

S. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
Blumenauer OF Oregon, OR His
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1495, AS REPORTED
OFFERED BY MR. BLUMENAUER OF OREGON**

Strike section 2036 of the bill and insert the following (and conform the table of contents accordingly):

1 **SEC. 2036. PRINCIPLES AND GUIDELINES.**

2 (a) IN GENERAL.—The Secretary shall issue revised
3 principles and guidelines for use in the formulation, eval-
4 uation, and implementation of water resources projects.
5 Subject to the requirements of this section, the revised
6 principles and guidelines shall apply to water resources
7 projects carried out by the Secretary instead of the prin-
8 ciples and guidelines for such projects in effect on the date
9 of enactment of this Act.

10 (b) CONTENT.—The principles and guidelines shall,
11 among other things—

12 (1) provide for the consideration of environ-
13 mental restoration costs and benefits under Corps of
14 Engineers economic models;

15 (2) incorporate new techniques in risk and un-
16 certainty analysis;

17 (3) eliminate biases and disincentives for non-
18 structural flood damage reduction projects as com-
19 pared to structural flood damage reduction projects;

- 1 (4) incorporate new analytical techniques;
- 2 (5) encourage, to the maximum extent prac-
- 3 ticable, the restoration of aquatic ecosystems; and
- 4 (6) ensure that water resources projects are
- 5 justified by benefits that accrue to the public at
- 6 large.

7 (c) PROPOSED PRINCIPLES AND GUIDELINES.—

8 (1) IN GENERAL.—Not later than 270 days

9 after the date of enactment of this Act, the Sec-

10 retary shall publish in the Federal Register proposed

11 principles and guidelines under subsection (a).

12 (2) CONSULTATION.—In developing the pro-

13 posed principles and guidelines, the Secretary shall

14 consult with the Secretary of the Interior, the Sec-

15 retary of Agriculture, the Secretary of Commerce,

16 the Secretary of Housing and Urban Development,

17 the Secretary of Transportation, the Administrator

18 of the Environmental Protection Agency, the Sec-

19 retary of Energy, the Secretary of Homeland Secu-

20 rity, the National Academy of Sciences, and the

21 Council on Environmental Quality.

22 (3) PUBLIC PARTICIPATION.—The Secretary

23 shall provide notice and an opportunity for the pub-

24 lic to participate in the development of the proposed

25 principles and guidelines.

1 (d) PUBLIC COMMENT FOLLOWING ISSUANCE OF
2 PROPOSED PRINCIPLES AND GUIDELINES.—After publi-
3 cation of the proposed principles and guidelines, the Sec-
4 retary shall provide an opportunity for the public to com-
5 ment on the proposed principles and guidelines. The com-
6 ment period shall not be fewer than 60 days.

7 (e) FINAL PRINCIPLES AND GUIDELINES.—

8 (1) IN GENERAL.—Not later than 90 days fol-
9 lowing the last day of the comment period under
10 subsection (d), the Secretary shall issue final prin-
11 ciples and guidelines under subsection (a).

12 (2) APPLICABILITY.—After the date of issuance
13 of the final principles and guidelines, the final prin-
14 ciples and guidelines shall apply—

15 (A) to all water resources projects carried
16 out by the Secretary, other than projects for
17 which the Secretary has commenced a feasi-
18 bility report before the date of such issuance;

19 (B) at the request of a non-Federal inter-
20 est, to a water resources project for which the
21 Secretary has commenced a feasibility report
22 before the date of such issuance; and

23 (C) to reevaluation or modification of a
24 water resources project, other than a reevalua-
25 tion or modification that has been commenced

1 by the Secretary before the date of such
2 issuance.

3 (f) EXISTING STUDIES.—Principles and guidelines
4 issued under subsection (a) shall not affect the validity
5 of any completed study of a water resources development
6 project.