111TH CONGRESS
1ST SESSION
H. R. 2821

To direct the Secretary of the Army to assist entities adversely affected by a Corps of Engineers rehabilitation project relating to the Wolf Creek Dam, Kentucky, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 11, 2009

Mr. ROGERS of Kentucky (for himself and Mr. WHITFIELD) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

---

A BILL

To direct the Secretary of the Army to assist entities adversely affected by a Corps of Engineers rehabilitation project relating to the Wolf Creek Dam, Kentucky, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. WOLF CREEK DAM, KENTUCKY.**

4 (a) MODIFICATION OF LEASE AGREEMENTS.—The

5 Secretary of the Army shall modify the terms of lease

6 agreements entered into by the Secretary with owners and

7 operators of marinas at Lake Cumberland, Kentucky, who

8 have been adversely affected by low lake levels resulting

1 from a rehabilitation project of the Corps of Engineers

2 at Wolf Creek Dam, Kentucky. The modifications shall

3 suspend lease payments that would otherwise be required

4 under the agreements until such date as the Secretary de-

5 termines that the ordinary high water mark at Lake Cum-

6 berland has been restored.

7 (b) REIMBURSEMENT OF COUNTIES.—The Secretary

8 shall reimburse counties in the State of Kentucky for in-

9 come lost as a result of the suspension of lease payments

10 under subsection (a).

11 (c) REIMBURSEMENT OF MARINAS.—The Secretary

12 shall reimburse marinas referred to in subsection (a) for

13 expenses determined by the Secretary to be the result of

14 the rehabilitation project referred to in subsection (a), in-

15 cluding for losses in revenue, structural modifications to

16 facilities, the cost of relocating (including infrastructure

17 costs), and interest payments relating to loans undertaken

18 as a result of such project.

○