

111TH CONGRESS
2^D SESSION

H. R. 6184

To amend the Water Resources Development Act of 2000 to extend and modify the program allowing the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the evaluation of permits, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2010

Mr. LARSEN of Washington (for himself and Mr. DEFAZIO) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend the Water Resources Development Act of 2000 to extend and modify the program allowing the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the evaluation of permits, 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. FUNDING TO PROCESS PERMITS.**

4 Section 214 of the Water Resources Development Act
5 of 2000 (33 U.S.C. 2201 note; 114 Stat. 2594; 119 Stat.
6 2169; 120 Stat. 318; 120 Stat. 3197; 121 Stat. 1067; 123
7 Stat. 3478) is amended—

1 (1) in subsection (a) by striking “permits under
2 the jurisdiction” and inserting “permits of such enti-
3 ties related to projects for a public purpose under
4 the jurisdiction”;

5 (2) by redesignating subsection (c) as sub-
6 section (e);

7 (3) by striking subsection (b) and inserting the
8 following:

9 “(b) EFFECT ON PERMITTING.—

10 “(1) IN GENERAL.—In carrying out this sec-
11 tion, the Secretary shall ensure that the use of funds
12 accepted under subsection (a) will not impact impar-
13 tial decisionmaking with respect to permits, either
14 substantively or procedurally.

15 “(2) IMPARTIAL DECISIONMAKING.—In carrying
16 out this section, the Secretary shall ensure that the
17 evaluation of permits carried out using funds accept-
18 ed under this section shall—

19 “(A) be reviewed by the District Com-
20 mander of the Corps District in which the
21 project or activity is located, unless the evalua-
22 tion of the permit is initially conducted by the
23 District Commander whereby the review shall
24 be conducted by the Commander of the Corps
25 Division in which the District is located; and

1 “(B) utilize the same procedures for deci-
2 sions that would otherwise be required for the
3 evaluation of permits for similar projects or ac-
4 tivities not carried out using funds authorized
5 under this section.

6 “(c) LIMITATION ON USE OF FUNDS.—None of the
7 funds accepted under this section shall be used to carry
8 out a review of the evaluation of permits required under
9 subsection (b)(2)(A).

10 “(d) PUBLIC AVAILABILITY.—The Secretary shall en-
11 sure that all final permit decisions carried out using funds
12 authorized under this section are made available to the
13 public, including on the Internet.”; and

14 (4) in subsection (e) (as redesignated), by strik-
15 ing “2010” and inserting “2016”.

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