washington Harbor, Wisconsin, authorized by the Rivers and Harbors Appropriations Act of July 11, 1870 (16 Stat. 223): Beginning at the northwest corner of project at Channel Pt. No. 36, of the Federal Navigation Project, Port Washington Harbor, Ozaukee County, Wisconsin, at coordinates N513529.68, E2535215.64, thence 188 degrees 31 minutes 59 seconds, a distance of 178.32 feet, thence 196 degrees 47 minutes 17 seconds, a distance of 574.80 feet, thence 270 degrees 58 minutes 25 seconds, a distance of 465.50 feet, thence 178 degrees 56 minutes 17 seconds, a distance of 130.05 feet, thence 87 degrees 17 minutes 05 seconds, a distance of 510.22 feet, thence 25 degrees 12 minutes 08 seconds, a distance of 310.00 feet, thence 294 degrees 46 minutes 50 seconds, a distance of 390.20 feet, thence 16 degrees 56 minutes 16 seconds, a distance of 570.90 feet, thence 266 degrees 01 minutes 25
seconds, a distance of 190.78 feet to Channel Pt. No. 36, point of beginning.

SEC. 502. PROJECT REAUTHORIZATIONS.

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

(b) WHITE RIVER, ARKANSAS.—The project for navigation, White River Navigation to Batesville, Arkansas, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4139) and deauthorized by section 52(b) of the Water Resources Development Act of 1988 (102 Stat. 4045), is authorized to be carried out by the Secretary.

(c) DES PLAINES RIVER, ILLINOIS.—The project for wetlands research, Des Plaines River, Illinois, authorized by section 45 of the Water Resources Development Act of 1988 (102 Stat. 4041) and deauthorized pursuant to section 1001 of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), is authorized to be carried out by the Secretary.
(d) ALPENA HARBOR, MICHIGAN.—The project for navigation, Alpena Harbor, Michigan, authorized by section 301 of the River and Harbor Act of 1965 (79 Stat. 1090) and deauthorized pursuant to section 1001 of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), is authorized to be carried out by the Secretary.

(e) ONTONAGON HARBOR, ONTONAGON COUNTY, MICHIGAN.—The project for navigation, Ontonagon Harbor, Ontonagon County, Michigan, authorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1176) and deauthorized pursuant to section 1001 of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), is authorized to be carried out by the Secretary.

(f) KNIFE RIVER HARBOR, MINNESOTA.—The project for navigation, Knife River Harbor, Minnesota, authorized by section 100 of the Water Resources Development Act of 1974 (88 Stat. 41) and deauthorized pursuant to section 1001 of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), is authorized to be carried out by the Secretary.

(g) CLIFFWOOD BEACH, NEW JERSEY.—The project for hurricane-flood protection and beach erosion control on Raritan Bay and Sandy Hook Bay, New Jersey, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 118) and deauthorized pursuant to section 1001
of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), is authorized to be carried out by the Secretary.

**SEC. 503. CONTINUATION OF AUTHORIZATION OF CERTAIN PROJECTS.**

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

1. **CEDAR RIVER HARBOR, MICHIGAN.**—The project for navigation, Cedar River Harbor, Michigan, authorized by section 301 of the River and Harbor Act of 1965 (79 Stat. 1090).


(b) LIMITATION.—A project described in subsection (a) shall not be authorized for construction after the last day of the 5-year period that begins on the date of the enactment of this Act unless, during such period, funds have been obligated for the construction (including planning and design) of the project.
SEC. 504. LAND CONVEYANCES.

(a) OAKLAND INNER HARBOR TIDAL CANAL PROPERTY, CALIFORNIA.—Section 205 of the Water Resources Development Act of 1990 (104 Stat. 4633) is amended—

(1) by inserting after paragraph (2) the following new paragraph:

“(3) To adjacent land owners, the United States title to all or portions of that part of the Oakland Inner Harbor Tidal Canal which are located within the boundaries of the city in which such land rests. Such conveyance shall be at fair market value.”;

(2) by inserting after “right-of-way” the following: “or other rights deemed necessary by the Secretary”; and

(3) by adding at the end the following: “The conveyances and processes involved will be at no cost to the United States.”.

(b) MARIEMONT, OHIO.—

(1) IN GENERAL.—The Secretary shall convey to the village of Mariemont, Ohio, for a sum of $85,000 all right, title, and interest of the United States in and to a parcel of land (including improvements thereto) under the jurisdiction of the Corps of Engineers and known as the “Ohio River Division
Laboratory”, as such parcel is described in paragraph (4).

(2) TERMS AND CONDITIONS.—The conveyance under paragraph (1) shall be subject to such terms and conditions as the Secretary considers necessary and appropriate to protect the interests of the United States.

(3) PROCEEDS.—All proceeds from the conveyance under paragraph (1) shall be deposited in the general fund of the Treasury of the United States and credited as miscellaneous receipts.

(4) PROPERTY DESCRIPTION.—The parcel of land referred to in paragraph (1) is the parcel situated in the State of Ohio, County of Hamilton, Township 4, Fractional Range 2, Miami Purchase, Columbia Township, Section 15, being parts of Lots 5 and 6 of the subdivision of the dower tract of the estate of Joseph Ferris as recorded in Plat Book 4, Page 112, of the Plat Records of Hamilton County, Ohio, Recorder’s Office, and more particularly described as follows:

Beginning at an iron pin set to mark the intersection of the easterly line of Lot 5 of said subdivision of said dower tract with the northeasterly line of the right-of-way of the Norfolk and
Western Railway Company as shown in Plat Book 27, Page 182, Hamilton County, Ohio, Surveyor’s Office, thence with said northerly right-of-way line;

South 70 degrees 10 minutes 13 seconds west 258.52 feet to a point; thence leaving the northerly right-of-way of the Norfolk and Western Railway Company;

North 18 degrees 22 minutes 02 seconds west 302.31 feet to a point in the south line of Mariemont Avenue; thence along said south line;

North 72 degrees 34 minutes 35 seconds east 167.50 feet to a point; thence leaving the south line of Mariemont Avenue;

North 17 degrees 25 minutes 25 seconds west 49.00 feet to a point; thence

North 72 degrees 34 minutes 35 seconds east 100.00 feet to a point; thence

South 17 degrees 25 minutes 25 seconds east 49.00 feet to a point; thence

North 72 degrees 34 minutes 35 seconds east 238.90 feet to a point; thence

South 00 degrees 52 minutes 07 seconds east 297.02 feet to a point in the northerly line
of the Norfolk and Western Railway Company;

thence with said northerly right-of-way;

South 70 degrees 10 minutes 13 seconds
west 159.63 feet to a point of beginning, con-
taining 3.22 acres, more or less.

(c) Eufaula Lake, Oklahoma.—

(1) In general.—The Secretary shall convey
to the city of Eufaula, Oklahoma, all right, title, and
interest of the United States in and to a parcel of
land consisting of approximately 12.5 acres located
at the Eufaula Lake project.

(2) Consideration.—Consideration for the
conveyance under paragraph (1) shall be the fair
market value of the parcel (as determined by the
Secretary) and payment of all costs of the United
States in making the conveyance, including the costs
of—

(A) the survey required under paragraph
(4);

(B) any other necessary survey or survey
monumentation;

(C) compliance with the National Environ-
mental Policy Act of 1969 (42 U.S.C. 4321 et
seq.); and
(D) any coordination necessary with respect to requirements relating to endangered species, cultural resources, and clean air (including the costs of agency consultation and public hearings).

(3) LAND SURVEYS.—The exact acreage and description of the parcel to be conveyed under paragraph (1) shall be determined by such surveys as the Secretary considers necessary, which shall be carried out to the satisfaction of the Secretary.

(4) ENVIRONMENTAL BASELINE SURVEY.—Prior to making the conveyance under paragraph (1), the Secretary shall conduct an environmental baseline survey to determine the levels of any contamination (as of the date of the survey) for which the United States would be responsible under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.) and any other applicable law.

(5) CONDITIONS CONCERNING RIGHTS AND EASEMENT.—The conveyance under paragraph (1) shall be subject to existing rights and to retention by the United States of a flowage easement over all portions of the parcel that lie at or below the flowage easement contour for the Eufaula Lake project.
(6) OTHER TERMS AND CONDITIONS.—The conveyance under paragraph (1) shall be subject to such other terms and conditions as the Secretary considers necessary and appropriate to protect the interests of the United States.

(d) BOARDMAN, OREGON.—

(1) IN GENERAL.—The Secretary shall convey to the city of Boardman, Oregon, all right, title, and interest of the United States in and to a parcel of land consisting of approximately 141 acres acquired as part of the John Day Lock and Dam project in the vicinity of such city currently under lease to the Boardman Park and Recreation District.

(2) CONSIDERATION.—

(A) PARK AND RECREATION PROPERTIES.—Properties to be conveyed under this subsection that will be retained in public ownership and used for public park and recreation purposes shall be conveyed without consideration. If any such property is no longer used for public park and recreation purposes, then title to such property shall revert to the Secretary.

(B) OTHER PROPERTIES.—Properties to be conveyed under this subsection and not de-
scribed in subparagraph (A) shall be conveyed at fair market value.

(3) Conditions concerning rights and easement.—The conveyance of properties under this subsection shall be subject to existing first rights of refusal regarding acquisition of such properties and to retention of a flowage easement over portions of the properties that the Secretary determines to be necessary for operation of the project.

(4) Other terms and conditions.—The conveyance of properties under this subsection shall be subject to such other terms and conditions as the Secretary considers necessary and appropriate to protect the interests of the United States.

(e) Tri-Cities Area, Washington.—

(1) General authority.—As soon as practicable after the date of the enactment of this Act, the Secretary shall make the conveyances to the local governments referred to in paragraph (2) of all right, title, and interest of the United States in and to the property described in paragraph (2).

(2) Property descriptions.—

(A) Benton County.—The property to be conveyed pursuant to paragraph (1) to Benton County, Washington, is the property in such
county which is designated “Area D” on Exhibit A to Army Lease No. DACW–68–1–81–43.

(B) Franklin County, Washington.—

The property to be conveyed pursuant to paragraph (1) to Franklin County, Washington, is—

(i) the 105.01 acres of property leased pursuant to Army Lease No. DACW–68–1–77–20 as executed by Franklin County, Washington, on April 7, 1977;

(ii) the 35 acres of property leased pursuant to Supplemental Agreement No. 1 to Army Lease No. DACW–68–1–77–20;

(iii) the 20 acres of property commonly known as “Richland Bend” which is designated by the shaded portion of Lot 1, Section 11, and the shaded portion of Lot 1, Section 12, Township 9 North, Range 28 East, W.M. on Exhibit D to Supplemental Agreement No. 2 to Army Lease No. DACW–68–1–77–20;

(iv) the 7.05 acres of property commonly known as “Taylor Flat” which is designated by the shaded portion of Lot 1,
Section 13, Township 11 North, Range 28
East, W.M. on Exhibit D to Supplemental
Agreement No. 2 to Army Lease No.
DACW–68–1–77–20;

(v) the 14.69 acres of property com-
monly known as “Byers Landing” which is
designated by the shaded portion of Lots 2
and 3, Section 2, Township 10 North,
Range 28 East, W.M. on Exhibit D to
Supplemental Agreement No. 2 to Army
Lease No. DACW–68–1–77–20; and

(vi) all levees within Franklin County,
Washington, as of the date of the enact-
ment of this Act, and the property upon
which the levees are situated.

(C) CITY OF KENNEWICK, WASHINGTON.—
The property to be conveyed pursuant to para-
graph (1) to the city of Kennewick, Washing-
ton, is the property within the city which is sub-
ject to the Municipal Sublease Agreement en-
tered into on April 6, 1989, between Benton
County, Washington, and the cities of
Kennewick and Richland, Washington.

(D) CITY OF RICHLAND, WASHINGTON.—
The property to be conveyed pursuant to para-
graph (1), to the city of Richland, Washington, is the property within the city which is subject to the Municipal Sublease Agreement entered into on April 6, 1989, between Benton County, Washington, and the Cities of Kennewick and Richland, Washington.

(E) CITY OF PASCO, WASHINGTON.—The property to be conveyed pursuant to paragraph (1), to the city of Pasco, Washington, is—

(i) the property within the city of Pasco, Washington, which is leased pursuant to Army Lease No. DACW–68–1–77–10; and

(ii) all levees within such city, as of the date of the enactment of this Act, and the property upon which the levees are situated.

(F) PORT OF PASCO, WASHINGTON.—The property to be conveyed pursuant to paragraph (1) to the Port of Pasco, Washington, is—

(i) the property owned by the United States which is south of the Burlington Northern Railroad tracks in Lots 1 and 2, Section 20, Township 9 North, Range 31 East, W.M.; and
(ii) the property owned by the United States which is south of the Burlington Northern Railroad tracks in Lots 1, 2, 3, and 4, in each of Sections 21, 22, and 23, Township 9 North, Range 31 East, W.M.

(G) ADDITIONAL PROPERTIES.—In addition to properties described in subparagraphs (A) through (F), the Secretary may convey to a local government referred to in subparagraphs (A) through (F) such properties under the jurisdiction of the Secretary in the Tri-Cities area as the Secretary and the local government agree are appropriate for conveyance.

(3) TERMS AND CONDITIONS.—

(A) IN GENERAL.—The conveyances under paragraph (1) shall be subject to such terms and conditions as the Secretary considers necessary and appropriate to protect the interests of the United States.

(B) SPECIAL RULES FOR FRANKLIN COUNTY.—The property described in paragraph (2)(B)(vi) shall be conveyed only after Franklin County, Washington, has entered into a written agreement with the Secretary which provides that the United States shall continue to operate
and maintain the flood control drainage areas
and pump stations on the property conveyed
and that the United States shall be provided all
easements and rights necessary to carry out
that agreement.

(C) **SPECIAL RULE FOR CITY OF PASCO.**—
The property described in paragraph (2)(E)(ii)
shall be conveyed only after the city of Pasco,
Washington, has entered into a written agree-
ment with the Secretary which provides that the
United States shall continue to operate and
maintain the flood control drainage areas and
pump stations on the property conveyed and
that the United States shall be provided all
easements and rights necessary to carry out
that agreement.

(D) **CONSIDERATION.**—

(i) **PARK AND RECREATION PRO-
PERTIES.**—Properties to be conveyed under
this subsection that will be retained in
public ownership and used for public park
and recreation purposes shall be conveyed
without consideration. If any such property
is no longer used for public park and
recreation purposes, then title to such property shall revert to the Secretary.

(ii) OTHER PROPERTIES.—Properties to be conveyed under this subsection and not described in clause (i) shall be conveyed at fair market value.

(4) LAKE WALLULA LEVEES.—

(A) DETERMINATION OF MINIMUM SAFE HEIGHT.—

(i) CONTRACT.—Within 30 days after the date of the enactment of this Act, the Secretary shall contract with a private entity agreed to under clause (ii) to determine, within 6 months after such date of enactment, the minimum safe height for the levees of the project for flood control, Lake Wallula, Washington. The Secretary shall have final approval of the minimum safe height.

(ii) AGREEMENT OF LOCAL OFFICIALS.—A contract shall be entered into under clause (i) only with a private entity agreed to by the Secretary, appropriate representatives of Franklin County, Wash-
ington, and appropriate representatives of
the city of Pasco, Washington.

(B) AUTHORITY.—A local government may
reduce, at its cost, the height of any levee of
the project for flood control, Lake Wallula,
Washington, within the boundaries of such local
government to a height not lower than the min-
imum safe height determined pursuant to sub-
paragraph (A).

SEC. 505. NAMINGS.

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

(1) DESIGNATION.—The visitors center at
Warm Springs Dam, California, authorized by sec-
1192), shall be known and designated as the “Milt
Brandt Visitors Center”.

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

(b) CARR CREEK LAKE, KENTUCKY.—

(1) DESIGNATION.—Carr Fork Lake in Knott
County, Kentucky, authorized by section 203 of the
Flood Control Act of 1962 (76 Stat. 1188), shall be known and designated as the “Carr Creek Lake”.

(2) LEGAL REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the lake referred to in paragraph (1) shall be deemed to be a reference to the “Carr Creek Lake”.

(c) WILLIAM H. NATCHER BRIDGE, MACEO, KENTUCKY, AND ROCKPORT, INDIANA.—

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

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

(d) JOHN T. MYERS LOCK AND DAM, INDIANA AND KENTUCKY.—

(1) DESIGNATION.—Uniontown Lock and Dam, on the Ohio River, Indiana and Kentucky, shall be known and designated as the “John T. Myers Lock and Dam”.

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(2) LEGAL REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the lock and dam referred to in paragraph (1) shall be deemed to be a reference to the “John T. Myers Lock and Dam”.

e) J. EDWARD ROUSH LAKE, INDIANA.—

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

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

(f) RUSSELL B. LONG LOCK AND DAM, RED RIVER WATERWAY, LOUISIANA.—

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

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

SEC. 506. WATERSHED MANAGEMENT, RESTORATION, AND DEVELOPMENT.

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

(b) SPECIFIC MEASURES.—Assistance provided pursuant to subsection (a) may be in support of non-Federal projects for the following purposes:

(1) Management and restoration of water quality.

(2) Control and remediation of toxic sediments.

(3) Restoration of degraded streams, rivers, wetlands, and other waterbodies to their natural condition as a means to control flooding, excessive erosion, and sedimentation.

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

(5) Demonstration of technologies for non-structural measures to reduce destructive impact of flooding.
(c) **Non-Federal Share.**—The non-Federal share of the cost of assistance provided under this section shall be 50 percent.

(d) **Project Locations.**—The Secretary may provide assistance under subsection (a) for projects at the following locations:

1. Gila River and Tributaries Santa Cruz River, Arizona.
3. Colusa basin, California.
4. Los Angeles River watershed, California.
5. Russian River watershed, California.
6. Sacramento River watershed, California.
7. Nancy Creek, Utoy Creek, and North Peachtree Creek and South Peachtree Creek basin, Georgia.
8. Lower Platte River watershed, Nebraska.
10. Upper Potomac River watershed, Grant and Mineral Counties, West Virginia.

(e) **Authorization of Appropriations.**—There is authorized to be appropriated to carry out this section
$25,000,000 for fiscal years beginning after September 30, 1996.

SEC. 507. LAKES PROGRAM.

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

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

(2) by striking the period at the end of paragraph (11) and inserting a semicolon; and

(3) by adding at the end the following:

“(12) Goodyear Lake, Otsego County, New York, removal of silt and aquatic growth;

“(13) Otsego Lake, Otsego County, New York, removal of silt and aquatic growth and measures to address high nutrient concentration;

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

“(15) Skaneateles and Owasco Lakes, New York, removal of silt and aquatic growth and prevention of sediment deposit; and

“(16) Twin Lakes, Paris, Illinois, removal of silt and excess aquatic vegetation, including measures to address excessive sedimentation, high nutrient concentration, and shoreline erosion.”.
SEC. 508. MAINTENANCE OF NAVIGATION CHANNELS.

(a) In General.—Upon request of the non-Federal interest, the Secretary shall be responsible for maintenance of the following navigation channels constructed or improved by non-Federal interests if the Secretary determines that such maintenance is economically justified and environmentally acceptable and that the channel was constructed in accordance with applicable permits and appropriate engineering and design standards:

(1) Humboldt Harbor and Bay, Fields Landing Channel, California.

(2) Mare Island Strait, California; except that, for purposes of this section, the navigation channel shall be deemed to have been constructed or improved by non-Federal interests.

(3) Mississippi River Ship Channel, Chalmette Slip, Louisiana.

(4) Greenville Inner Harbor Channel, Mississippi.

(5) Providence Harbor Shipping Channel, Rhode Island.

(6) Mantagorda Ship Channel, Point Comfort Turning Basin, Texas.

(7) Corpus Christi Ship Channel, Rincon Canal, Texas.
(8) Brazos Island Harbor, Texas, connecting channel to Mexico.

(9) Blair Waterway, Tacoma Harbor, Washington.

(b) COMPLETION OF ASSESSMENT.—Within 6 months of receipt of a request from the non-Federal interest for Federal assumption of maintenance of a channel listed in subsection (a), the Secretary shall make a determination as provided in subsection (a) and advise the non-Federal interest of the Secretary’s determination.

SEC. 509. GREAT LAKES REMEDIAL ACTION PLANS AND SEDIMENT REMEDIATION.

Section 401 of the Water Resources Development Act of 1990 (104 Stat. 4644) is amended to read as follows:

“SEC. 401. GREAT LAKES REMEDIAL ACTION PLANS AND SEDIMENT REMEDIATION.

“(a) GREAT LAKES REMEDIAL ACTION PLANS.—

“(1) IN GENERAL.—The Secretary is authorized to provide technical, planning, and engineering assistance to State and local governments and non-governmental entities designated by the State or local government in the development and implementation of remedial action plans for areas of concern in the Great Lakes identified under the Great Lakes Water Quality Agreement of 1978.
“(2) NON-FEDERAL SHARE.—Non-Federal interests shall contribute, in cash or by providing in-kind contributions, 50 percent of costs of activities for which assistance is provided under paragraph (1).

“(b) SEDIMENT REMEDIATION DEMONSTRATION PROJECTS.—

“(1) IN GENERAL.—The Secretary, in consultation with the Administrator of the Environmental Protection Agency (acting through the Great Lakes National Program Office), may conduct pilot- and full-scale demonstration projects of promising techniques to remediate contaminated sediments in freshwater coastal regions in the Great Lakes basin. The Secretary must conduct no fewer than 3 full-scale demonstration projects under this subsection.

“(2) SITE SELECTION FOR DEMONSTRATION PROJECTS.—In selecting the sites for the technology demonstration projects, the Secretary shall give priority consideration to Saginaw Bay, Michigan, Sheboygan Harbor, Wisconsin, Grand Calumet River, Indiana, Ashtabula River, Ohio, Buffalo River, New York, and Duluth/Superior Harbor, Minnesota.

“(3) DEADLINE FOR IDENTIFICATIONS.—Within 18 months after the date of the enactment of this
subsection, the Secretary shall identify the sites and technologies to be demonstrated and complete each such full-scale demonstration project within 3 years after such date of enactment.

“(4) NON-FEDERAL SHARE.—Non-Federal interests shall contribute 50 percent of costs of projects under this subsection. Such costs may be paid in cash or by providing in-kind contributions.

“(5) AUTHORIZATIONS.—There is authorized to be appropriated to the Secretary to carry out this section $5,000,000 for each of fiscal years 1997 through 2000.”.

SEC. 510. GREAT LAKES DREDGED MATERIAL TESTING AND EVALUATION MANUAL.

The Secretary, in cooperation with the Administrator of the Environmental Protection Agency, shall provide technical assistance to non-Federal interests on testing procedures contained in the Great Lakes Dredged Material Testing and Evaluation Manual developed pursuant to section 230.2(c) of title 40, Code of Federal Regulations.

SEC. 511. GREAT LAKES SEDIMENT REDUCTION.

(a) GREAT LAKES TRIBUTARY SEDIMENT TRANSPORT MODEL.—For each major river system or set of major river systems depositing sediment into a Great
Lakes federally authorized commercial harbor, channel maintenance project site, or Area of Concern identified under the Great Lakes Water Quality Agreement of 1978, the Secretary, in consultation and coordination with the Great Lakes States, shall develop a tributary sediment transport model.

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

(1) build upon data and monitoring information generated in earlier studies and programs of the Great Lakes and their tributaries; and

(2) complete models for 30 major river systems, either individually or in combination as part of a set, within the 5-year period beginning on the date of the enactment of this Act.

SEC. 512. GREAT LAKES CONFINED DISPOSAL FACILITIES.

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

(b) REPORT.—Not later than 3 years after the date of the enactment of this Act, the Secretary shall transmit to Congress a report on the results of the assessment conducted under subsection (a), including the following:
(1) A description of the cumulative effects of confined disposal facilities in the Great Lakes.

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

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

SEC. 513. CHESAPEAKE BAY RESTORATION AND PROTECTION PROGRAM.

(a) Establishment.—The Secretary shall establish a pilot program to provide to non-Federal interests in the Chesapeake Bay watershed technical, planning, design, and construction assistance for water-related environmental infrastructure and resource protection and development projects affecting the Chesapeake Bay, including projects for sediment and erosion control, protection of eroding shorelines, protection of essential public works, wastewater treatment and related facilities, water supply and related facilities, and beneficial uses of dredged material, and other related projects.

(b) Public Ownership Requirement.—The Secretary may provide assistance for a project under this sec-
tion only if the project is publicly owned and will be publicly operated and maintained.

(c) Cooperation Agreement.—

(1) In general.—Before providing assistance under this section, the Secretary shall enter into a project cooperation agreement pursuant to section 221 of the Flood Control Act of 1970 (84 Stat. 1818) with a non-Federal interest to provide for technical, planning, design, and construction assistance for the project.

(2) Requirements.—Each agreement entered into pursuant to this subsection shall provide for the following:

(A) Plan.—Development by the Secretary, in consultation with appropriate Federal, State, and local officials, of a plan, including appropriate engineering plans and specifications and an estimate of expected benefits.

(B) Legal and Institutional Structures.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation and maintenance of the project by the non-Federal interest.

(d) Cost Sharing.—
(1) Federal share.—Except as provided in paragraph (2)(B), the Federal share of the total project costs of each local cooperation agreement entered into under this section shall be 75 percent.

(2) Non-federal share.—

(A) Provision of lands, easements, rights-of-way, and relocations.—The non-Federal interests for a project to which this section applies shall provide the lands, easements, rights-of-way, relocations, and dredged material disposal areas necessary for the project.

(B) Value of lands, easements, rights-of-way, and relocations.—In determining the non-Federal contribution toward carrying out a local cooperation agreement entered into under this section, the Secretary shall provide credit to a non-Federal interest for the value of lands, easements, rights-of-way, relocations, and dredged material disposal areas provided by the non-Federal interest, except that the amount of credit provided for a project under this paragraph may not exceed 25 percent of total project costs.

(C) Operation and maintenance costs.—The non-Federal share of the costs of
operation and maintenance of carrying out the
agreement under this section shall be 100 per-
cent.

(e) **Applicability of Other Federal and State
Laws and Agreements.**—

(1) **In general.**—Nothing in this section
waives, limits, or otherwise affects the applicability
of any provision of Federal or State law that would
otherwise apply to a project carried out with assist-
ance provided under this section.

(2) **Cooperation.**—In carrying out this sec-
tion, the Secretary shall cooperate with the heads of
appropriate Federal agencies.

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

(g) **Authorization of Appropriations.**—There
are authorized to be appropriated to carry out this section
$15,000,000.

**SEC. 514. EXTENSION OF JURISDICTION OF MISSISSIPPI
RIVER COMMISSION.**

The jurisdiction of the Mississippi River Commission,
established by the first section of the Act of June 28, 1879
(33 U.S.C. 641; 21 Stat. 37), is extended to include all
of the area between the eastern side of the Bayou
Lafourche Ridge from Donaldsonville, Louisiana, to the
Gulf of Mexico and the west guide levee of the Mississippi
River from Donaldsonville, Louisiana, to the Gulf of Mex-
ico.

SEC. 515. ALTERNATIVE TO ANNUAL PASSES.

(a) In General.—The Secretary shall evaluate the
feasibility of implementing an alternative to the $25 an-
nual pass that the Secretary currently offers to users of
recreation facilities at water resources projects of the
Corps of Engineers.

(b) Annual Pass.—The evaluation under subsection
(a) shall include the establishment of an annual pass
which costs $10 or less for the use of recreation facilities
at Raystown Lake, Pennsylvania.

(c) Report.—Not later than December 31, 1998, the
Secretary shall transmit to Congress a report on the re-
results of the project carried out under this section, together
with recommendations concerning whether annual passes
for individual projects should be offered on a nationwide
basis.

SEC. 516. RECREATION PARTNERSHIP INITIATIVE.

(a) In General.—The Secretary shall promote Fed-
eral, non-Federal, and private sector cooperation in creat-
ing public recreation opportunities and developing the necessary supporting infrastructure at water resources projects of the Corps of Engineers.

(b) INFRASTRUCTURE IMPROVEMENTS.—

(1) Recreation infrastructure improvements.—In demonstrating the feasibility of the public-private cooperative, the Secretary shall provide, at Federal expense, such infrastructure improvements as are necessary to support a potential private recreational development at the Raystown Lake Project, Pennsylvania, generally in accordance with the Master Plan Update (1994) for the project.

(2) Agreement.—The Secretary shall enter into an agreement with an appropriate non-Federal public entity to ensure that the infrastructure improvements constructed by the Secretary on non-project lands pursuant to paragraph (1) are transferred to and operated and maintained by the non-Federal public entity.

(3) Authorization of Appropriations.—There is authorized to be appropriated to carry out this subsection $4,500,000 for fiscal years beginning after September 30, 1996.

(c) Report.—Not later than December 31, 1998, the Secretary shall transmit to Congress a report on the re-
sults of the cooperative efforts carried out under this sec-
tion, including the improvements required by subsection (b).

**SEC. 517. ENVIRONMENTAL INFRASTRUCTURE.**

Section 219 of the Water Resources Development Act of 1992 (106 Stat. 4836–4837) is amended by adding at the end the following new subsection:

“(e) Authorization of Appropriations.—There is authorized to be appropriated for providing construction assistance under this section—

“(1) $10,000,000 for the project described in subsection (c)(5);

“(2) $2,000,000 for the project described in subsection (c)(6);

“(3) $10,000,000 for the project described in subsection (c)(7);

“(4) $11,000,000 for the project described in subsection (c)(8);

“(5) $20,000,000 for the project described in subsection (c)(16); and

“(6) $20,000,000 for the project described in subsection (c)(17).”.
SEC. 518. CORPS CAPABILITY TO CONSERVE FISH AND WILDLIFE.

Section 704(b) of the Water Resources Development Act of 1986 (33 U.S.C. 2263(b); 100 Stat. 4157) is amended—

(1) by striking “$5,000,000”; and inserting “$10,000,000”; and

(2) in paragraph (4) by inserting “and Virginia” after “Maryland”.

SEC. 519. PERIODIC BEACH NOURISHMENT.

The Secretary shall carry out periodic beach nourishment for each of the following projects for a period of 50 years beginning on the date of initiation of construction of such project:

(1) BROWARD COUNTY, FLORIDA.—Project for shoreline protection, segments II and III, Broward County, Florida.

(2) FORT PIERCE, FLORIDA.—Project for shoreline protection, Fort Pierce, Florida.

(3) LEE COUNTY, FLORIDA.—Project for shoreline protection, Lee County, Captiva Island segment, Florida.

(4) PALM BEACH COUNTY, FLORIDA.—Project for shoreline protection, Jupiter/Carlin and Ocean Ridge segments, Palm Beach County, Florida.
(5) PANAMA CITY BEACHES, FLORIDA.—Project for shoreline protection, Panama City Beaches, Florida.

SEC. 520. CONTROL OF AQUATIC PLANTS.

The Secretary shall carry out under section 104(b) of the River and Harbor Act of 1958 (33 U.S.C. 610(b))—

(1) a program to control aquatic plants in Lake St. Claire, Michigan; and

(2) program to control aquatic plants in the Schuylkill River, Philadelphia, Pennsylvania.

SEC. 521. NEW ENGLAND DIVISION HEADQUARTERS FACILITY.

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

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for fiscal years beginning after September 30, 1996, $30,000,000 to carry out this section.

SEC. 522. LAKE SUPERIOR CENTER.

(a) CONSTRUCTION.—The Secretary, in consultation with the University of Minnesota-Duluth, shall construct
an educational facility to be used in connection with efforts to educate the public to the economic, recreational, biological, aesthetic and spiritual worth of Lake Superior and other large bodies of fresh water in general.

(b) Operation and Maintenance.—After construction, the Secretary shall transfer the facility constructed under this section to the University of Minnesota-Duluth. The facility shall be operated and maintained by the university.

c) Authorization of Appropriations.—There is authorized to be appropriated for fiscal years beginning after September 30, 1996, $10,000,000 for the construction of the facility under subsection (a).

SEC. 523. EARTHQUAKE PREPAREDNESS CENTER OF EXPERTISE EXTENSION.

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

SEC. 524. QUARANTINE FACILITY.

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

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SEC. 525. BENTON AND WASHINGTON COUNTIES, ARKANSAS.

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

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

SEC. 526. CALAVERAS COUNTY, CALIFORNIA.

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

(1) to conduct investigations and surveys of the watershed of the Lower Mokelume River in Calaveras County, California; and

(2) to provide technical, planning, and design assistance for abatement and mitigation of degradation caused by abandoned mines and mining activity in the vicinity of such river.

SEC. 527. PRADO DAM SAFETY IMPROVEMENTS, CALIFORNIA.

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

SEC. 528. TAMPA, FLORIDA.

The Secretary may enter into a cooperative agreement under section 228 of this Act with the Museum of Science and Industry, Tampa, Florida, to provide technical, planning, and design assistance to demonstrate the water quality functions found in wetlands, at an estimated total Federal cost of $500,000.

SEC. 529. WATERSHED MANAGEMENT PLAN FOR DEEP RIVER BASIN, INDIANA.

(a) DEVELOPMENT.—The Secretary, in consultation with the Natural Resources Conservation Service of the Department of Agriculture, shall develop a watershed management plan for the Deep River Basin, Indiana, which includes Deep River, Lake George, Turkey Creek, and other related tributaries in Indiana.

(b) CONTENTS.—The plan to be developed by the Secretary under subsection (a) shall address specific concerns related to the Deep River Basin area, including sediment flow into Deep River, Turkey Creek, and other tributaries; control of sediment quality in Lake George; flood-
ing problems; the safety of the Lake George Dam; and
watershed management.

SEC. 530. SOUTHERN AND EASTERN KENTUCKY.

(a) Establishment of Program.—The Secretary
shall establish a program for providing environmental ass-
sistance to non-Federal interests in southern and eastern
Kentucky. Such assistance may be in the form of design
and construction assistance for water-related environ-
mental infrastructure and resource protection and develop-
ment projects in southern and eastern Kentucky, includ-
ing projects for wastewater treatment and related facili-
ties, water supply, storage, treatment, and distribution fa-
cilities, and surface water resource protection and develop-
ment.

(b) Public Ownership Requirement.—The Sec-
retary may provide assistance for a project under this sec-
tion only if the project is publicly owned.

(c) Project Cooperation Agreements.—
(1) In general.—Before providing assistance
under this section, the Secretary shall enter into a
project cooperation agreement with a non-Federal
interest to provide for design and construction of the
project to be carried out with such assistance.
(2) REQUIREMENTS.—Each agreement entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities development plan or resource protection plan, including appropriate plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of each such legal and institutional structures as are necessary to assure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—Total project costs under each agreement entered into under this subsection shall be shared at 75 percent Federal and 25 percent non-Federal, except that the non-Federal interest shall receive credit for the reasonable costs of design work completed by such interest before entry into the agreement with the Secretary. The Federal share may be in the form of grants or reimbursements of project costs.
(B) Credit for certain financing costs.—In the event of delays in the reimbursement of the non-Federal share of a project, the non-Federal interest shall receive credit for reasonable interest and other associated financing costs necessary for such non-Federal interest to provide the non-Federal share of the project’s cost.

(C) Lands, easements, and rights-of-way.—The non-Federal interest shall receive credit for lands, easements, rights-of-way, and relocations provided by the non-Federal interest toward its share of project costs, including for costs associated with obtaining permits necessary for the placement of such project on publicly owned or controlled lands, but not to exceed 25 percent of total project costs.

(D) Operation and maintenance.—Operation and maintenance costs shall be 100 percent non-Federal.

(d) Applicability of Other Federal and State Laws.—Nothing in this section shall be construed as waiving, limiting, or otherwise affecting the applicability of any provision of Federal or State law which would oth-
erwise apply to a project to be carried out with assistance
provided under this section.

(e) REPORT.—Not later than December 31, 1999, the
Secretary shall transmit to Congress a report on the re-
sults of the program carried out under this section, to-
gether with recommendations concerning whether or not
such program should be implemented on a national basis.

(f) SOUTHERN AND EASTERN KENTUCKY DE-
FINED.—For purposes of this section, the term “southern
and eastern Kentucky” means Morgan, Floyd, Pulaski,
Wayne, Laurel, Knox, Pike, Menifee, Perry, Harlan,
Breathitt, Martin, Jackson, Wolfe, Clay, Magoffin,
Owsley, Johnson, Leslie, Lawrence, Knott, Bell,
McCreary, Rockcastle, Whitley, Lee, and Letcher Coun-
ties, Kentucky.

(g) AUTHORIZATION OF APPROPRIATIONS.—There is
authorized to be appropriated to carry out this section
$10,000,000.

SEC. 531. LOUISIANA COASTAL WETLANDS RESTORATION
PROJECTS.

Section 303(f) of the Coastal Wetlands Planning,
Protection and Restoration Act (16 U.S.C. 3952(f); 104
Stat. 4782–4783) is amended—

(1) in paragraph (4) by striking “and (3)” and
inserting “(3), and (5)”;}
(2) by adding at the end the following:

“(5) FEDERAL SHARE IN CALENDAR YEARS 1996 AND 1997.—Notwithstanding paragraphs (1) and (2), amounts made available in accordance with section 306 of this title to carry out coastal wetlands restoration projects under this section in calendar years 1996 and 1997 shall provide 90 percent of the cost of such projects.”.

SEC. 532. SOUTHEAST LOUISIANA.

(a) FLOOD CONTROL.—The Secretary is directed to proceed with engineering, design, and construction of projects to provide for flood control and improvements to rainfall drainage systems in Jefferson, Orleans, and St. Tammany Parishes, Louisiana, in accordance with the following reports of the New Orleans District Engineer: Jefferson and Orleans Parishes, Louisiana, Urban Flood Control and Water Quality Management, July 1992; Tangipahoa, Techefunete, and Tickfaw Rivers, Louisiana, June 1991; and Schneider Canal, Slidell, Louisiana, Hurricane Protection, May 1990.

(b) COST SHARING.—The cost of any work performed by the non-Federal interests subsequent to the reports referred to in subsection (a) and determined by the Secretary to be a compatible and integral part of the projects
shall be credited toward the non-Federal share of the projects.

(c) Funding.—There is authorized to be appropriated $40,000,000 for the initiation and partial accomplishment of projects described in the reports referred to in subsection (a).

SEC. 533. RESTORATION PROJECTS FOR MARYLAND, PENNSYLVANIA, WEST VIRGINIA, AND KENTUCKY.

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

(1) to conduct investigations and surveys of the watersheds of the North Branch of the Potomac River, Maryland, Pennsylvania, and West Virginia; New River, West Virginia; and Pond Creek, Kentucky; and

(2) to provide technical, planning, and design assistance for abatement and mitigation of surface water quality degradation caused by abandoned mines and mining activity in the vicinity of such rivers and creek.

SEC. 534. BENEFICIAL USE OF DREDGED MATERIAL, POPULAR ISLAND, MARYLAND.

The Secretary shall carry out a project for the beneficial use of dredged material at Poplar Island, Maryland, pursuant to section 204 of the Water Resources Develop-
ment Act of 1992; except that the initial construction cost of the project shall be $70,000,000, with an estimated Federal cost of $52,500,000 and an estimated non-Federal cost of $17,500,000.

SEC. 535. EROSION CONTROL MEASURES, SMITH ISLAND, MARYLAND.

(a) In General.—The Secretary shall implement erosion control measures in the vicinity of Rhodes Point, Smith Island, Maryland, at an estimated total Federal cost of $450,000.

(b) Implementation on Emergency Basis.—The project under subsection (a) shall be carried out on an emergency basis in view of the national, historic, and cultural value of the island and in order to protect the Federal investment in infrastructure facilities.

(c) Cost Sharing.—Cost sharing applicable to hurricane and storm damage reduction shall be applicable to the project to be carried out under subsection (a).

SEC. 536. BENEFICIAL USE OF DREDGED MATERIAL, WORTON POINT, KENT COUNTY, MARYLAND.

The Secretary shall carry out a project for the beneficial use of dredged material at Worton Point, Kent County, Maryland, pursuant to section 204 of the Water Resources Development Act of 1992.
SEC. 537. DULUTH, MINNESOTA, ALTERNATIVE TECHNOLOGY PROJECT.

(a) Project Authorization.—The Secretary shall develop and implement alternative methods for decontamination and disposal of contaminated dredged material at the Port of Duluth, Minnesota.

(b) Authorization of Appropriations.—There is authorized to be appropriated for fiscal years beginning after September 30, 1996, to carry out this section $1,000,000. Such sums shall remain available until expended.

SEC. 538. REDWOOD RIVER BASIN, MINNESOTA.

(a) Study and Strategy Development.—The Secretary, in cooperation with the Secretary of Agriculture and the State of Minnesota, shall conduct a study, and develop a strategy, for using wetland restoration, soil and water conservation practices, and nonstructural measures to reduce flood damages, improve water quality, and create wildlife habitat in the Redwood River basin and the subbasins draining into the Minnesota River, at an estimated Federal cost of $4,000,000.

(b) Non-Federal Share.—The non-Federal share of the cost of the study and development of the strategy shall be 25 percent and may be provided through in-kind services and materials.
(c) Cooperation Agreement.—In conducting the study and developing the strategy under this section, the Secretary shall enter into cooperation agreements to provide financial assistance to appropriate Federal, State, and local government agencies, including activities for the implementation of wetland restoration projects and soil and water conservation measures.

(d) Implementation.—The Secretary shall undertake development and implementation of the strategy authorized by this section in cooperation with local landowners and local government officials.

SEC. 539. NATCHEZ BLUFFS, MISSISSIPPI.

(a) In General.—The Secretary shall carry out the project for bluff stabilization, Natchez Bluffs, Natchez, Mississippi, substantially in accordance with (1) the Natchez Bluffs Study, dated September 1985, (2) the Natchez Bluffs Study: Supplement I, dated June 1990, and (3) the Natchez Bluffs Study: Supplement II, dated December 1993, in the portions of the bluffs described in subsection (b), at a total cost of $17,200,000, with an estimated Federal cost of $12,900,000 and an estimated non-Federal cost of $4,300,000.

(b) Description of Project Location.—The portions of the Natchez Bluffs where the project is to be car-
ried out under subsection (a) are described in the studies referred to in subsection (a) as—

(1) Clifton Avenue, area 3;
(2) the bluff above Silver Street, area 6;
(3) the bluff above Natchez Under-the-Hill, area 7; and
(4) Madison Street to State Street, area 4.

SEC. 540. SARDIS LAKE, MISSISSIPPI.

The Secretary shall work cooperatively with the State of Mississippi and the city of Sardis, Mississippi, to the maximum extent practicable, in the management of existing and proposed leases of land consistent with the master tourism and recreational plan for the economic development of the Sardis Lake area prepared by the city.

SEC. 541. COCHECO RIVER, NEW HAMPSHIRE.

The Secretary is directed to provide technical assistance to the city of Dover, New Hampshire, in resolving encroachment issues related to maintenance dredging of the project for navigation on the Cocheco River, New Hampshire.

SEC. 542. DURHAM, NEW HAMPSHIRE.

The Secretary may enter into a cooperative agreement under section 228 of this Act with the University of New Hampshire to provide technical assistance for a
water treatment technology center addressing the needs of small communities.

SEC. 543. HACKENSACK MEADOWLANDS AREA, NEW JERSEY.

Section 324(b)(1) of the Water Resources Development Act of 1992 (106 Stat. 4849) is amended to read as follows:

“(1) Mitigation, enhancement, and acquisition of significant wetlands that contribute to the Meadowlands ecosystem.”.

SEC. 544. AUTHORIZATION OF DREDGE MATERIAL CONTAINMENT FACILITY FOR PORT OF NEW YORK/NEW JERSEY.

(a) In general.—The Secretary is authorized to construct, operate, and maintain a dredged material containment facility with a capacity commensurate with the long-term dredged material disposal needs of port facilities under the jurisdiction of the Port of New York/New Jersey. The costs associated with feasibility studies, design, engineering, and construction shall be shared with the local sponsor in accordance with the provisions of section 101 of the Water Resources Development Act of 1986.

(b) Beneficial use.—After the facility to be constructed under subsection (a) has been filled to capacity
with dredged material, the Secretary shall maintain the
facility for the public benefit.

SEC. 545. HUDSON RIVER HABITAT RESTORATION, NEW
YORK.

(a) HABITAT RESTORATION PROJECT.—The Sec-
retary shall expedite the feasibility study of the Hudson
River Habitat Restoration, Hudson River Basin, New
York, and shall carry out no fewer than 4 projects for
habitat restoration, to the extent the Secretary determines
such work to be technically feasible. Such projects shall
be designed to—

(1) provide a pilot project to assess and im-
prove habitat value and environmental outputs of
recommended projects;

(2) provide a demonstration project to evaluate
various restoration techniques for effectiveness and
cost;

(3) fill an important local habitat need within
a specific portion of the study area; and

(4) take advantage of ongoing or planned ac-
tions by other agencies, local municipalities, or envi-
ronmental groups that would increase the effective-
ness or decrease the overall cost of implementing one
of the recommended restoration project sites.
(b) **NON-FEDERAL SHARE.**—Non-Federal interests shall provide 25 percent of the cost on each project undertaken under subsection (a). The non-Federal share may be in the form of cash or in-kind contributions.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section $11,000,000.

**SEC. 546. NEW YORK BIGHT AND HARBOR STUDY.**

Section 326(f) of the Water Resources Development Act of 1992 (106 Stat. 4851) is amended by striking “$1,000,000” and inserting “$5,000,000”.

**SEC. 547. NEW YORK STATE CANAL SYSTEM.**

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

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

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

(d) **Federal Share.**—The Federal share of the cost of capital improvements under this section shall be 50 percent.

(e) **Authorization of Appropriations.**—There is authorized to be appropriated to carry out this section $5,000,000.

**SEC. 548. NEW YORK CITY WATERSHED.**

(a) **Establishment.**—

(1) **In General.**—The Secretary shall establish a program for providing environmental assistance to non-Federal interests in the New York City Watershed.

(2) **Form.**—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in the New York City Watershed, including projects for water supply, storage, treatment, and distribution facilities, and surface water resource protection and development.

(b) **Public Ownership Requirement.**—The Secretary may provide assistance for a project under this section only if the project is publicly owned.
(c) Eligible Projects.—

(1) Certification.—A project shall be eligible for financial assistance under this section only if the State director for the project certifies to the Secretary that the project will contribute to the protection and enhancement of the quality or quantity of the New York City water supply.

(2) Special Consideration.—In certifying projects to the Secretary, the State director shall give special consideration to those projects implementing plans, agreements, and measures which preserve and enhance the economic and social character of the watershed communities.

(3) Project Descriptions.—Projects eligible for assistance under this section shall include the following:

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

(B) Acceleration of whole farm planning to implement best management practices to maintain or enhance water quality and to promote agricultural land use.

(C) Acceleration of whole community planning to promote intergovernmental cooperation
in the regulation and management of activities consistent with the goal of maintaining or enhancing water quality.

(D) Natural resources stewardship on public and private lands to promote land uses that preserve and enhance the economic and social character of the watershed communities and protect and enhance water quality.

(d) Cooperation Agreements.—Before providing assistance under this section, the Secretary shall enter into a project cooperation agreement with the State director for the project to be carried out with such assistance.

(e) Cost Sharing.—

(1) In general.—Total project costs under each agreement entered into under this section shall be shared at 75 percent Federal and 25 percent non-Federal. The non-Federal interest shall receive credit for the reasonable costs of design work completed by such interest prior to entering into the agreement with the Secretary for a project. The Federal share may be in the form of grants or reimbursements of project costs.

(2) Interest.—In the event of delays in the reimbursement of the non-Federal share of a project, the non-Federal interest shall receive credit
for reasonable interest costs incurred to provide the non-Federal share of a project’s cost.

(3) LANDS, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for lands, easements, rights-of-way, and relocations provided by the non-Federal interest toward its share of project costs, including direct costs associated with obtaining permits necessary for the placement of such project on public owned or controlled lands, but not to exceed 25 percent of total project costs.

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

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

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

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

(i) AUTHORIZATION OF APPROPRIATIONS.—There is
authorized to be appropriated to carry out this section
$25,000,000.

SEC. 549. NORTHEASTERN OHIO.
The Secretary is authorized to provide technical as-
sistance to local interests for planning the establishment
of a regional water authority in northeastern Ohio to ad-
dress the water problems of the region. The Federal share
of the costs of such planning shall not exceed 75 percent.

SEC. 550. GRAND LAKE, OKLAHOMA.
(a) STUDY.—Not later than 1 year after the date of
the enactment of this Act, the Secretary of the Army shall
carry out and complete a study of flood control in Grand/
Neosho Basin and tributaries in the vicinity of Pensacola
Dam in northeastern Oklahoma to determine the scope of
the backwater effects of operation of the dam and to iden-
tify any lands which the Secretary determines have been
adversely impacted by such operation or should have been originally purchased as flowage easement for the project.

(b) Acquisition of Real Property.—Upon completion of the study and subject to advance appropriations, the Secretary shall acquire from willing sellers such real property interests in any lands identified in the study as the Secretary determines are necessary to reduce the adverse impacts identified in the study conducted under subsection (a).

(c) Implementation Reports.—The Secretary shall transmit to Congress reports on the operation of the Pensacola Dam, including data on and a description of releases in anticipation of flooding (referred to as preoccupancy releases), and the implementation of this section. The first of such reports shall be transmitted not later than 2 years after the date of the enactment of this Act.

(d) Authorization of Appropriations.—

(1) In general.—There is authorized to be appropriated to carry out this section $25,000,000 for fiscal years beginning after September 30, 1996.

(2) Maximum funding for study.—Of amounts appropriated to carry out this section, not to exceed $1,500,000 shall be available for carrying out the study under subsection (a).
SEC. 551. BROAD TOP REGION OF PENNSYLVANIA.

Section 304 of the Water Resources Development Act of 1992 (106 Stat. 4840) is amended—

(1) by striking subsection (b) and inserting the following:

“(b) COST SHARING.—The Federal share of the cost of the activities conducted under the cooperative agreement entered into under subsection (a) shall be 75 percent. The non-Federal share of project costs may be provided in the form of design and construction services. Non-Federal interests shall receive credit for the reasonable costs of such services completed by such interests prior to entering an agreement with the Secretary for a project.”; and

(2) in subsection (c) by striking “$5,500,000” and inserting “$11,000,000”.

SEC. 552. HOPPER DREDGE MCFARLAND.

(a) PROJECT AUTHORIZATION.—The Secretary shall carry out a project at the Philadelphia Naval Shipyard, Pennsylvania, to make modernization and efficiency improvements to the hopper dredge McFarland.

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

(1) determine whether the McFarland should be returned to active service or the reserve fleet after the project is completed; and
(2) establish minimum standards of dredging
service to be met in areas served by the McFarland
while the drydocking is taking place.

c) Authorization of Appropriations.—There is
authorized to be appropriated to carry out this section
$20,000,000 for fiscal years beginning after September
30, 1996.

SEC. 553. PHILADELPHIA, PENNSYLVANIA.

(a) Water Works Restoration.—

(1) In General.—The Secretary shall provide
planning, design, and construction assistance for the
protection and restoration of the Philadelphia, Penn-
sylvania Water Works.

(2) Coordination.—In providing assistance
under this subsection, the Secretary shall coordinate
with the Fairmount Park Commission and the Sec-
retary of the Interior.

(3) Funding.—There is authorized to be ap-
propriated to carry out this subsection $1,000,000
for fiscal years beginning after September 30, 1996.

(b) Cooperation Agreement for Schuylkill
Navigation Canal.—

(1) In General.—The Secretary shall enter
into a cooperation agreement with the city of Phila-
delphia, Pennsylvania, to participate in the oper-
ation, maintenance, and rehabilitation of the Schuylkill Navigation Canal at Manayunk.

(2) LIMITATION ON FEDERAL SHARE.—The Federal share of the cost of the operation, maintenance, and rehabilitation under paragraph (1) shall not exceed $300,000 annually.

(3) AREA INCLUDED.—For purposes of this subsection, the Schuylkill Navigation Canal includes the section approximately 10,000 feet long extending between Lock and Fountain Streets, Philadelphia, Pennsylvania.

(c) SCHUYLKILL RIVER PARK.—

(1) ASSISTANCE.—The Secretary is authorized to provide technical, planning, design, and construction assistance for the Schuylkill River Park, Philadelphia, Pennsylvania.

(2) FUNDING.—There is authorized to be appropriated $2,700,000 to carry out this subsection.

(d) PENNYPACK PARK.—

(1) ASSISTANCE.—The Secretary is authorized to provide technical, design, construction, and financial assistance for measures for the improvement and restoration of aquatic habitats and aquatic resources at Pennypack Park, Philadelphia, Pennsylvania.
(2) Cooperation agreements.—In providing assistance under this subsection, the Secretary shall enter into cooperation agreements with the city of Philadelphia, acting through the Fairmount Park Commission.

(3) Funding.—There is authorized to be appropriated for fiscal years beginning after September 30, 1996, $15,000,000 to carry out this subsection.

(e) Frankford Dam.—

(1) Cooperation agreements.—The Secretary shall enter into cooperation agreements with the city of Philadelphia, Pennsylvania, acting through the Fairmount Park Commission, to provide assistance for the elimination of the Frankford Dam, the replacement of the Rhawn Street Dam, and modifications to the Roosevelt Dam and the Verree Road Dam.

(2) Funding.—There is authorized to be appropriated for fiscal years beginning after September 30, 1996, $900,000, to carry out this subsection.

SEC. 554. SEVEN POINTS VISITORS CENTER, RAYSTOWN LAKE, PENNSYLVANIA.

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

(b) Authorization of Appropriations.—There is authorized to be appropriated to carry out this section $2,500,000.

SEC. 555. SOUTHEASTERN PENNSYLVANIA.

(a) Establishment of Program.—The Secretary shall establish a pilot program for providing environmental assistance to non-Federal interests in southeastern Pennsylvania. Such assistance may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in southeastern Pennsylvania, including projects for waste water treatment and related facilities, water supply, storage, treatment, and distribution facilities, and surface water resource protection and development.

(b) Public Ownership Requirement.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(c) Local Cooperation Agreements.—

(1) In general.—Before providing assistance under this section, the Secretary shall enter into a local cooperation agreement with a non-Federal in-
terest to provide for design and construction of the
project to be carried out with such assistance.

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

(A) PLAN.—Development by the Secretary,
in consultation with appropriate Federal and
State officials, of a facilities or resource protec-
tion and development plan, including appro-
priate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUC-
tURES.—Establishment of each such legal and
institutional structures as are necessary to as-
sure the effective long-term operation of the
project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—Total project costs
under each local cooperation agreement entered
into under this subsection shall be shared at 75
percent Federal and 25 percent non-Federal.
The non-Federal interest shall receive credit for
the reasonable costs of design work completed
by such interest prior to entering into a local
cooperation agreement with the Secretary for a
project. The credit for such design work shall
not exceed 6 percent of the total construction costs of the project. The Federal share may be in the form of grants or reimbursements of project costs.

(B) INTEREST.—In the event of delays in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of a project’s cost.

(C) LANDS, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for lands, easements, rights-of-way, and relocations toward its share of project costs, including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of such project on publicly owned or controlled lands, but not to exceed 25 percent of total project costs.

(D) OPERATION AND MAINTENANCE.—Operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent non-Federal.
(d) **Applicability of Other Federal and State Laws.**—Nothing in this section shall be construed as waiving, limiting, or otherwise affecting the applicability of any provision of Federal or State law which would otherwise apply to a project to be carried out with assistance provided under this section.

(e) **Report.**—Not later than December 31, 1998, the Secretary shall transmit to Congress a report on the results of the pilot program carried out under this section, together with recommendations concerning whether or not such program should be implemented on a national basis.

(f) **Southeastern Pennsylvania Defined.**—For purposes of this section, the term “Southeastern Pennsylvania” means Philadelphia, Bucks, Chester, Delaware, and Montgomery Counties, Pennsylvania.

(g) **Authorization of Appropriations.**—There is authorized to be appropriated to carry out this section $25,000,000 for fiscal years beginning after September 30, 1996. Such sums shall remain available until expended.

**SEC. 556. Blackstone River Valley, Rhode Island and Massachusetts.**

(a) **In General.**—The Secretary, in coordination with Federal, State, and local interests, shall provide technical, planning, and design assistance in the development
and restoration of the Blackstone River Valley National Heritage Corridor, Rhode Island, and Massachusetts.

(b) Federal Share.—Funds made available under this section for planning and design of a project may not exceed 75 percent of the total cost of such planning and design.

SEC. 557. EAST RIDGE, TENNESSEE.

The Secretary shall review the flood management study for the East Ridge and Hamilton County area undertaken by the Tennessee Valley Authority and, if the Secretary determines that the project is feasible, shall carry out the project, at an estimated total cost of $25,000,000.

SEC. 558. MURFREESBORO, TENNESSEE.

The Secretary shall carry out a project for environmental enhancement, Murfreesboro, Tennessee, in accordance with the Report and Environmental Assessment, Black Fox, Murfree and Oaklands Spring Wetlands, Murfreesboro, Rutherford County, Tennessee, dated August 1994.

SEC. 559. BUFFALO BAYOU, TEXAS.

The non-Federal interest for the projects for flood control, Buffalo Bayou Basin, Texas, authorized by section 203 of the Flood Control Act of 1954 (68 Stat. 1258), and Buffalo Bayou and tributaries, Texas, authorized by
section 101 of the Water Resources Development Act of 1990 (104 Stat. 4610), may be reimbursed by up to $5,000,000 or may receive a credit of up to $5,000,000 against required non-Federal project cost-sharing contributions for work performed by the non-Federal interest at each of the following locations if such work is compatible with the following authorized projects: White Oak Bayou, Brays Bayou, Hunting Bayou, Garners Bayou, and the Upper Reach on Greens Bayou.

SEC. 560. HARRIS COUNTY, TEXAS.

(a) IN GENERAL.—During any evaluation of economic benefits and costs for projects set forth in subsection (b) that occurs after the date of the enactment of this Act, the Secretary shall not consider flood control works constructed by non-Federal interests within the drainage area of such projects prior to the date of such evaluation in the determination of conditions existing prior to construction of the project.

(b) SPECIFIC PROJECTS.—The projects to which subsection (a) apply are—

(1) the project for flood control, Buffalo Bayou and Tributaries, Texas, authorized by section 101(a) of the Water Resources Development Act of 1990 (104 Stat. 4610);
(2) the project for flood control, Cypress Creek, Texas, authorized by section 3(a)(13) of the Water Resources Development Act of 1988 (102 Stat. 4014); and

(3) the project for flood control, Buffalo Bayou Basin, authorized by section 203 of the Flood Control Act of 1954 (68 Stat. 1258).

SEC. 561. PIERCE COUNTY, WASHINGTON.

(a) TECHNICAL ASSISTANCE.—The Secretary shall provide technical assistance to Pierce County, Washington, to address measures that are necessary to assure that non-Federal levees are adequately maintained and satisfy eligibility criteria for rehabilitation assistance under section 5 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n; 55 Stat. 650). Such assistance shall include a review of the requirements of the Puyallup Tribe of Indians Settlement Act of 1989 (Public Law 101–41) and standards for project maintenance and vegetation management used by the Secretary to determine eligibility for levee rehabilitation assistance with a view toward amending such standards as needed to make non-Federal levees eligible for assistance that may be necessary as a result of future flooding.
(b) **Levee Rehabilitation.**—The Secretary shall expedite a review to determine the extent to which requirements of the Puyallup Tribe of Indians Settlement Act of 1989 limited the ability of non-Federal interests to adequately maintain existing non-Federal levees that were damaged by flooding in 1995 and 1996 and, to the extent that such ability was limited by such Act, the Secretary shall carry out the rehabilitation of such levees.

**SEC. 562. HUNTINGTON, WEST VIRGINIA.**

The Secretary may enter into a cooperative agreement under section 228 of this Act with Marshall University, Huntington, West Virginia, to provide technical assistance to the Center for Environmental, Geotechnical and Applied Sciences.

**SEC. 563. LOWER MUD RIVER, MILTON, WEST VIRGINIA.**

The Secretary shall review the watershed plan and the environmental impact statement prepared for the Lower Mud River, Milton, West Virginia by the Natural Resources Conservation Service pursuant to the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001 et seq.) and, if the Secretary determines that the project is feasible, shall carry out the project.

**SEC. 564. EVALUATION OF BEACH MATERIAL.**

(a) **In General.**—The Secretary and the Secretary of the Interior shall evaluate procedures and requirements
used in the selection and approval of materials to be used
in the restoration and nourishment of beaches. Such eval-
uation shall address the potential effects of changing exist-
ing procedures and requirements on the implementation
of beach restoration and nourishment projects and on the
aquatic environment.

(b) Consultation.—In conducting the evaluation
under this section, the Secretaries shall consult with ap-
propriate State agencies.

(c) Report.—Not later than 6 months after the date
of the enactment of this Act, the Secretaries shall transmit
a report to Congress on their findings under this section.

SEC. 565. OHIO RIVER GREENWAY.

The Secretary is directed to expedite the completion
of the study for the Ohio River Greenway, Jeffersonville,
Clarksville, and New Albany, Indiana. Upon completion of
the study, if the Secretary determines that the project is
feasible, the Secretary shall participate with the non-Fed-
eral interests in the construction of the project. Total
project costs under this section shall be shared at 50 per-
cent Federal and 50 percent non-Federal. Non-Federal in-
terests shall be responsible for providing all lands, ease-
ments, rights-of-way, relocations, and dredged material
disposal areas necessary for the project. The non-Federal
interests shall receive credit for costs which the Secretary
determines are compatible with the study, design, and im-
plementation of the project.

SEC. 566. SENSE OF CONGRESS REGARDING ST. LAWRENCE
SEAWAY TOLLS.

It is the sense of Congress that the President should
engage in negotiations with the Government of Canada for
the purposes of—

(1) eliminating tolls along the St. Lawrence
Seaway system; and

(2) identifying ways to maximize the movement
of goods and commerce through the St. Lawrence
Seaway.