

116TH CONGRESS
1ST SESSION

S. 1565

To establish a Corps of Engineers Flood Control Civilian Advisory Council,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 21, 2019

Mr. HAWLEY (for himself and Mr. GRASSLEY) introduced the following bill;
which was read twice and referred to the Committee on Environment and
Public Works

A BILL

To establish a Corps of Engineers Flood Control Civilian
Advisory Council, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Corps of Engineers
5 Flood Control Civilian Advisory Council Act”.

6 **SEC. 2. CORPS OF ENGINEERS FLOOD CONTROL.**

7 (a) ADVISORY COUNCIL.—

8 (1) IN GENERAL.—There is established a Corps
9 of Engineers Flood Control Civilian Advisory Coun-

1 cil (referred to in this section as the “Advisory
2 Council”).

3 (2) MEMBERSHIP.—

4 (A) IN GENERAL.—The Advisory Council
5 shall be composed of—

6 (i) 2 members from each of—

7 (I) the State of Montana;

8 (II) the State of North Dakota;

9 (III) the State of South Dakota;

10 (IV) the State of Nebraska;

11 (V) the State of Iowa;

12 (VI) the State of Kansas; and

13 (VII) the State of Missouri; and

14 (ii) representatives of—

15 (I) the agriculture industry;

16 (II) the river commerce industry;

17 and

18 (III) other related industries, as

19 determined by the President.

20 (B) SELECTION.—Members of the Advi-
21 sory Council shall be appointed by the Presi-
22 dent, based on the recommendations of the Sen-
23 ators of the States described in subparagraph
24 (A)(i).

1 (C) DEADLINE.—Members of the Advisory
2 Council shall be appointed by not later than 90
3 days after the date of enactment of this Act.

4 (3) MEETING.—The first meeting of the Advi-
5 sory Council shall be not later than 90 days after
6 the date of enactment of this Act.

7 (4) DUTIES.—The Advisory Council shall—

8 (A) develop recommendations on how to
9 best revise the Missouri River Mainstem Res-
10 ervoir System Master Water Control Manual to
11 prioritize flood control and navigation;

12 (B) submit to the Secretary of the Army,
13 the Committee on Environment and Public
14 Works of the Senate, and the Committee on
15 Transportation and Infrastructure of the House
16 of Representatives a report that includes those
17 recommendations; and

18 (C) make the report under subparagraph
19 (B) publicly available.

20 (5) COMPENSATION.—

21 (A) IN GENERAL.—Except as provided in
22 subparagraph (B), the members of the Advisory
23 Council shall serve without compensation.

24 (B) TRAVEL EXPENSES.—The members of
25 the Advisory Council shall be allowed travel ex-

1 penses, including per diem in lieu of subsist-
2 ence, at rates authorized for employees of agen-
3 cies under subchapter I of chapter 57 of title 5,
4 United States Code, while away from their
5 homes or regular places of business in the per-
6 formance of services for the Advisory Council.

7 (C) TREATMENT.—The members of the
8 Advisory Council shall not be considered to be
9 Federal employees.

10 (6) NO NEW FUNDS.—No new funds are au-
11 thorized to be appropriated to carry out this sub-
12 section.

13 (7) TERMINATION.—The Advisory Council shall
14 terminate on the date that is 1 year after the date
15 of the first meeting of the Advisory Council under
16 paragraph (3).

17 (b) REVISION.—To the maximum extent practicable
18 and after considering the recommendations of the Advi-
19 sory Council under subsection (a)(4), the Chief of Engi-
20 neers shall revise the Missouri River Mainstem Reservoir
21 System Master Water Control Manual to prioritize flood
22 control and navigation.

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