

116TH CONGRESS
2D SESSION

H. R. 5868

To amend the Act of August 18, 1941 (commonly known as the Flood Control Act of 1941), to allow a non-Federal sponsor to carry out certain work, to provide for reimbursement of costs to complete such work, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2020

Mr. FORTENBERRY introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend the Act of August 18, 1941 (commonly known as the Flood Control Act of 1941), to allow a non-Federal sponsor to carry out certain work, to provide for reimbursement of costs to complete such work, 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 “Restoring the Efforts
5 of Local Involvement in Emergencies and Floods Act” or
6 the “RELIEF Act”.

1 **SEC. 2. WORK CARRIED OUT BY A NON-FEDERAL SPONSOR.**

2 Section 5(a) of the Act of August 18, 1941 (Chapter
3 377, 55 Stat. 650; 33 U.S.C. 701n), is amended by adding
4 at the end the following new paragraph:

5 “(5) WORK CARRIED OUT BY A NON-FEDERAL
6 SPONSOR.—

7 “(A) IN GENERAL.—The Secretary may
8 authorize a non-Federal sponsor to carry out
9 work described in paragraph (1).

10 “(B) ELIGIBILITY.—To be eligible to carry
11 out work described in paragraph (1), a non-
12 Federal sponsor shall—

13 “(i) enter into a written agreement
14 with the Secretary prior to initiation of
15 such work; and

16 “(ii) carry out such work in compli-
17 ance with the requirements of—

18 “(I) subchapter IV of chapter 31
19 of title 40, United States Code;

20 “(II) chapter 37 of title 40,
21 United States Code; and

22 “(III) any other terms or condi-
23 tions the Secretary considers appro-
24 priate.

25 “(C) REIMBURSEMENT.—

1 “(i) IN GENERAL.—Upon a deter-
2 mination by the Secretary that the work
3 carried out by a non-Federal sponsor pur-
4 suant to a written agreement required by
5 subparagraph (B)(i) is complete, the Sec-
6 retary shall reimburse such non-Federal
7 sponsor for the Federal share of costs to
8 complete such work.

9 “(ii) ADDITIONAL REIMBURSE-
10 MENT.—If the Federal share of the cost to
11 complete work performed pursuant to a
12 written agreement required by subpara-
13 graph (B)(i) exceeds the amount agreed to
14 by the Secretary under such agreement,
15 the reimbursement of any amounts in addi-
16 tion to such agreement shall be at the dis-
17 cretion of the Secretary.

18 “(D) ANNUAL LIMIT ON REIMBURSEMENTS
19 NOT APPLICABLE.—A written agreement re-
20 quired by subparagraph (B)(i) is not subject to
21 section 102 of the Energy and Water Develop-
22 ment Appropriations Act of 2006 (33 U.S.C.
23 2221).”.

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