

WRDA PROVISIONS OF INTEREST

H.R.5303 ~ S.2848

GENERALLY

H.R.5303

- 2016
- Slim and trim (95+pp)
- Mostly light on reform
- Important port funding section
- Tweaking WRRDA 2014
- Committee done; no report
- Ready for September

S.2848

- 2016
- Bold and meaty (280+pp)
- Important port reforms, fixes
- More attention to drought
- Drinking water title
- Committee done; report issued
- Ready for September

DOLLARS

H.R.5303

TRUST FUND QUEST

Enable maintenance funding from HMTF “without further appropriation” and remaining available until expended, commencing FY27. (s.108)

S.2848

TARGET ON TRACK

If a target would be lower than the prior year due to drop in HMT revenue the target will increase by a minimum of three percent over the prior year target. (S.2003)

DOLLARS

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EMERGING HARBORS

Revises required emerging harbors O&M funding allocation [s.2102 WRRDA 2014] by USACE to be a level of “at least” 10% of total O&M funding in FY12, and by removing the fiscal year limitation i.e., makes permanent. (s.105)

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EMERGING HARBORS

Revises required emerging harbors O&M funding allocation [s.2102 WRRDA 2014] by USACE extending effective period to 2025, and requiring funding for emerging harbors at a level of “at least” 10% of total funding in FY15.

DONOR & ENERGY PORTS

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Extend [s.2106 WRRDA 2014] funding authorization to FY25 when the HMTF target is met in FY16 to FY20 (s.____)

Change threshold criteria for determining a qualifying donor port by lowering the HMT collection minimum from \$15M to \$5M.
(s.107)

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Extend [s.2106 WRRDA 2014] funding authorization to FY25 when the HMTF target is met in FY16 to FY20 (s.2010)

COST-SHARE

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Reduces the basic non-Federal share for navigation construction project from 50% to 25% for project depths not more than 50 feet. Depth matches maintenance share. Effective date is WRRDA 2014 enactment. (s.2011)

MAINTENANCE ALLOCATIONS

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IMPLEMENTATION GUIDANCE

[Addressed in FY17 Energy & Water Development Appropriations bill]

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IMPLEMENTATION GUIDANCE

USACE directed to issue guidance within 90 days of enactment for implementation of [s.2102 WRRDA 2014] maintenance funding allocations. (s.2013)

ADVANCE FUNDING

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STUDIES

Revises law to authorize USACE to accept advance funds from State and local entities for any authorized water resources study or project, and to repay it, without interest, if Congress appropriates for that purpose (s.1002)

STUDIES

H.R.5303

AUTHORIZATION (s.201)

- Brunswick Harbor,
- Corpus Christi Ship Channel
- Bay City

Expedite Mississippi River Ship
Channel study

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AUTHORIZATION (s.6003)

- Brunswick Harbor
- Corpus Christi Ship Channel
- Arctic Deep Draft Port
Development Partnerships
- Mississippi River Channel

PROJECTS

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AUTHORIZATION (s.401)

- Brazos Island Harbor
- Charleston Harbor
- Craig Harbor
- Little Diomedede Harbor
- Port Everglades
- Portsmouth Harbor

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AUTHORIZATION (s.6001)

- Brazos Island Harbor
- Charleston Harbor
- Craig Harbor
- Little Diomedede Harbor
- Port Everglades
- Portsmouth Harbor

FEASIBILITY STUDY

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PRELIMINARY TO STUDY

When requested, USACE must review with prospective study sponsor preliminary analysis and other detail, including cost.

(s.132)

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PRELIMINARY TO STUDY

Authorizes \$100,000 Federal expense to enable communication with prospective study sponsor as to cost and other study detail. (s.1037)

STUDY ASSISTANCE

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Modifies [s.203 WRDA 1986]:
USACE is allowed to assist in “any aspect” of a non-Fed feasibility study at non-Fed expense. (s.124)

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Modifies [s.203 WRDA 1986]:
USACE is allowed to assist in “any aspect” of a non-Fed feasibility study at non-Fed expense. (s.1001)

SPONSOR INITIATIVE

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EMERGENCIES

Clarifies [s.1024 WRRDA 2014] to allow USACE to accept materials and services when a Federal project is damaged or destroyed due to equipment failure for reasons that include due to no or deferred maintenance. (s.123)

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EMERGENCIES

Clarifies [s.1024 WRRDA 2014] to allow USACE to accept materials, services, or funds when there is “risk of adverse impacts” to functioning of a Federal project. (s.1003)

SPONSOR INITIATIVE

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NON-FEDERAL DREDGING

USACE may permit non-Federal to carryout maintenance as necessary to ensure an authorized navigation project, or separable element, is maintained to not less than min. project dimensions. Subject to non-Fed/Fed agreement; reimbursement subject to appropriations. (s.2015)

NAVIGATION SAFETY

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FOLLOW CHARTS

Depths of a project constructed by a non-Federal interest and eligible for Federal maintenance under 204(f) WRDA 1986 shall be understood as set forth in Federal navigation charts. (s.104)

FEDERAL STANDARD RELATED

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BENEFICIAL USE PILOTS

USACE shall create a program of ten pilot projects for beneficial use of dredged material, with applicable cost-sharing, and “notwithstanding the definition of the term ‘Federal Standard’.” (s.109)

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DREDGED MATERIAL DISPOSAL

“Disposal of dredged material shall not be considered environmentally acceptable if disposal violates applicable State water quality standards...” (s.2004)

INFORMATION

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BREAKWATERS & JETTIES

USACE shall inventory and assess, and report to Congress on, the structural condition of all Federal breakwaters and jetties in the US.
(s.106)

INFORMATION

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DREDGING DATABASE

USACE shall develop, maintain, and make publicly available a database on maintenance dredging conducted by Federal and non-Federal vessels for USACE. Data to include volume removed, initial cost estimate, total cost, vessel and operator, and bids for the work.
(s.134)

DREDGE FLEET

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GAO “shall study the costs and benefits of expanding, reducing, or maintaining the current configuration with respect to the size and makeup of the federally owned hopper dredge fleet.”

COASTAL RESILIENCY

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Modifies [s.4014 WRRDA 2014]
general feasibility study
authorization to give priority to
communities “existence of which is
threatened by rising sea level...”
(s.4013)

Authorizes regional assessments of
coastal protection, Federal and
State policies and programs related
to coastal water resources. (s.4014)

GET 'ER DONE!

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