

CORPS OF ENGINEERS—CIVIL WORKS

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The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood [control, shore protection] and storm damage reduction, aquatic ecosystem restoration, and related purposes.

Federal Funds

General and special funds:

CONSTRUCTION PROGRAM

(Budget authority in millions of dollars)

	2003 actual	2004 est.	2005 est.
Construction, general:			
Direct program:			
General fund	1,621	1,605	1,297
Flood Control and Coastal Emergencies Transfer	-2	2	
Rescission (P.L. 108-7)	-11		
Consolidated Appropriations (H.R. 2673)		19	
Consolidated Appropriations (H.R. 2673)		-10	
Proposed Cancellation			-94
Harbor Maintenance Trust Fund	33	12	10
Inland Waterways Trust Fund	102	105	115
Rivers and harbors contributed funds (costsharing, permanent appropriation)	350	208	215
Total direct program	2093	1941	1539
Reimbursable program	853	665	665
Total program	2,946	2,606	2,208

CONSTRUCTION [GENERAL]

For expenses necessary for the [prosecution] construction of river and harbor, flood [control, shore protection] and storm damage reduction, aquatic ecosystem restoration, and related projects authorized by law; [and] for conducting detailed studies, and plans and specifications, of such projects [(including those for development with participation or under consideration for participation by States, local governments, or private groups) authorized or made eligible for selection by law] (but such detailed studies, and plans and specifications, shall not constitute a commitment of the Government to construction); and for the benefit of federally listed species to address the effects of civil works projects owned or operated by the United States Army Corps of Engineers, [\$1,722,319,000] \$1,421,500,000, to remain available until expended, of which such sums as are necessary to cover the Federal share of construction costs for facilities under the Dredged Material Disposal Facilities program shall be derived from the Harbor Maintenance Trust Fund [as authorized by Public Law 104-303]; and of which such sums as are necessary [pursuant to Public Law 99-662 shall be derived from the Inland Waterways Trust Fund, for] to cover one-half of the costs of construction and rehabilitation of inland waterways projects[,] (including the rehabilitation costs for Lock and Dam 11, Mississippi River, Iowa; Lock and Dam 19, Mississippi River, Iowa; Lock and Dam 24, Mississippi River, Illinois and Missouri; and Lock and Dam 3, Mississippi River, Minnesota) shall be derived from the Inland Waterways Trust Fund[: Provided, That using \$9,280,000 of the funds appropriated herein, the Secretary of the Army, acting through the Chief of Engineers, is directed to continue construction of the Dallas Floodway Extension, Texas, project, including the Cadillac Heights feature, generally in accordance with the Chief of Engineers report dated December 7, 1999: Provided further, That the Secretary of the Army is directed to accept advance funds, pursuant to section 11 of the River and Harbor Act of 1925, from the non-Federal sponsor of the Los Angeles Harbor, California, project authorized by section 101(b)(5) of Public Law 106-541: Provided further, That the Secretary of the Army, acting through

the Chief of Engineers, is directed to use \$750,000 of the funds provided herein to continue construction of the Hawaii Water Management Project: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$2,500,000 of the funds appropriated herein to continue construction of the navigation project at Kaunapau Harbor, Hawaii: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$6,000,000 of the funds provided herein for the Dam Safety and Seepage/Stability Correction Program to continue construction of seepage control features and to design and construct repairs to the tainter gates at Waterbury Dam, Vermont: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to proceed with the construction of the New York and New Jersey Harbor project, 50-foot deepening element, upon execution of the Project Cooperation Agreement: Provided further, That no funds made available under this Act or any other Act for any fiscal year may be used by the Secretary of the Army to carry out the construction of the Port Jersey element of the New York and New Jersey Harbor or reimbursement to the Local Sponsor for the construction of the Port Jersey element until commitments for construction of container handling facilities are obtained from the non-Federal sponsor for a second user along the Port Jersey element: Provided further, That funds appropriated in this Act for the preservation and restoration of the Florida Everglades shall be made available for expenditure unless: (1) the Secretary of the Army, not later than 30 days after the date of enactment of this Act, transmits to the State of Florida and the Committees on Appropriations of the House of Representatives and the Senate a report containing a finding and supporting materials indicating that the waters entering the A.R.M. Loxahatchee National Wildlife Refuge and Everglades National Park do not meet the water quality requirements set forth in the Consent Decree entered in United States v. South Florida Water Management District; (2) the State fails to submit a satisfactory plan to bring the waters into compliance with the water quality requirements within 45 days of the date of the report; (3) the Secretary transmits to the State and the Committees a follow-up report containing a finding that the State has not submitted such a plan; and (4) either the Committee on Appropriations of the House of Representatives or the Senate issues a written notice disapproving of further expenditure of the funds: Provided further, That the Secretary of the Army shall provide the State of Florida with notice and an opportunity to respond to any determination of the Secretary under the preceding proviso before the determination becomes final: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$17,000,000 of the funds appropriated herein to proceed with planning, engineering, design or construction of the Grundy, Buchanan County, and Dickenson County, Virginia, elements of the Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River Project: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$5,400,000 of the funds appropriated herein to proceed with the planning, engineering, design or construction of the Lower Mingo County, Upper Mingo County, Wayne County, McDowell County, West Virginia, elements of the Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River Project: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to continue the Dickenson County Detailed Project Report as generally defined in Plan 4 of the Huntington District Engineer's Draft Supplement to the section 202 General Plan for Flood Damage Reduction dated April 1997, including all Russell Fork tributary streams within the County and special considerations as may be appropriate to address the unique relocations and resettlement needs for the flood prone communities within the County: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to proceed with the construction of the Seward Harbor, Alaska, project, in accordance with the Report of the Chief of Engineers, dated June 8, 1999, and the economic justification contained therein: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed and authorized to continue the work to replace and upgrade the dam and all connections to the existing system at Kake, Alaska:

General and special funds—Continued

CONSTRUCTION[, GENERAL]—Continued

Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to proceed with the construction of the Wrangell Harbor, Alaska, project in accordance with the Chief of Engineer's report dated December 23, 1999: *Provided further*, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$33,400,000 of the funds appropriated herein for the Clover Fork, City of Cumberland, Town of Martin, Pike County (including Levisa Fork and Tug Fork Tributaries), Bell County, Harlan County in accordance with the Draft Detailed Project Report dated January 2002, Floyd County, Martin County, Johnson County, and Knox County, Kentucky, detailed project report, elements of the Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River: *Provided further*, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use funds appropriated for the navigation project, Tampa Harbor, Florida, to carry out, as part of the project, construction of passing lanes in an area approximately 3.5 miles long, centered on Tampa Bay Cut B, if the Secretary determines that such construction is technically sound, environmentally acceptable, and cost effective: *Provided further*, That using \$200,000 appropriated herein, the Secretary of the Army, acting through the Chief of Engineers, may develop an environmental impact statement for introducing non-native oyster species into the Chesapeake Bay: *Provided further*, That during preparation of the environmental impact statement, the Secretary may establish a scientific advisory body consisting of the Virginia Institute of Marine Science, the University of Maryland, and other appropriate research institutions to review the sufficiency of the environmental impact statement: *Provided further*, That in addition, the Secretary shall give consideration to the findings and recommendations of the National Academy of Sciences report on the introduction of non-native oyster species into the Chesapeake Bay in the preparation of the environmental impact statement: *Provided further*, That notwithstanding the cost sharing provisions of section 510(d) of the Water Resources Development Act of 1996 (110 Stat. 3760), the preparation of the environmental impact statement shall be cost shared 50 percent Federal and 50 percent non-Federal, for an estimated cost of \$2,000,000: *Provided further*, That the non-Federal sponsors may meet their 50 percent matching cost share through in-kind services: *Provided further*, That the Secretary determines that work performed by the non-Federal sponsors is reasonable, allowable, allocable, and integral to the development of the environmental impact statement: *Provided further*, That the Secretary of the Army, acting through the Chief of Engineers, is directed to construct the Miami Harbor project, as recommended in the Miami Harbor Letter Report dated August 2002, as revised February 2003: *Provided further*, That using \$500,000 of the funds appropriated herein, the Secretary of the Army, acting through the Chief of Engineers, is authorized and directed to plan, design, and initiate reconstruction of the Cape Girardeau, Missouri, project, originally authorized by the Flood Control Act of 1950, at an estimated total cost of \$9,000,000, with cost sharing on the same basis as cost sharing for the project as originally authorized, if the Secretary determines that the reconstruction is technically sound and environmentally acceptable: *Provided further*, That the planned reconstruction shall be based on the most cost-effective engineering solution and shall require no further economic justification: *Provided further*, That the Secretary is directed to use \$5,000,000 of the funds appropriated herein to undertake the restoration of Tar Creek and Vicinity, Oklahoma, project. (Energy and Water Development Appropriations Act, 2004.)

[SEC. 133. For an additional amount for the "Construction, General" account of the Energy and Water Development Appropriations Act, 2004, there is appropriated \$13,750,000, to remain available until expended.] (Division H, H.R. 2673, Consolidated Appropriations Bill, 2004.)

Program and Financing (in millions of dollars)

Identification code 96-3122-0-1-301 2003 actual 2004 est. 2005 est.

Obligations by program activity:				
Navigation projects:				
Channels and harbors:				
00.04	Projects specifically authorized by Congress	285	193	193
00.05	Projects not specifically authorized by Congress	4	6	6
00.09	Locks and dams	145	159	159

00.12	Beach erosion control projects:			
	Projects specifically authorized by Congress	74	81	81
00.13	Projects not specifically authorized by Congress	4	4	4
	Flood control projects:			
	Local protection:			
00.16	Projects specifically authorized by Congress	499	330	330
00.17	Projects not specifically authorized by Congress	31	23	23
00.18	Emergency streambank and shoreline protection	15	6	6
00.22	Reservoirs	15	6	6
00.25	Multiple-purpose power projects	31	20	21
	Major rehabilitation and dam safety assurance projects:			
00.27	Navigation	16	23	23
00.28	Flood control	15	13	13
00.29	Multiple-purpose power projects	77	49	50
00.33	Employees' compensation	17	16	16
00.34	Environmental projects	350	256	256
00.35	Project modification for environmental restoration	18	17	18
00.36	Aquatic plant control	4	2	2
00.37	Aquatic ecosystems	41	12	12
00.39	Beneficial uses of dredged material	1	1	2
01.00	Direct program subtotal	1,642	1,217	1,221
09.00	Reimbursable program	936	434	434
10.00	Total new obligations	2,578	1,651	1,655
	Budgetary resources available for obligation:			
21.40	Unobligated balance carried forward, start of year	917	990	1,620
22.00	New budget authority (gross)	2,651	2,281	1,868
23.90	Total budgetary resources available for obligation	3,568	3,271	3,488
23.95	Total new obligations	-2,578	-1,651	-1,655
24.00	Unobligated balance carried forward, end of year	990	1,620	1,833
	New budget authority (gross), detail:			
	Discretionary:			
40.00	Appropriation	1,621	1,605	1,297
40.00	Appropriation (Omnibus HR 2673)		19	
40.35	Appropriation permanently reduced	-11	-10	
40.36	Unobligated balance permanently reduced			-94
41.00	Transferred to other accounts	-2		
42.00	Transferred from other accounts		2	
43.00	Appropriation (total discretionary)	1,608	1,616	1,203
	Spending authority from offsetting collections:			
68.00	Offsetting collections (Cash)	853	665	665
68.10	Change in uncollected customer payments from Federal sources (unexpired)	190		
68.90	Spending authority from offsetting collections (total discretionary)	1,043	665	665
70.00	Total new budget authority (gross)	2,651	2,281	1,868
	Change in obligated balances:			
72.40	Obligated balance, start of year	-441	-569	-709
73.10	Total new obligations	2,578	1,651	1,655
73.20	Total outlays (gross)	-2,516	-1,791	-2,033
74.00	Change in uncollected customer payments from Federal sources (unexpired)	-190		
74.40	Obligated balance, end of year	-569	-709	-1,087
	Outlays (gross), detail:			
86.90	Outlays from new discretionary authority	1,695	1,369	1,121
86.93	Outlays from discretionary balances	821	422	912
87.00	Total outlays (gross)	2,516	1,791	2,033
	Offsets:			
	Against gross budget authority and outlays:			
	Offsetting collections (cash) from:			
88.00	Federal sources	-174	-665	-665
88.40	Non-Federal sources	-679		
88.90	Total, offsetting collections (cash)	-853	-665	-665
	Against gross budget authority only:			
88.95	Change in uncollected customer payments from Federal sources (unexpired)	-190		
	Net budget authority and outlays:			
89.00	Budget authority	1,608	1,616	1,203
90.00	Outlays	1,662	1,126	1,368

This appropriation funds construction, major rehabilitation, and related activities for water resources projects whose principal purpose is to provide navigation, flood and storm damage reduction, or aquatic ecosystem restoration benefits to the Nation.

The budget focuses on completing ongoing construction projects, rather than starting new projects that add to the existing workload. New projects delay the completion of ongoing projects.

This account includes \$67 million for the Comprehensive Everglades Restoration Plan (CERP), which represents 4.7 percent of the total request for this account and 1.6 percent of the total 2005 request for the Corps of Engineers. Funding the CERP at this level would not have a significant impact on the overall Corps of Engineers civil works program in the 2005 budget year. The budget assumes continuation of the study and design phases and initiation of the pilot program phases for CERP projects. Most of the work scheduled for CERP over the next couple of years would not have a significant impact on the overall Corps of Engineers civil works program. Future levels of funding for construction of CERP projects will depend on the availability of funds, and the impact of such future long-term funding on the overall Corps of Engineers civil works program cannot be determined at this time. The budget for the Department of the Interior (DOI) includes an additional \$8 million for the CERP.

This Corps account and the DOI budget include \$58 million and \$98 million, respectively, for other Everglades work. Therefore, the budget for these two agencies includes a total of \$231 million for Everglades restoration work for 2005.

The budget provides funds for the continuing authorities program (projects that do not require specific legislation), which includes projects for flood control (Section 205), emergency streambank and shoreline protection (Section 14), beach erosion control (Section 103), mitigation of shore damages (Section 111), navigation (Section 107), snagging and clearing (Section 208), aquatic ecosystem restoration (Section 206), beneficial uses of dredged material at operating projects (Sections 204, 207, and 933), and project modifications for improvement of the environment (Section 1135).

Object Classification (in millions of dollars)

Identification code 96-3122-0-1-301	2003 actual	2004 est.	2005 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	141	147	149
11.3 Other than full-time permanent	22	22	23
11.5 Other personnel compensation	6	6	6
11.7 Military personnel	5	5	5
11.9 Total personnel compensation	174	180	183
12.1 Civilian personnel benefits	39	40	41
12.2 Accrued retirement	3	4	3
12.2 Other personnel	2	2	2
21.0 Travel and transportation of persons	12	12	12
23.1 Rental payments to GSA	15	15	15
23.3 Communications, utilities, and miscellaneous	7	7	7
24.0 Printing and reproduction	7	7	7
25.1 Advisory and assistance services	115	115	115
25.2 Other services	701	268	269
25.3 Purchase of goods and services from Government accounts	60	60	60
25.5 Research and development contracts	9	9	9
26.0 Supplies and materials	12	12	12
31.0 Equipment	16	16	16
32.0 Land and structures	470	470	470
99.0 Direct obligations	1,642	1,217	1,221
99.0 Reimbursable obligations	936	434	434
99.9 Total new obligations	2,578	1,651	1,655

Personnel Summary

Identification code 96-3122-0-1-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	3,679	3,730	3,730
Reimbursable:			
2001 Total compensable workyears: Civilian full-time equivalent employment	1,118	1,100	1,100

OPERATION AND MAINTENANCE PROGRAM

(Budget authority in millions of dollars)

	2003 actual	2004 est.	2005 est.
Operation and maintenance, general:			
Direct program:			
General fund	1,329	1,218	1,204
General fund homeland security allocation	74	103	84
Rescission (P.L. 108-7)	-12		
Consolidated Appropriations (H.R. 2673)		-12	0
Special recreation user fees (discretionary)	40	46	37
Bonneville Power Administration transfer (mandatory)	138	0	0
Harbor Maintenance Trust Fund	536	600	600
Disposal Facilities User Fees	0	1	1
PMA direct funding proposed reduction to general fund	0	0	-150
Rivers and harbors contributed funds (mandatory)	22	13	14
Subtotal direct program	2,127	1,969	1,790
Reimbursable program:			
Bonneville Power Administration	0	70	71
PMA funding proposal	0	0	150
Other reimbursements	115	25	25
Subtotal, reimbursable program	115	95	246
Total program	2,242	2,064	2,036

OPERATION AND MAINTENANCE [, GENERAL]

For expenses necessary for the operation, maintenance, and care of existing river and harbor, flood and storm damage reduction, aquatic ecosystem restoration, and related projects *authorized by law; for the benefit of federally listed species to address the effects of civil works projects owned or operated by the United States Army Corps of Engineers*; for providing security for infrastructure owned and operated by, or on behalf of, the United States Army Corps of Engineers, including administrative buildings and facilities, laboratories, and the Washington Aqueduct; for the maintenance of harbor channels provided by a State, municipality, or other public agency that serve essential navigation needs of general commerce, where authorized by law; and for surveys and charting of northern and northwestern lakes and connecting waters, clearing and straightening channels, and removal of obstructions to navigation, **[\$1,967,925,000]** **\$1,926,000,000**, to remain available until expended, of which such sums as **[become available in]** *are necessary to cover the Federal share of operation and maintenance costs for coastal harbors and channels shall be derived from the Harbor Maintenance Trust Fund*, pursuant to Public Law 99-662 may be derived from that fund, **[and]** of which such sums as become available from the special account for the United States Army Corps of Engineers established by the Land and Water Conservation Act of 1965, as amended (16 U.S.C. 4601-6a(i)), may be derived from that account for resource protection, research, interpretation, and maintenance activities related to resource protection in the areas at which outdoor recreation is available; **[and]** of which such sums as become available under section 217 of the Water Resources Development Act of 1996, Public Law 104-303, shall be used to cover the cost of operation and maintenance of the dredged material disposal facilities for which fees have been collected; *and of which such sums as are necessary to cover the operation and maintenance expenses (including small capital expenditures, allocated joint costs, and nonrecurring costs) allocated to the power functions of the Southeastern Power Administration, Southwestern Power Administration, and Western Area Power Administration shall be derived from current fiscal year fees collected by the respective Power Administrations from the sale of power and related services, such amounts shall be credited to this account as offsetting collections: Provided, That fees collected in excess of such expenses shall continue to be credited to miscellaneous receipts: Provided further, That amounts appropriated herein from the general fund may be used to cover such expenses, to be reimbursed from fees collected by the respective Power Administrations during the current fiscal year*: *Provided, That of funds appropriated herein, for the Intra-coastal Waterway, Delaware River to Chesapeake Bay, Delaware and Maryland, the Secretary of the Army, acting through the Chief of Engineers, is directed to reimburse the State of Delaware for normal operation and maintenance costs incurred by the State of Delaware for the SR1 Bridge from station 58+00 to station 293+00 between October 1, 2003, and September 30, 2004: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use funds appropriated herein to rehabilitate the existing dredged material disposal site for the project for navigation,*

General and special funds—Continued

OPERATION AND MAINTENANCE[, GENERAL]—Continued

Bodega Bay Harbor, California, and to continue maintenance dredging of the Federal channel: *Provided further*, That the Secretary shall make suitable material excavated from the site as part of the rehabilitation effort available to the non-Federal sponsor, at no cost to the Federal Government, for use by the non-Federal sponsor in the development of public facilities: *Provided further*, That the Corps of Engineers shall not allocate any funds to deposit dredged material along the Laguna Madre portion of the Gulf Intracoastal Waterway except at the placement areas specified in the Dredged Material Management Plan in section 2.11 of the Final Environmental Impact Statement for Maintenance Dredging of the Gulf Intracoastal Waterway, Laguna Madre, Texas, Nueces, Kleberg, Kenedy, Willacy, and Cameron Counties, Texas, prepared by the Corps of Engineers dated September 2003: *Provided further*, That nothing in the above proviso shall prevent the Corps of Engineers from performing necessary maintenance operations along the Gulf Intracoastal Waterway if the following conditions are met: if the Corps proposes to use any placement areas that are not currently specified in the Dredged Material Management Plan and failure to use such alternative placement areas will result in the closure of any segment of the Gulf Intracoastal Waterway, then such proposal shall be analyzed in an Environmental Impact Statement (EIS) and comply with all other applicable requirements of the National Environmental Policy Act, 42 U.S.C. 4321, et seq., and all other applicable State and Federal laws, including the Clean Water Act, 33 U.S.C. 1251 et seq., the Endangered Species Act, 16 U.S.C. 1531 et seq., and the Coastal Zone Management Act, 16 U.S.C. 1451 et seq.: *Provided further*, That \$15,000,000 is provided to be used by the Secretary of the Army, acting through the Chief of Engineers, to repair, restore, and clean up projects and facilities of the Corps of Engineers and dredge navigation channels, restore and clean out area streams, provide emergency stream bank protection, restore other crucial public infrastructure (including water and sewer facilities), document flood impacts, and undertake other flood recovery efforts considered necessary by the Chief of Engineers: *Provided further*, That the Secretary of the Army is directed to use \$75,000 of the funds appropriated herein to remove the weir feature of the project for flood damage reduction, Mayfield Creek and Tributaries, Kentucky, constructed pursuant to section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), without any further environmental or economic analysis or study: *Provided further*, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$250,000 of the funds appropriated herein for sediment removal and dam repair at Junaluska, North Carolina]. (*Energy and Water Development Appropriations Act, 2004.*)

Program and Financing (in millions of dollars)

Identification code 96-3123-0-1-300	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
Operation and maintenance projects:			
Navigation projects:			
00.01 Channels and harbors	206	206	200
00.02 Locks and dams	391	360	360
Flood control projects:			
00.05 Reservoirs	360	330	330
00.06 Channel improvements, inspections, and miscellaneous maintenance	43	40	40
00.09 Multiple-purpose power projects	563	355	355
00.91 Total operation and maintenance projects	1,563	1,291	1,285
Miscellaneous items:			
01.01 Protection of navigation	42	40	40
01.02 National emergency preparedness	4	4	4
01.05 Special programs to improve operation and maintenance	38	35	35
01.91 Total miscellaneous items	84	79	79
01.92 Total direct program	1,647	1,370	1,364
09.00 Reimbursable program activity	110	95	96
10.00 Total new obligations	1,757	1,465	1,460
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	157	84	70
22.00 New budget authority (gross)	1,684	1,451	1,422
23.90 Total budgetary resources available for obligation	1,841	1,535	1,492
23.95 Total new obligations	-1,757	-1,465	-1,460

24.40 Unobligated balance carried forward, end of year	84	70	32
New budget authority (gross), detail:			
Discretionary:			
40.00 Appropriation	1,329	1,218	1,204
40.00 Appropriation (Homeland Security)	74	103	84
40.35 Appropriation permanently reduced	-12	-12	.....
42.00 Transferred from other accounts	40	47	38
43.00 Appropriation (total discretionary)	1,431	1,356	1,326
Mandatory:			
62.00 Transferred from other accounts (BPA)	138	.....	.....
Spending authority from offsetting collections:			
Discretionary:			
68.00 Offsetting collections (cash)	156	25	25
68.00 Offsetting collections (Bonneville Power) .....	.....	70	71
68.00 Offsetting collections (PMA receipts) .....	.....	.....	.....
68.10 Change in uncollected customer payments from Federal sources (unexpired)	-41	.....	.....
68.90 Spending authority from offsetting collections (total discretionary)	115	95	96
70.00 Total new budget authority (gross)	1,684	1,451	1,422
Change in obligated balances:			
72.40 Obligated balance, start of year	271	329	91
73.10 Total new obligations	1,757	1,465	1,460
73.20 Total outlays (gross)	-1,741	-1,705	-1,425
74.00 Change in uncollected customer payments from Federal sources (unexpired)	41	.....	.....
74.40 Obligated balance, end of year	329	91	126
Outlays (gross), detail:			
86.90 Outlays from new discretionary authority	1,133	1,292	1,266
86.93 Outlays from discretionary balances	608	413	159
87.00 Total outlays (gross)	1,741	1,705	1,425
Offsets:			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Other Federal sources (Cash)	-109	-25	-25
88.00 Other Federal sources (BPA) .....	.....	-70	-71
88.00 Federal sources (PMA) .....	.....	.....	.....
88.40 Non-Federal sources	-47	.....	.....
88.90 Total, offsetting collections (cash)	-156	-95	-96
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired)	41	.....	.....
Net budget authority and outlays:			
89.00 Budget authority	1,569	1,356	1,326
90.00 Outlays	1,585	1,610	1,329

Summary of Budget Authority and Outlays

	(in millions of dollars)		
	2003 actual	2004 est.	2005 est.
Enacted/requested:			
Budget Authority	1,569	1,356	1,326
Outlays	1,585	1,610	1,329
Legislative proposal, not subject to PAYGO:			
Budget Authority .....	.....	.....	-150
Outlays .....	.....	.....	-150
Legislative proposal, subject to PAYGO:			
Budget Authority .....	.....	.....	.....
Outlays .....	.....	.....	.....
Total:			
Budget Authority	1,569	1,356	1,176
Outlays	1,585	1,610	1,179

This appropriation funds operation, maintenance, and related activities at the water resources projects that the Corps of Engineers operates and maintains. Work to be accomplished consists of dredging, repair, and operation of structures and other facilities, as authorized in the various River and Harbor, Flood Control, and Water Resources Development Acts. Related activities include aquatic plant control, monitoring of completed coastal projects, removal of sunken vessels, and the collection of domestic waterborne commerce statistics. This account funds all of the costs associated with protecting Corps of Engineers facilities from potential security threats. This appropriation also includes funds for National Emergency Preparedness under Executive Order 11490.

In accordance with Section 2406 of the National Energy Policy Act of 1992 (P.L. 102-486), the Secretary of the Army entered into an agreement with the Bonneville Power Administration for direct funding of hydropower activities in the Pacific Northwest beginning in FY 1999. The budget is proposing the direct funding of hydropower operation and maintenance for the three other Federal Power Marketing Administrations that sell power generated at Corps of Engineers facilities.

This account includes no funding for the operation and maintenance of the Comprehensive Everglades Restoration Plan (CERP), as these projects are in the study, design, and pilot program phases; therefore, funding the CERP, at this level would not have a significant impact on the overall Corps of Engineers civil works program in the 2005 budget year. The budget assumes continuation of the study and design phases and initiation of the pilot program phase for CERP. Most of the work scheduled for CERP over the next couple of years would not have a significant impact on the overall Corps of Engineers civil works program. Future levels of funding for operation and maintenance of CERP projects will depend on the pace of project construction and availability of funds. The impact of such future long-term funding on the overall Corps of Engineers civil works program cannot be determined at this time.

Object Classification (in millions of dollars)

Identification code 96-3123-0-1-300	2003 actual	2004 est.	2005 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	434	442	454
11.3 Other than full-time permanent	11	21	22
11.5 Other personnel compensation	22	28	29
11.7 Military personnel		1	1
11.9 Total personnel compensation	467	492	506
12.1 Civilian personnel benefits	109	109	112
13.0 Benefits for former personnel	2	2	1
21.0 Travel and transportation of persons	18	10	9
22.0 Transportation of things	8	5	4
23.1 Rental payments to GSA	13	5	4
23.2 Rental payments to others	2	2	1
23.3 Communications, utilities, and misc. chgs.	23	15	15
24.0 Printing and reproduction	1	1	1
25.1 Advisory and assistance services	4	3	2
25.2 Other services	276	236	230
25.3 Goods and services from Government accounts	301	210	205
25.4 Operation and maintenance of facilities	31	30	30
25.7 Operation and maintenance of equipment	8	5	5
26.0 Supplies and materials	35	20	15
31.0 Equipment	22	15	15
32.0 Land and structures	327	210	209
99.0 Direct obligations	1,647	1,370	1,364
99.0 Reimbursable obligations	110	95	96
99.9 Total new obligations	1,757	1,465	1,460

Personnel Summary

Identification code 96-3123-0-1-300	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	10,226	10,540	10,540

OPERATION AND MAINTENANCE

(Legislative proposal, not subject to PAYGO)

Program and Financing (in millions of dollars)

Identification code 96-3123-2-1-300	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.09 Multiple-purpose power projects			-150
01.92 Total direct program			-150

09.00 Reimbursable program activity			150
10.00 Total new obligations			
New budget authority (gross), detail:			
Discretionary:			
40.00 Appropriation			-150
68.00 Spending authority from offsetting collections: Offsetting collections (cash)			150
70.00 Total new budget authority (gross)			
Change in obligated balances:			
73.10 Total new obligations			
Offsets:			
Against gross budget authority and outlays:			
88.40 Offsetting collections (cash) from: Non-Federal sources			-150
Net budget authority and outlays:			
89.00 Budget authority			-150
90.00 Outlays			-150

The budget proposes to finance the costs of operation and maintenance of certain Corps of Engineers hydropower facilities directly from fees collected by the Southeastern Power Administration, the Southwestern Power Administration, and the Western Area Power Administration. Each year, these Power Marketing Administrations would provide an agreed upon amount to the Corps of Engineers for such expenses. The funds would be treated as an offsetting collection. The \$1,926,000,000 request for Operation and Maintenance for 2005 includes \$150,000,000 derived from such fees. A direct funding arrangement already is in place for the Bonneville Power Administration.

Object Classification (in millions of dollars)

Identification code 96-3123-2-1-300	2003 actual	2004 est.	2005 est.
25.7 Direct obligations: Operation and maintenance of PMA Hydropower projects			-150
99.0 Reimbursable obligations: Reimbursable obligations			150
99.9 Total new obligations			

SPECIAL RECREATION USER FEE

Unavailable Receipts (in millions of dollars)

Identification code 96-5383-0-2-301	2003 actual	2004 est.	2005 est.
01.99 Balance, start of year	40	47	38
Receipts:			
02.00 Special recreation use fees, Corps of Engineers	46	37	37
02.01 User fees, Fund for non-Federal use of disposal facilities	1	1	1
02.20 Special recreation use fees, Corps of Engineers, legislative proposal			7
02.99 Total receipts and collections	47	38	45
04.00 Total: Balances and collections	87	85	83
Appropriations:			
05.01 Special recreation user fee	-40	-47	-38
07.99 Balance, end of year	47	38	45

Program and Financing (in millions of dollars)

Identification code 96-5383-0-2-301	2003 actual	2004 est.	2005 est.
New budget authority (gross), detail:			
Discretionary:			
40.20 Appropriation (special fund)	40	47	38
41.00 Transferred to other accounts	-40	-47	-38
43.00 Appropriation (total discretionary)			
Net budget authority and outlays:			
89.00 Budget authority			
90.00 Outlays			

General and special funds—Continued

SPECIAL RECREATION USER FEE—Continued

The budget proposes a Corps recreation facility modernization initiative based on a model now employed by other federal recreation providers including the National Park Service and the Forest Service. Beginning in 2005, the Corps would be authorized to finance a portion of the cost of maintaining and upgrading recreation facilities through the collection of additional fees. The Corps also would be authorized to undertake six recreation demonstration projects to upgrade Corps recreation facilities at little or no cost to the federal government using new planning, management and financing arrangements with State and local government park authorities and private sector concessionaires. Under the request for the Construction, Operation and Maintenance, Mississippi River and Tributaries, and General Investigations accounts, the budget provides a total of \$269 million for recreation activities in 2005. The requested funds include \$6 million to upgrade recreation facilities related to the Lewis and Clark Bicentennial commemoration.

FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES PROGRAM

(Budget authority in millions of dollars)

Flood control, Mississippi River and tributaries:	2003 actual	2004 est.	2005 est.
Direct program:			
General fund	344	324	270
Rescission (P.L. 108-7)	-2		
Consolidated Appropriations (H.R. 2673)		-2	
Proposed Cancellation			-5
Rivers and harbors contributed funds (cost sharing, permanent appropriations)	62	36	37
Total direct program	404	358	302
Reimbursable program	33	25	25
Total program	437	383	327

FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES, ARKANSAS, ILLINOIS, KENTUCKY, LOUISIANA, MISSISSIPPI, MISSOURI, AND TENNESSEE

For expenses necessary for the flood damage reduction program for the Mississippi River alluvial valley below Cape Girardeau, Missouri, as authorized by law, **[\$324,222,000] \$270,000,000**, to remain available until expended: *Provided*, That the Secretary of the Army, acting through the Chief of Engineers, using \$12,000,000 of the funds provided herein, is directed to continue design and real estate activities and to initiate the pump supply contract for the Yazoo Basin, Yazoo Backwater Pumping Plant, Mississippi: *Provided further*, That the pump supply contract shall be performed by awarding continuing contracts in accordance with 33 U.S.C. 621: *Provided further*, That the Secretary of the Army, acting through the Chief of Engineers is directed, with funds previously appropriated, to continue construction of water withdrawal features of the Grand Prairie, Arkansas, project]. (*Energy and Water Development Appropriations Act, 2004*.)

Program and Financing (in millions of dollars)

Identification code 96-3112-0-1-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.01 General investigations	7	7	6
00.03 Construction	152	146	128
00.05 Maintenance	173	158	143
09.11 Reimbursable program	33	28	28
10.00 Total new obligations	365	339	305
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	2	12	20
22.00 New budget authority (gross)	375	347	290
23.90 Total budgetary resources available for obligation	377	359	310
23.95 Total new obligations	-365	-339	-305
24.40 Unobligated balance carried forward, end of year	12	20	5

New budget authority (gross), detail:

Discretionary:				
40.00	Appropriation	343	324	270
40.00	Appropriation (Homeland Security)	1		
40.35	Appropriation permanently reduced	-2	-2	
40.36	Unobligated balance permanently reduced			-5
43.00	Appropriation (total discretionary)	342	322	265
Spending authority from offsetting collections:				
68.00	Offsetting collections (cash)	34	25	25
68.10	Change in uncollected customer payments from Federal sources (unexpired)	-1		
68.90	Spending authority from offsetting collections (total discretionary)	33	25	25
70.00	Total new budget authority (gross)	375	347	290
Change in obligated balances:				
72.40	Obligated balance, start of year	42	37	109
73.10	Total new obligations	365	339	305
73.20	Total outlays (gross)	-369	-267	-305
74.00	Change in uncollected customer payments from Federal sources (unexpired)	1		
74.40	Obligated balance, end of year	37	109	109
Outlays (gross), detail:				
86.90	Outlays from new discretionary authority	325	261	218
86.93	Outlays from discretionary balances	44	6	87
87.00	Total outlays (gross)	369	267	305
Offsets:				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Federal sources	-34	-25	-25
Against gross budget authority only:				
88.95	Change in uncollected customer payments from Federal sources (unexpired)	1		
Net budget authority and outlays:				
89.00	Budget authority	342	322	265
90.00	Outlays	336	242	280

This appropriation funds planning, construction, and operation and maintenance activities associated with projects to reduce flood damage in the lower Mississippi River alluvial valley below Cape Girardeau, Missouri.

Object Classification (in millions of dollars)

Identification code 96-3112-0-1-301	2003 actual	2004 est.	2005 est.	
Direct obligations:				
Personnel compensation:				
11.1	Full-time permanent	79	80	82
11.3	Other than full-time permanent	3	3	3
11.5	Other personnel compensation	10	11	11
11.7	Military personnel	1	1	1
11.9	Total personnel compensation	93	95	97
12.1	Civilian personnel benefits	19	20	20
21.0	Travel and transportation of persons	5	5	5
23.1	Rental payments to GSA	3	3	3
23.3	Communications, utilities, and miscellaneous	3	3	3
24.0	Printing and reproduction	1	1	1
25.1	Advisory and assistance services	11	11	11
25.2	Other services	156	126	100
25.3	Purchase goods & svcs. fm Government	5	5	5
25.4	Operation and maintenance of facilities	1	1	1
26.0	Supplies and materials	4	4	4
31.0	Equipment	1	1	1
32.0	Land and structures	30	36	26
99.0	Direct obligations	332	311	277
99.0	Reimbursable obligations	33	28	28
99.9	Total new obligations	365	339	305

Personnel Summary

Identification code 96-3112-0-1-301	2003 actual	2004 est.	2005 est.	
Direct:				
1001	Total compensable workyears: Civilian full-time equivalent employment	1,626	1,600	1,600

FLOOD CONTROL AND COASTAL EMERGENCIES

For expenses necessary for emergency flood control, response to hurricanes and other natural disasters, and related activities, including the activities that the United States Army Corps of Engineers undertakes to ensure its readiness to respond to such emergencies, \$50,000,000, to remain available until expended.

Program and Financing (in millions of dollars)

Identification code 96-3125-0-1-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
Direct program:			
00.01 Disaster preparedness	16	25	25
00.02 Emergency operations	5	10	6
00.03 Rehabilitation	8	19	15
00.04 Advance measures	1	6	4
09.00 Reimbursable program activity	56	25	25
10.00 Total new obligations	86	85	75
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	71	134	72
22.00 New budget authority (gross)	149	23	74
23.90 Total budgetary resources available for obligation	220	157	146
23.95 Total new obligations	-86	-85	-75
24.40 Unobligated balance carried forward, end of year	134	72	71
New budget authority (gross), detail:			
Discretionary:			
40.00 Appropriation	15	50	50
40.00 Appropriation	60		
40.36 Unobligated balance permanently reduced			-1
41.00 Transferred to other accounts		-2	
42.00 Transferred from other accounts	2		
43.00 Appropriation (total discretionary)	77	-2	49
Spending authority from offsetting collections:			
68.00 Offsetting collections (cash)	53	25	25
68.10 Change in uncollected customer payments from Federal sources (unexpired)	19		
68.90 Spending authority from offsetting collections (total discretionary)	72	25	25
70.00 Total new budget authority (gross)	149	23	74
Change in obligated balances:			
72.40 Obligated balance, start of year	-49	-63	-61
73.10 Total new obligations	86	85	75
73.20 Total outlays (gross)	-81	-83	-50
74.00 Change in uncollected customer payments from Federal sources (unexpired)	-19		
74.40 Obligated balance, end of year	-63	-61	-34
Outlays (gross), detail:			
86.90 Outlays from new discretionary authority	4	12	38
86.93 Outlays from discretionary balances	77	71	12
87.00 Total outlays (gross)	81	83	50
Offsets:			
Against gross budget authority and outlays:			
Offsetting collections (cash) from:			
88.00 Federal sources	-12	-25	-25
88.40 Non-Federal sources	-41		
88.90 Total, offsetting collections (cash)	-53	-25	-25
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired)	-19		
Net budget authority and outlays:			
89.00 Budget authority	77	-2	49
90.00 Outlays	28	58	25

This account provides funds for emergency flood control, response to hurricanes and other natural disasters, and related activities, including preparedness, advance measures, flood fighting, emergency operations, providing potable water on an emergency basis, repair of certain non-Federal flood and storm damage reduction projects, and the planning, training, exercises, and other activities that the Corps of Engineers undertakes to ensure its readiness to respond to such emergencies. The budget provides the additional funding needed in a typical year to meet these emergency needs without disrupting activities in other program areas.

Object Classification (in millions of dollars)

Identification code 96-3125-0-1-301	2003 actual	2004 est.	2005 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	16	7	8
11.5 Other personnel compensation	2	2	2
11.9 Total personnel compensation	18	9	10
12.1 Civilian personnel benefits	4	2	2
21.0 Travel and transportation of persons	1	1	1
23.1 Rental payments to GSA	1	1	1
23.3 Communications, utilities, and miscellaneous charges	1	1	1
25.3 Other purchases of goods and services from Government accounts	1	39	28
31.0 Equipment	1	1	1
32.0 Land and structures	3	6	6
99.0 Direct obligations	30	60	50
99.0 Reimbursable obligations	56	25	25
99.9 Total new obligations	86	85	75

Personnel Summary

Identification code 96-3125-0-1-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	293	140	140

GENERAL INVESTIGATIONS PROGRAM

(Budget authority in millions of dollars)

General investigations:	2003 actual	2004 est.	2005 est.
Direct program:			
General fund	135	117	90
Rescission (P.L. 108-7)	-1		
Consolidated Appropriations (H.R. 2673)		-1	
Rivers and harbors contributed funds (cost sharing, permanent appropriation)	31	20	20
Total direct program:	165	136	110
Reimbursable program	51	9	9
Total program	216	145	119

GENERAL INVESTIGATIONS

For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood [control, shore protection] and storm damage reduction, aquatic ecosystem restoration, and related projects, restudy of authorized projects, miscellaneous investigations, and, when authorized by law, surveys and detailed studies and plans and specifications of projects prior to construction, [\$116,949,000] \$90,500,000, to remain available until expended: Provided, That for the Ohio Riverfront, Cincinnati, Ohio, project, the cost of planning and design undertaken by non-Federal interests shall be credited toward the non-Federal share of project design costs: Provided further, That in conducting the Southwest Valley Flood Damage Reduction Study, Albuquerque, New Mexico, the Secretary of the Army, acting through the Chief of Engineers, shall include an evaluation of flood damage reduction measures that would otherwise be excluded from the feasibility analysis based on policies regarding the frequency of flooding, the drainage areas, and the amount of runoff: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$250,000 for preconstruction engineering and design of Waikiki Beach, Oahu, Hawaii, the project to be designed and evaluated, as authorized: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use \$100,000 for the continuation and completion of feasibility studies of Kihei Beach, Maui, Hawaii: Provided further, That any recommendations for a National Economic Development Plan shall be accepted notwithstanding the extent of recreation benefits supporting the project features, in view of the fact that recreation is extremely important in sustaining and increasing the economic well-being of the State of Hawaii and the nation]. (Energy and Water Development Appropriations Act, 2004.)

General and special funds—Continued

GENERAL INVESTIGATIONS—Continued

Program and Financing (in millions of dollars)

Table with 4 columns: Identification code 96-3121-0-1-301, 2003 actual, 2004 est., 2005 est. Rows include Obligations by program activity, Budgetary resources available for obligation, New budget authority (gross), Change in obligated balances, Outlays (gross), Offsets, and Net budget authority and outlays.

This appropriation funds studies to determine the need, the engineering and economic feasibility, and the environmental and social suitability of solutions to water and related land resource problems; and funds preconstruction engineering and design, data collection, interagency coordination, and research. Because the Corps already has a large backlog of ongoing construction work, the budget limits funding for the study and design of additional projects.

Object Classification (in millions of dollars)

Table with 4 columns: Identification code 96-3121-0-1-301, 2003 actual, 2004 est., 2005 est. Rows include Direct obligations: Personnel compensation, Total personnel compensation, Civilian personnel benefits, Benefits for former personnel, Travel and transportation of persons, Rental payments to GSA, Communications, utilities, and miscellaneous, Printing and reproduction, Other services, Purchase of goods and services from Government accounts, Research and development contracts, Supplies and materials, Equipment, Direct obligations, Reimbursable obligations, Total new obligations.

Personnel Summary

Table with 4 columns: Identification code 96-3121-0-1-301, 2003 actual, 2004 est., 2005 est. Rows include Direct: 1001 Total compensable workyears: Civilian full-time equivalent employment.

REGULATORY PROGRAM

For expenses necessary for administration of laws pertaining to regulation of navigable waters and wetlands, **[\$140,000,000]** \$150,000,000, to remain available until expended. (Energy and Water Development Appropriations Act, 2004.)

Program and Financing (in millions of dollars)

Table with 4 columns: Identification code 96-3126-0-1-301, 2003 actual, 2004 est., 2005 est. Rows include Obligations by program activity, Budgetary resources available for obligation, New budget authority (gross), Change in obligated balances, Total new budget authority (gross).

Outlays (gross), detail:				
86.90	Outlays from new discretionary authority	127	133	144
86.93	Outlays from discretionary balances	14	12	7
87.00	Total outlays (gross)	141	145	151
Offsets:				
Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Federal sources	-1	-1	-1
Net budget authority and outlays:				
89.00	Budget authority	138	139	150
90.00	Outlays	140	144	150

This appropriation provides funds to administer laws pertaining to regulation of activities affecting U.S. waters, including wetlands, in accordance with the Rivers and Harbors Appropriation Act of 1899, the Clean Water Act, and the Marine Protection, Research and Sanctuaries Act of 1972.

The requested funds are needed to review and process permit applications, ensure compliance on permitted sites, protect important aquatic resources, and support watershed planning efforts in sensitive environmental areas in cooperation with States and local communities.

Object Classification (in millions of dollars)

Identification code 96-3126-0-1-301	2003 actual	2004 est.	2005 est.	
Direct obligations:				
Personnel compensation:				
11.1	Full-time permanent	80	76	78
11.3	Other than full-time permanent	2	2	2
11.5	Other personnel compensation	2	1	1
11.9	Total personnel compensation	84	79	81
12.1	Civilian personnel benefits	20	18	19
21.0	Travel and transportation of persons	3	4	4
22.0	Transportation of things	1	1	2
23.1	Rental payments to GSA	2	2	2
23.3	Communications, utilities, and miscellaneous	1	2	2
24.0	Printing and reproduction	1	1	1
25.1	Advisory and assistance services	2	3	3
25.2	Other services	6	8	9
25.3	Purchase goods & svcs. fm Government accts.	17	17	17
25.7	Operation and maintenance of equipment	1	1	2
26.0	Supplies and materials	1	2	2
31.0	Equipment	2	2	2
32.0	Land and structures	1	1	2
99.0	Direct obligations	142	141	148
99.0	Reimbursable obligations	1	1	1
99.9	Total new obligations	143	142	149

Personnel Summary

Identification code 96-3126-0-1-301	2003 actual	2004 est.	2005 est.	
Direct:				
1001	Total compensable workyears: Civilian full-time equivalent employment	1,465	1,465	1,465

FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

For expenses necessary to clean up contamination from sites in the United States resulting from work performed as part of the Nation's early atomic energy program, \$140,000,000, to remain available until expended. (*Energy and Water Development Appropriations Act, 2004.*)

Program and Financing (in millions of dollars)

Identification code 96-3130-0-1-053	2003 actual	2004 est.	2005 est.	
Obligations by program activity:				
00.01	Direct program activity	144	140	140
09.01	Reimbursable program	7		
10.00	Total new obligations	151	140	140
Budgetary resources available for obligation:				
21.40	Unobligated balance carried forward, start of year	2	2	1

22.00	New budget authority (gross)	150	139	140
23.90	Total budgetary resources available for obligation	152	141	141
23.95	Total new obligations	-151	-140	-140
24.40	Unobligated balance carried forward, end of year	2	1	1

New budget authority (gross), detail:

Discretionary:				
40.00	Appropriation	145	140	140
40.35	Appropriation permanently reduced	-1	-1	
43.00	Appropriation (total discretionary)	144	139	140
Spending authority from offsetting collections:				
68.00	Offsetting collections (cash)	7		
68.10	Change in uncollected customer payments from Federal sources (unexpired)	-1		
68.90	Spending authority from offsetting collections (total discretionary)	6		
70.00	Total new budget authority (gross)	150	139	140

Change in obligated balances:

72.40	Obligated balance, start of year	37	33	54
73.10	Total new obligations	151	140	140
73.20	Total outlays (gross)	-156	-119	-140
74.00	Change in uncollected customer payments from Federal sources (unexpired)	1		
74.40	Obligated balance, end of year	33	54	54

Outlays (gross), detail:

86.90	Outlays from new discretionary authority	113	83	84
86.93	Outlays from discretionary balances	43	36	56
87.00	Total outlays (gross)	156	119	140

Offsets:

Against gross budget authority and outlays:				
88.00	Offsetting collections (cash) from: Federal sources	-7		
Against gross budget authority only:				
88.95	Change in uncollected customer payments from Federal sources (unexpired)	1		

Net budget authority and outlays:

89.00	Budget authority	144	139	140
90.00	Outlays	148	119	140

This appropriation funds the cleanup of certain low-level radioactive materials and mixed wastes, located mostly at sites contaminated as a result of the Nation's early efforts to develop atomic weapons.

Object Classification (in millions of dollars)

Identification code 96-3130-0-1-053	2003 actual	2004 est.	2005 est.	
Direct obligations:				
11.1	Personnel compensation: Full-time permanent	7	8	8
12.1	Civilian personnel benefits	2	2	2
25.2	Other services	106	105	105
25.3	Other purchases of goods and services from Government accounts	21	20	20
32.0	Land and structures	8	5	5
99.0	Direct obligations	144	140	140
99.0	Reimbursable obligations	7		
99.9	Total new obligations	151	140	140

Personnel Summary

Identification code 96-3130-0-1-053	2003 actual	2004 est.	2005 est.	
Direct:				
1001	Total compensable workyears: Civilian full-time equivalent employment	130	140	140

GENERAL EXPENSES

For expenses necessary for general administration and related civil works functions in the headquarters of the United States Army Corps of Engineers, the offices of the Division Engineers, the Humphreys Engineer Center Support Activity, the Institute for Water Resources, the United States Army Engineer Research and Development Center, and the United States Army Corps of Engineers Finance Center, **[\$160,000]** \$167,000,000, to remain available until expended: *Pro-*

General and special funds—Continued

GENERAL EXPENSES—Continued

vided, That no part of any other appropriation provided in [title I of] this Act shall be available to fund the *civil works* activities of the Office of the Chief of Engineers or the *civil works* executive direction and management activities of the division offices[: *Provided further*, That none of these funds shall be available to support an office of congressional affairs within the executive office of the Chief of Engineers]. (*Energy and Water Development Appropriations Act, 2004.*)

Program and Financing (in millions of dollars)

Identification code 96-3124-0-1-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
Executive direction and management:			
00.01 Office, Chief of Engineers	51	52	53
00.02 Division offices	73	73	75
00.09 Humphreys Engineer Center support activity	12	17	18
00.11 Institute for Water Resources	5	4	4
00.12 USACE finance center	1	1	1
00.13 GE program accounts	7	13	17
09.00 Reimbursable program	5		
10.00 Total new obligations	154	160	168
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	2	7	6
22.00 New budget authority (gross)	159	159	167
23.90 Total budgetary resources available for obligation	161	166	173
23.95 Total new obligations	-154	-160	-168
24.00 Unobligated balance carried forward, end of year	7	6	5
New budget authority (gross), detail:			
Discretionary:			
40.00 Appropriation	155	160	167
40.35 Appropriation permanently reduced	-1	-1	
43.00 Appropriation (total discretionary)	154	159	167
68.00 Spending authority from offsetting collections: Offsetting collections (cash)	5		
70.00 Total new budget authority (gross)	159	159	167
Change in obligated balances:			
72.40 Obligated balance, start of year	34	30	26
73.10 Total new obligations	154	160	168
73.20 Total outlays (gross)	-158	-164	-166
74.40 Obligated balance, end of year	30	26	28
Outlays (gross), detail:			
86.90 Outlays from new discretionary authority	117	127	134
86.93 Outlays from discretionary balances	41	37	32
87.00 Total outlays (gross)	158	164	166
Offsets:			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources	-5		
Net budget authority and outlays:			
89.00 Budget authority	154	159	167
90.00 Outlays	152	164	166

This appropriation funds the executive direction and management, the centralized operations, and the administration of the Corps of Engineers at the following offices and facilities:

Headquarters, U.S. Army Corps of Engineers.—This office provides executive direction and management for the entire civil works program.

Offices of the Division Engineers.—The eight division offices supervise work in 38 district offices.

Humphreys Engineer Center Support Activity.—This support center provides administrative services (such as personnel, logistics, information management, and finance and accounting) for the Office of the Chief of Engineers and other separate field operating activities.

Institute for Water Resources.—This institute performs studies and analyses and develops planning techniques for the management and development of the Nation's water resources.

United States Army Corps of Engineers Finance Center.—This center provides centralized support for all Corps finance and accounting activities.

U.S. Army Engineer Research and Development Center.—This center manages all research and development for the civil works program.

Object Classification (in millions of dollars)

Identification code 96-3124-0-1-301	2003 actual	2004 est.	2005 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	85	95	98
11.3 Other than full-time permanent	1	1	1
11.5 Other personnel compensation	1	1	1
11.7 Military personnel	4	4	4
11.9 Total personnel compensation	91	101	104
12.1 Civilian personnel benefits	21	21	21
12.2 Accrued retirement	2	2	2
13.0 Benefits for former personnel	1	1	1
21.0 Travel and transportation of persons	4	4	4
23.1 Rental payments to GSA	5	5	5
23.2 Rental payments to others	1	1	1
23.3 Communications, utilities, and miscellaneous	4	4	4
24.0 Printing and reproduction	1	1	1
25.2 Other services	13	10	12
25.3 Purchase goods & svcs. fm Government accts.	6	8	11
26.0 Supplies and materials	1	1	1
31.0 Equipment	1	1	1
99.0 Direct obligations	151	160	168
99.0 Reimbursable obligations	3		
99.9 Total new obligations	154	160	168

Personnel Summary

Identification code 96-3124-0-1-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	1,066	1,095	1,095

PAYMENT TO SOUTH DAKOTA TERRESTRIAL WILDLIFE HABITAT RESTORATION TRUST FUND

Program and Financing (in millions of dollars)

Identification code 96-3129-0-1-306	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.01 Payment to SD Terrestrial Wildlife Habitat Restoration Trust Fund	10	10	10
10.00 Total new obligations (object class 25.2)	10	10	10
Budgetary resources available for obligation:			
22.00 New budget authority (gross)	10	10	10
23.95 Total new obligations	-10	-10	-10
New budget authority (gross), detail:			
Mandatory:			
60.00 Appropriation	10	10	10
Change in obligated balances:			
73.10 Total new obligations	10	10	10
73.20 Total outlays (gross)	-10	-10	-10
Outlays (gross), detail:			
86.97 Outlays from new mandatory authority	10	10	10
Net budget authority and outlays:			
89.00 Budget authority	10	10	10
90.00 Outlays	10	10	10

This fund makes payments to the South Dakota Terrestrial Wildlife Habitat Restoration Trust Fund, established by the Water Resources Act of 1999 (P.L. 106-53).

WASHINGTON AQUEDUCT

Program and Financing (in millions of dollars)

Identification code 96-3128-0-1-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.01 Direct program activity	2		
10.00 Total new obligations (object class 25.2)	2		
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	1		
23.95 Total new obligations	-2		
New budget authority (gross), detail:			
Mandatory:			
69.00 Offsetting collections (cash)	9	2	1
69.47 Portion applied to repay debt	-9	-2	-1
69.90 Spending authority from offsetting collections (total mandatory)			
Change in obligated balances:			
72.40 Obligated balance, start of year	1	1	
73.10 Total new obligations	2		
73.20 Total outlays (gross)	-2	-1	
74.40 Obligated balance, end of year	1		
Outlays (gross), detail:			
86.98 Outlays from mandatory balances	2	1	
Offsets:			
Against gross budget authority and outlays:			
88.40 Offsetting collections (cash) from: Non-Federal sources	-9	-2	-1
Net budget authority and outlays:			
89.00 Budget authority	-9	-2	-1
90.00 Outlays	-7	-1	-1

The Washington Aqueduct supplies drinking water to the District of Columbia and to Arlington and Falls Church, Virginia. The Safe Drinking Water Act Amendments of 1996 authorized the Corps to borrow limited amounts from Treasury from FY 1997 through FY 1999 to improve the water system, to be repaid over time by the customers of the Aqueduct. (P.L. 104-182, section 306)

PERMANENT APPROPRIATIONS

Unavailable Receipts (in millions of dollars)

Identification code 96-9921-0-2-999	2003 actual	2004 est.	2005 est.
01.99 Balance, start of year	17	22	24
Receipts:			
02.00 Licenses under Federal Power Act, improvements of navigable water	7	9	9
02.20 Receipts from leases of lands acquired for flood control, naviga	12	9	9
02.99 Total receipts and collections	19	18	18
04.00 Total: Balances and collections	36	40	42
Appropriations:			
05.00 Permanent appropriations	-14	-16	-16
07.99 Balance, end of year	22	24	26

Program and Financing (in millions of dollars)

Identification code 96-9921-0-2-999	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.02 Maintenance and operation of dams and other im- provements of navigable waters	7	8	8
00.03 Payments to States	7	8	8
10.00 Total new obligations	14	16	16
Budgetary resources available for obligation:			
22.00 New budget authority (gross)	14	16	16
23.95 Total new obligations	-14	-16	-16
New budget authority (gross), detail:			
Mandatory:			
60.20 Appropriation (special fund)	14	16	16

Change in obligated balances:

72.40 Obligated balance, start of year	3	3	
73.10 Total new obligations	14	16	16
73.20 Total outlays (gross)	-11	-16	-16
74.40 Obligated balance, end of year	3	3	3

Outlays (gross), detail:

86.97 Outlays from new mandatory authority	11	16	16
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Net budget authority and outlays:

89.00 Budget authority	14	16	16
90.00 Outlays	11	16	16

This account covers the following three permanent appropriations:

Hydraulic mining debris reservoir.—The Corps uses fees paid by Pacific Gas and Electric Company to help maintain the Eglebright Dam, Yuba River, CA, mine debris restraining works and associated hydropower generation facilities. (33 U.S.C. 683)

Maintenance and operation of dams and other improvements of navigable waters.—The Corps uses its share of certain fees levied by the Federal Energy Regulatory Commission (on the private use of Federal property, including facilities and land; private construction and operation of water management and appurtenant facilities; and private benefit from headwater improvement by others) for construction, operation, and maintenance of Federal water management facilities. (16 U.S.C. 810(a))

Payments to States.—In lieu of taxes, the Corps pays to States three-fourths of the rent received from the lease of Federal lands acquired for flood control, navigation, and allied purposes. (33 U.S.C. 701c-3)

Object Classification (in millions of dollars)

Identification code 96-9921-0-2-999	2003 actual	2004 est.	2005 est.
Direct obligations:			
11.1 Personnel compensation: Full-time permanent	1	1	1
13.0 Benefits for former personnel	1	1	1
25.2 Other services	4	5	5
41.0 Grants, subsidies, and contributions	6	7	7
99.0 Direct obligations	12	14	14
99.5 Below reporting threshold	2	2	2
99.9 Total new obligations	14	16	16

Personnel Summary

Identification code 96-9921-0-2-999	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	18	20	20

Intragovernmental funds:

REVOLVING FUND

Program and Financing (in millions of dollars)

Identification code 96-4902-0-4-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
Operating Expenses:			
09.01 Plant and equipment services	525	507	507
09.02 Warehousing (GPRA)	7	7	7
09.03 Shop and facility services	1,665	1,672	1,672
09.04 General administrative services	1,522	1,305	1,305
09.09 Total operating expenses	3,719	3,491	3,491
Capital Investment:			
09.20 Land and structures	71	13	13
09.21 Dredges	15	13	31
09.22 Other floating plant	27	33	21
09.23 Land-based equipment	5	6	2
09.24 Tools, office furniture, and equipment	15	14	6

Intragovernmental funds—Continued

REVOLVING FUND—Continued

Program and Financing (in millions of dollars)—Continued

Identification code 96-4902-0-4-301	2003 actual	2004 est.	2005 est.
09.29 Total capital investment	133	79	73
10.00 Total new obligations	3,852	3,570	3,564
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	57	80	57
22.00 New budget authority (gross)	3,875	3,547	3,547
23.90 Total budgetary resources available for obligation	3,932	3,627	3,604
23.95 Total new obligations	-3,852	-3,570	-3,564
24.40 Unobligated balance carried forward, end of year	80	57	40
New budget authority (gross), detail:			
Mandatory:			
69.00 Offsetting collections (cash)	3,871	3,547	3,547
69.10 Change in uncollected customer payments from Federal sources (unexpired)	4		
69.90 Spending authority from offsetting collections (total mandatory)	3,875	3,547	3,547
Change in obligated balances:			
72.40 Obligated balance, start of year	845	910	933
73.10 Total new obligations	3,852	3,570	3,564
73.20 Total outlays (gross)	-3,783	-3,547	-3,547
74.00 Change in uncollected customer payments from Federal sources (unexpired)	-4		
74.40 Obligated balance, end of year	910	933	950
Outlays (gross), detail:			
86.97 Outlays from new mandatory authority	3,783	3,547	3,547
Offsets:			
Against gross budget authority and outlays:			
88.00 Offsetting collections (cash) from: Federal sources	-3,871	-3,547	-3,547
Against gross budget authority only:			
88.95 Change in uncollected customer payments from Federal sources (unexpired)	-4		
Net budget authority and outlays:			
89.00 Budget authority			
90.00 Outlays	-87		

This revolving fund provides for the acquisition, operation, and maintenance of plant and equipment used in civil works functions; and for temporary financing of services chargeable to civil works appropriations. In addition, payments are made into the fund when other agencies or entities use facilities acquired by the fund.

Object Classification (in millions of dollars)

Identification code 96-4902-0-4-301	2003 actual	2004 est.	2005 est.
21.0 Travel and transportation of persons	24	24	24
22.0 Transportation of things	1	1	1
23.1 Rental payments to GSA	12	12	12
23.2 Rental payments to others	1	1	1
23.3 Communications, utilities, and miscellaneous charges	31	31	29
24.0 Printing and reproduction	19	19	17
25.1 Advisory and assistance services	1	1	1
25.2 Other services	3,397	3,115	3,115
25.3 Other purchases of goods and services from Government accounts	147	147	145
25.7 Operation and maintenance of equipment	11	11	11
26.0 Supplies and materials	150	150	150
31.0 Equipment	39	39	39
32.0 Land and structures	17	17	17
42.0 Insurance claims and indemnities	1	1	1
44.0 Refunds	1	1	1
99.9 Total new obligations	3,852	3,570	3,564

HARBOR MAINTENANCE TRUST FUND

Unavailable Receipts (in millions of dollars)

Identification code 96-8863-0-7-301	2003 actual	2004 est.	2005 est.
01.99 Balance, start of year	1,850	2,001	2,279

Receipts:				
02.00	User fees, Harbor maintenance trust fund	758	812	886
02.40	Earnings on investments, Harbor maintenance trust fund	-21	95	120
02.99	Total receipts and collections	737	907	1,006
04.00	Total: Balances and collections	2,587	2,908	3,285
Appropriations:				
05.00	Operations and maintenance	-14	-14	-16
05.01	Harbor maintenance trust fund	-33	-12	-10
05.02	Harbor maintenance trust fund	-536	-600	-600
05.03	Customs and Border Protection	-3	-3	-3
05.99	Total appropriations	-586	-629	-629
07.99	Balance, end of year	2,001	2,279	2,656

Program and Financing (in millions of dollars)

Identification code 96-8863-0-7-301	2003 actual	2004 est.	2005 est.	
Obligations by program activity:				
00.01	Direct program activity	536	600	600
00.02	Dredged material disposal facilities	33	12	10
10.00	Total new obligations	569	612	610
Budgetary resources available for obligation:				
22.00	New budget authority (gross)	569	612	610
23.95	Total new obligations	-569	-612	-610
New budget authority (gross), detail:				
Discretionary:				
40.26	Appropriation (Construction general)	33	12	10
40.26	Appropriation (Operations & maintenance)	536	600	600
43.00	Appropriation (total discretionary)	569	612	610
Change in obligated balances:				
73.10	Total new obligations	569	612	610
73.20	Total outlays (gross)	-569	-612	-610
Outlays (gross), detail:				
86.90	Outlays from new discretionary authority	569	612	610
Net budget authority and outlays:				
89.00	Budget authority	569	612	610
90.00	Outlays	569	612	610
Memorandum (non-add) entries:				
92.01	Total investments, start of year: Federal securities: Par value	1,804	1,943	1,833
92.02	Total investments, end of year: Federal securities: Par value	1,943	1,833	1,833

The Harbor Maintenance Trust Fund is authorized under the Harbor Maintenance Revenue Act of 1986 (P.L. 99-662, Title XIV), as amended. Revenue is derived from receipts from a 0.125 percent *ad valorem* tax imposed upon commercial users of specified U.S. ports, Saint Lawrence Seaway tolls, and investment interest. The budget shows all activity related to the Harbor Maintenance Trust Fund as occurring within this account, rather than in the Construction and Operation and Maintenance accounts.

The Harbor Maintenance Revenue Act authorized expenditures from this fund to finance up to 100 percent of Corps of Engineers harbor operation and maintenance costs, including the operation and maintenance of Great Lakes navigation projects. The fund fully finances the operation and maintenance of the Saint Lawrence Seaway Development Corporation. Public Law 104-303 authorized the Federal share of construction costs for facilities under the dredged material disposal facilities program to be derived from the fund.

The North American Free Trade Agreement Implementation Act (P.L. 103-182, section 683), authorized payment from the fund of administrative expenses incurred by the Department of the Treasury, the Corps of Engineers, and the Department of Commerce related to administration of the harbor maintenance tax, but not to exceed \$5,000,000 for any fiscal year.

A 1995 decision by the United States Court of International Trade, *United States Shoe Corp. v. United States* (Case No.

94-11-00668), found the harbor maintenance tax unconstitutional under the export clause of the Constitution (Article I, section 9, clause 5), and enjoined the Customs Service from collecting the tax on exports. The Supreme Court affirmed that decision on March 31, 1998.

Object Classification (in millions of dollars)

Identification code 96-8863-0-7-301	2003 actual	2004 est.	2005 est.
11.1 Personnel compensation: Full-time permanent	154	158	162
12.1 Civilian personnel benefits	35	38	39
21.0 Travel and transportation of persons	6	10	10
22.0 Transportation of things	3	6	6
23.1 Rental payments to GSA	4	6	6
23.2 Rental payments to others	1	3	3
23.3 Communications, utilities, and miscellaneous charges	8	10	10
25.1 Advisory and assistance services	1	2	2
25.2 Other services	95	95	95
25.3 Other purchases of goods and services from Government accounts	102	105	102
25.4 Operation and maintenance of facilities	10	12	12
25.7 Operation and maintenance of equipment	3	5	4
26.0 Supplies and materials	12	15	14
31.0 Equipment	7	11	10
32.0 Land and structures	128	136	135
99.9 Total new obligations	569	612	610

Personnel Summary

Identification code 96-8863-0-7-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	3,074	3,070	3,070

Trust Funds

INLAND WATERWAYS TRUST FUND

Unavailable Receipts (in millions of dollars)

Identification code 20-8861-0-7-301	2003 actual	2004 est.	2005 est.
01.99 Balance, start of year	392	383	389
Receipts:			
02.00 Transfer from general fund, Inland waterways revenue act taxes	90	94	95
02.40 Interest and profits on investments in public debt securities, I	3	17	19
02.99 Total receipts and collections	93	111	114
04.00 Total: Balances and collections	485	494	503
Appropriations:			
05.00 Inland waterways trust fund	-102	-105	-115
07.99 Balance, end of year	383	389	388

Program and Financing (in millions of dollars)

Identification code 20-8861-0-7-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.01 Direct program activity	102	105	115
10.00 Total new obligations	102	105	115
Budgetary resources available for obligation:			
22.00 New budget authority (gross)	102	105	115
23.95 Total new obligations	-102	-105	-115
New budget authority (gross), detail:			
Discretionary:			
40.26 Appropriation (trust fund)	102	105	115
Change in obligated balances:			
72.40 Obligated balance, start of year	19	9	16
73.10 Total new obligations	102	105	115
73.20 Total outlays (gross)	-112	-98	-114
74.40 Obligated balance, end of year	9	16	17

Outlays (gross), detail:

86.90 Outlays from new discretionary authority	93	89	98
86.93 Outlays from discretionary balances	19	9	16
87.00 Total outlays (gross)	112	98	114
Net budget authority and outlays:			
89.00 Budget authority	102	105	115
90.00 Outlays	112	98	114

Memorandum (non-add) entries:

92.01 Total investments, start of year: Federal securities:			
Par value	405	384	
92.02 Total investments, end of year: Federal securities:			
Par value	384		

The Inland Waterways Trust Fund is authorized under the Inland Waterways Revenue Act of 1978 (P.L. 95-502), as amended by the Water Resources Development Act of 1986 (P.L. 99-662). Revenue is derived from taxes imposed on fuel for vessels engaged in commercial waterway transportation, plus investment interest. The budget shows all activity related to the Inland Waterways Trust Fund as occurring within this account, rather than in the Construction account.

The fund is used to pay one-half of the construction and major rehabilitation costs of specified Federal inland waterways projects.

Object Classification (in millions of dollars)

Identification code 20-8861-0-7-301	2003 actual	2004 est.	2005 est.
11.1 Personnel compensation: Full-time permanent	10	10	10
12.1 Civilian personnel benefits	1	1	2
21.0 Travel and transportation of persons	1	1	2
23.1 Rental payments to GSA	1	1	2
23.3 Communications, utilities, and miscellaneous charges	1	1	2
24.0 Printing and reproduction	1	1	2
25.1 Advisory and assistance services	9	10	10
25.2 Other services	50	52	50
25.3 Other purchases of goods and services from Government accounts	5	5	5
25.5 Research and development contracts	1	1	1
26.0 Supplies and materials	1	1	2
31.0 Equipment	1	1	2
32.0 Land and structures	20	20	25
99.9 Total new obligations	102	105	115

Personnel Summary

Identification code 20-8861-0-7-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	161	190	190

RIVERS AND HARBORS CONTRIBUTED FUNDS

Unavailable Receipts (in millions of dollars)

Identification code 96-8862-0-7-301	2003 actual	2004 est.	2005 est.
01.99 Balance, start of year			
Receipts:			
02.20 Contributions, Rivers and harbors, other than port and harbor us	466	278	287
04.00 Total: Balances and collections	466	278	287
Appropriations:			
05.00 Rivers and harbors contributed funds	-466	-278	-287
07.99 Balance, end of year			

Program and Financing (in millions of dollars)

Identification code 96-8862-0-7-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
General investigations:			
00.01 Where required for an authorized Federal study	45	17	17

RIVERS AND HARBORS CONTRIBUTED FUNDS—Continued

Program and Financing (in millions of dollars)—Continued

Identification code 96-8862-0-7-301	2003 actual	2004 est.	2005 est.
00.02 Where not required for an authorized Federal study	7	7	7
Construction:			
00.03 Where required for an authorized Federal project	189	220	220
Flood control, Mississippi River and tributaries:			
00.05 Where required for an authorized feature	51	16	16
00.06 Where not required for an authorized Federal project	3	2	2
Maintenance:			
00.07 Where required for an authorized Federal project	6	43	43
00.08 Where not required for an authorized Federal project	2	6	6
Coastal Wetlands:			
00.09 Coastal wetlands restoration: Where required for projects	153	6	6
10.00 Total new obligations	456	317	317
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	251	261	223
22.00 New budget authority (gross)	466	278	287
23.90 Total budgetary resources available for obligation	717	539	510
23.95 Total new obligations	-456	-317	-317
24.40 Unobligated balance carried forward, end of year	261	223	193
New budget authority (gross), detail:			
Mandatory:			
60.26 Appropriation (trust fund)	466	278	287
Change in obligated balances:			
72.40 Obligated balance, start of year	112	127	169
73.10 Total new obligations	456	317	317
73.20 Total outlays (gross)	-441	-275	-283
74.40 Obligated balance, end of year	127	169	203
Outlays (gross), detail:			
86.97 Outlays from new mandatory authority	309	167	172
86.98 Outlays from mandatory balances	132	108	111
87.00 Total outlays (gross)	441	275	283
Net budget authority and outlays:			
89.00 Budget authority	466	278	287
90.00 Outlays	441	275	283

Funds are contributed by non-Federal interests for use on improvements of rivers and harbors. This includes cost-sharing contributions for the study, design, construction, and operation and maintenance of authorized Federal projects; as well as contributions of 100 percent of the costs of other work.

Object Classification (in millions of dollars)

Identification code 96-8862-0-7-301	2003 actual	2004 est.	2005 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	29	27	27
11.3 Other than full-time permanent	1	1	1
11.5 Other personnel compensation	1	1	1
11.9 Total personnel compensation	31	29	29
12.1 Civilian personnel benefits	7	7	7
13.0 Benefits for former personnel	1	13	13
25.2 Other services	416	267	267
99.0 Direct obligations	455	316	316
99.5 Below reporting threshold	1	1	1
99.9 Total new obligations	456	317	317

Personnel Summary

Identification code 96-8862-0-7-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	579	580	580

COASTAL WETLANDS RESTORATION PROGRAM

(Budget authority in millions of dollars)

	2003 actual	2004 est.	2005 est.
Coastal wetlands restoration:			
Corps of Engineers	8	1	6
Environmental Protection Agency	20	1	18
Fish & Wildlife Service	10	4	14
National Marine Fisheries Service	-12	39	12
Natural Resources Conservation Service	23	13	8
Undistributed balance	8	1	5
Rivers and harbors contributed funds (cost sharing, permanent appropriation)	1	1	1
Total program	58	60	64

COASTAL WETLANDS RESTORATION TRUST FUND

Program and Financing (in millions of dollars)

Identification code 96-8333-0-7-301	2003 actual	2004 est.	2005 est.
Obligations by program activity:			
00.01 Direct program activity	49	95	84
10.00 Total new obligations	49	95	84
Budgetary resources available for obligation:			
21.40 Unobligated balance carried forward, start of year	200	208	172
22.00 New budget authority (gross)	57	59	63
23.90 Total budgetary resources available for obligation	257	267	235
23.95 Total new obligations	-49	-95	-84
24.40 Unobligated balance carried forward, end of year	208	172	151
New budget authority (gross), detail:			
Mandatory:			
62.00 Transferred from other accounts	57	59	63
Change in obligated balances:			
72.40 Obligated balance, start of year	105	119	164
73.10 Total new obligations	49	95	84
73.20 Total outlays (gross)	-34	-50	-100
74.40 Obligated balance, end of year	119	164	148
Outlays (gross), detail:			
86.98 Outlays from mandatory balances	34	50	100
Net budget authority and outlays:			
89.00 Budget authority	57	59	63
90.00 Outlays	34	50	100

The Coastal Wetlands Planning, Protection and Restoration Act (P.L. 101-646, Title III) directs the Secretary of the Interior to distribute to the Coastal Wetlands Restoration Trust Fund a portion of the amounts appropriated each fiscal year from the Sport Fish Restoration Account. The Louisiana Coastal Wetlands Conservation and Restoration Task Force, an interagency task force (including the Corps, Environmental Protection Agency, Fish and Wildlife Service, Natural Resources Conservation Service, and National Marine Fisheries Service) chaired by the Secretary of the Army, uses these funds to provide for planning the creation, protection, and restoration of coastal wetlands in the State of Louisiana.

Object Classification (in millions of dollars)

Identification code 96-8333-0-7-301	2003 actual	2004 est.	2005 est.
11.1 Personnel compensation: Full-time permanent	2	2	2
25.2 Other services	2	7	5
25.3 Other purchases of goods and services from Government accounts	42	80	72
32.0 Land and structures	3	6	5
99.9 Total new obligations	49	95	84

Personnel Summary

Identification code 96-8333-0-7-301	2003 actual	2004 est.	2005 est.
Direct:			
1001 Total compensable workyears: Civilian full-time equivalent employment	32	30	30

SOUTH DAKOTA TERRESTRIAL WILDLIFE HABITAT RESTORATION
TRUST FUND

Unavailable Receipts (in millions of dollars)

Identification code 96-8217-0-7-306	2003 actual	2004 est.	2005 est.
01.99 Balance, start of year	43	54	67
Receipts:			
02.40 Payment from the general fund, South Dakota terres- trial wildlife	10	10	10
02.41 Earnings on investments, South Dakota terrestrial wildlife habit	1	3	4
02.99 Total receipts and collections	11	13	14
04.00 Total: Balances and collections	54	67	81
07.99 Balance, end of year	54	67	81

Program and Financing (in millions of dollars)

Identification code 96-8217-0-7-306	2003 actual	2004 est.	2005 est.
Net budget authority and outlays:			
89.00 Budget authority			
90.00 Outlays			
Memorandum (non-add) entries:			
92.01 Total investments, start of year: Federal securities: Par value	42	53	70
92.02 Total investments, end of year: Federal securities: Par value	53	70	70

This fund, authorized in the Water Resources Development Act of 1999 (P.L. 106-53), supports wildlife habitat restoration efforts undertaken by the State of South Dakota. The establishment of this fund satisfies the Federal obligation under the Fish and Wildlife Coordination Act (16 U.S.C. 1661 et. seq.) to mitigate for the loss of habitat due to flooding from the Oahe and Big Bend projects, which were part of the Pick-Sloan Missouri River Basin program.

ADMINISTRATIVE PROVISIONS

Appropriations in this title shall be available for official reception and representation expenses (not to exceed \$5,000); and during the current fiscal year the Revolving Fund, Corps of Engineers, shall be available for purchase (not to exceed 100 for replacement only) and hire of passenger motor vehicles. (*Energy and Water Development Appropriations Act, 2004.*)

GENERAL PROVISIONS

CORPS OF ENGINEERS—CIVIL

SEC. 101. [Agreements] *Beginning in fiscal year 2005 and thereafter, agreements proposed for execution by the Assistant Secretary of the Army for Civil Works or the United States Army Corps of Engineers [after the date of the enactment of this Act] pursuant to section 4 of the Rivers and Harbor Act of 1915, Public Law 64-291; section 11 of the River and Harbor Act of 1925, Public Law 68-585; the Civil Functions Appropriations Act, 1936, Public Law 75-208; section 215 of the Flood Control, Act of 1968, as amended, Public Law 90-483; sections 104, 203, and 204 of the Water Resources Development Act of 1986, as amended, Public Law 99-662; section 206 of the Water Resources Development Act of 1992, as amended, Public Law 102-580; section 211 of the Water Resources Development Act of 1996, Public Law 104-303; and any other specific project authority, shall be limited to credits and reimbursements per project not to exceed \$10,000,000 in each fiscal year, and total credits and reimbursements for all applicable projects not to exceed \$50,000,000 in each fiscal year.*

SEC. 102. [None of the funds appropriated in this or any other Act may be used by the United States Army Corps of Engineers to support activities related to the proposed Ridge Landfill in Tuscarawas County, Ohio.] *Of the funds previously made available for construction of the following projects under the headings, "Construction, General", "Flood Control, Mississippi River and Tributaries,*

Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee", and "Flood Control and Coastal Emergencies", all amounts that remain unobligated as of the effective date of this Act are hereby cancelled:

Elba Levee Rehabilitation, Elba, Alabama; Geneva Levee Rehabilitation, Geneva, Alabama; Environmental Infrastructure, Alaska; St. George Harbor, Alaska; Galena Emergency Bank Stabilization, Alaska; Homer Spit, Alaska; Kake Dam, Alaska; Wrangell Harbor, Alaska; Red River Below Denison Dam (Bowie County Levee), Arkansas; Louisiana and Texas; Grand Prairie Region, Arkansas; Hawaii Water Management, Hawaii; Hawaii Water Systems Technical Assistance, Hawaii; Kaunapau Harbor, Hawaii; Calumet Region, Indiana; Little Calumet River Basin (Cady Marsh Ditch), Indiana; Carr Creek Lake, Kentucky; Southern and Eastern Kentucky, Kentucky; Jackson County Industrial Water Supply, Mississippi; Sowsashee Creek, Meridian, Mississippi; Yazoo Basin, Backwater Pump, Mississippi; Nashua (Combined Sewer Overflow), New Hampshire; Joseph G. Minish Historic Waterfront Park, New Jersey; Atlantic Coast of New York City, Rockaway Inlet to Norton Point, New York; Hudson River (New York City to Waterford/Athens), New York; Onondaga Lake Stormwater Management, New York; Devils Lake, North Dakota; Ohio, Ohio; Lackawanna River, Scranton (Green Ridge section), Pennsylvania; South Central Pennsylvania Environmental Improvement Program, Pennsylvania; West Virginia and Pennsylvania Flood Control, Pennsylvania and West Virginia; Lakes Marion and Moultrie, South Carolina; Black Fox, Murfree and Oakland Springs Wetland, Murfreesboro, Tennessee; Cumberland County Water Supply, Tennessee; Dallas Floodway Extension, Trinity River Project, Texas; Waterbury Dam, Vermont; Levisa and Tug Forks of the Big Sandy River and Upper Cumberland River, West Virginia, Virginia, and Kentucky; Central West Virginia Environmental Infrastructure, West Virginia; Southern West Virginia Environmental Infrastructure Program, West Virginia; and Northern Wisconsin Environmental Assistance, Wisconsin.

SEC. 103. *Of the funds previously made available for maintenance of the Yazoo Basin, Big Sunflower River, Mississippi, project under the heading, "Flooding Control, Mississippi River and Tributaries, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee", all amounts that remain unobligated as of the effective date of this Act are hereby cancelled.*

[SEC. 103. None of the funds appropriated in this Act, or any other Act, shall be used to demonstrate or implement any plans divesting or transferring of any Civil Works missions, functions, or responsibilities for the United States Army Corps of Engineers to other government agencies without specific direction in a subsequent Act of Congress.]

[SEC. 104. None of the funds appropriated in this or any other Act may be used by the United States Army Corps of Engineers to support activities related to the proposed Indian Run Sanitary Landfill in Sandy Township, Stark County, Ohio.]

[SEC. 105. ALAMOGORDO, NEW MEXICO. The project for flood protection at Alamogordo, New Mexico, authorized by the Flood Control Act of 1962 (Public Law 87-874), is modified to authorize and direct the Secretary to construct a flood detention basin to protect the north side of the City of Alamogordo, New Mexico, from flooding. The flood detention basin shall be constructed to provide protection from a 100-year flood event. The project cost share for the flood detention basin shall be consistent with section 103(a) of the Water Resources Development Act of 1986, notwithstanding section 202(a) of the Water Resources Development Act of 1996.]

[NAMING OF LOCK AND DAM 3, ALLEGHENY RIVER, PENNSYLVANIA

Sec. 106. (a) DESIGNATION.—Lock and dam numbered 3 on the Allegheny River, Pennsylvania, shall be known and designated as the "C.W. Bill Young Lock and Dam".

(b) LEGAL REFERENCES.—A reference in any law, regulation, document, record, map, or other paper of the United States to the lock and dam referred to in subsection (a) shall be deemed to be a reference to the "C.W. Bill Young Lock and Dam".

[SEC. 107. The Secretary of the Army may utilize continuing contracts in carrying out the studying, planning, or designing of a water resources project prior to the authorization of the project for construction.]

[SEC. 108. The Secretary is authorized to remove and dispose of oil bollards and associated debris in Burlington Harbor, Vermont.]

[SEC. 109. KAKE DAM REPLACEMENT, KAKE, ALASKA TECHNICAL CORRECTIONS. Section 105, Public Law 106-377, is amended by striking "\$7,000,000" and inserting "\$11,000,000 at full Federal expense".]

CORPS OF ENGINEERS—CIVIL—Continued

[NAMING OF LOCK AND DAM 3, ALLEGHENY RIVER, PENNSYLVANIA—Continued

[SEC. 110. DEAUTHORIZATION OF PROJECT FOR NAVIGATION, PAWTUXET COVE, RHODE ISLAND. (a) IN GENERAL.—The portions of the project for navigation, Pawtuxet Cove, Rhode Island, authorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1173) and described in subsection (b) shall no longer be authorized after the date of enactment of this Act.

(b) DESCRIPTIONS.—The portions of the project referred to in subsection (a) are the following:

(1) Beginning at a point along the western edge of the 6-foot channel just south of the 6-foot turning basin: N247,856.00, E530,338.00, thence running north 51 degrees 44 minutes 12.5 seconds west 214.77 feet to a point N247,989.00, E530,169.37, thence running north 13 degrees 14 minutes 48.8 seconds west 149.99 feet to a point N248,135.00, E530,135.00, thence running north 44 degrees 11 minutes 7.4 seconds east 137.77 feet to a point N248,233.79, E530,231.02, thence running north 3 degrees 58 minutes 18.8 seconds west 300.00 feet to a point N248,533.07, E530,210.24 thence running north 86 degrees 1 minute 34.3 seconds east 35.00 feet to a point N248,535.50, E530,245.16, thence running south 3 degrees 58 minutes 21.0 seconds east 342.49 feet to a point N248,193.83, E530,268.88, thence running south 44 degrees 11 minutes 7.4 seconds west 135.04 feet to a point N248,097.00, E530,174.77, thence running south 13 degrees 14 minutes 48.8 seconds east 85.38 feet to a point N248,013.89, E530,194.33, thence running south 51 degrees 44 minutes 12.5 seconds east 166.56 feet to a point N247,910.74, E530,325.11 thence running south 13 degrees 14 minutes 49.2 seconds east 56.24 feet to the point of origin.

(2) Beginning at a point along the eastern edge of the 6-foot channel opposite the 6-foot turning basin: N248,180.00, E530,335.00, thence running south 32 degrees 12 minutes 35.3 seconds east 88.25 feet to a point N248,105.33, E530,382.04, thence running south 13 degrees 14 minutes 49.2 seconds east 138.48 feet to a point N247,970.53, E530,413.77, thence running north 32 degrees 12 minutes 35.3 seconds west 135.42 feet to a point N248,085.12, E530,341.59, thence running north 3 degrees 58 minutes 21.0 seconds west 95.11 feet to the point of origin.

(3) Beginning at a point along the eastern edge of the channel adjacent to the 6-foot entrance channel: N246,630.77, E530,729.17, thence running south 13 degrees 14 minutes 49.2 seconds east 35.55 feet to a point N246,596.16, E530,737.32, thence running south 51 degrees 31 minutes 38.6 seconds east 283.15 feet to a point N246,420.00, E530,959.00, thence running north 47 degrees 28 minutes 37.2 seconds west 311.84 feet returning to a point N246,630.77, E530,729.17.]

[SEC. 111. (a) The Secretary of the Army is authorized to provide technical, planning, design and construction assistance to non-Federal interests to remedy adverse environmental and human health impacts in Ottawa County, Oklahoma. In providing assistance, the Secretary shall coordinate with the State, Tribal, and local interests. The Secretary may undertake implementation of such activities as the Secretary determines to be necessary or advisable to demonstrate practicable alternatives, such activities shall include measures to address lead exposure and other environmental problems related to historical mining activities in the area.

(b) In carrying out subsection (a), the Secretary may utilize, through contracts or other means, the services of the University of Oklahoma, the Oklahoma Department of Environmental Quality, or such other entities as the Secretary determines to be appropriate.

(c) Notwithstanding any other provision of law, the Secretary shall not incur liability under the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.) for activities undertaken pursuant to this section.

(d) Non-Federal interests shall be responsible for providing any necessary lands, easements or rights-of-way required for implementation of activities authorized by this section and shall be responsible for operating and maintaining any restoration alternatives constructed or carried out pursuant to this section. All other costs shall be borne by the Federal Government.

(e) There is authorized to be appropriated \$15,000,000 to carry out the purposes of this section.]

[SEC. 112. The amount of \$2,000,000 previously provided under the heading "Construction, General" in title I of the Energy and Water Development Appropriations Act, 2003, division D of Public

Law 108–7, is to be used to provide technical assistance at full Federal expense, to Alaskan communities to address the serious impacts of coastal erosion.]

[SEC. 113. ST. GEORGES BRIDGE, DELAWARE. None of the funds made available in this Act may be used to carry out any activity relating to closure or removal of the St. Georges Bridge across the Intracoastal Waterway, Delaware River to Chesapeake Bay, Delaware and Maryland, including a hearing or any other activity relating to preparation of an environmental impact statement concerning the closure or removal.]

[SEC. 114. Section 214(a) of Public Law 106–541 is amended by striking "2003" and inserting "2005".]

[SEC. 115. The Secretary of the Army, acting through the Chief of Engineers, shall direct construction of Alternative 1 (Northeast Corner) for the project authorized in section 353 of Public Law 105–277 notwithstanding any other provision of law.]

[SEC. 116. The Secretary of the Army, acting through the Chief of Engineers, is authorized to undertake appropriate planning, design, and construction measures for wildfire prevention and restoration in the Middle Rio Grande bosque in and around the City of Albuquerque. Work shall be directed toward those portions of the bosque which have been damaged by wildfire or are in imminent danger of damage from wildfire due to heavy fuel loads and impediments to emergency vehicle access.]

[SEC. 117. Section 595 of the Water Resources Development Act of 1999 (113 Stat. 383; 117 Stat. 142) is amended—

(1) by striking the section heading and inserting the following:

"SEC. 595. IDAHO, MONTANA, RURAL NEVADA, NEW MEXICO, AND RURAL UTAH.";

(2) in subsection (a)—

(A) by redesignating paragraphs (1) through (3) as subparagraphs (A) through (C), respectively;

(B) by striking (a) and all that follows through "means—" and inserting the following:

"(a) DEFINITIONS.—In this section:

"(1) RURAL NEVADA.—The term 'rural Nevada' means"; and

(C) by adding at the end the following:

"(2) RURAL UTAH.—The term 'rural Utah' means—

"(A) the counties of Box Elder, Cache, Rich, Tooele, Morgan, Summit, Daggett, Wasatch, Duchesne, Uintah, Juab, Sanpete, Carbon, Millard, Sevier, Emery, Grand, Beaver, Piute, Wayne, Iron, Garfield, San Juan, and Kane, Utah; and

"(B) the portions of Washington County, Utah, that are located outside the city of St. George, Utah.";

(3) in subsections (b) and (c), by striking "Nevada, Montana, and Idaho" and inserting "Idaho, Montana, rural Nevada, New Mexico, and rural Utah"; and

(4) in subsection (h), by striking "2001—" and all that follows and inserting "2001 \$25,000,000 for each of Idaho, Montana, New Mexico, and rural Utah, to remain available until expended.".]

[SEC. 118. Section 560(f) of Public Law 106–53 is amended by striking "\$5,000,000" and inserting "\$7,500,000".]

[SEC. 119. Section 219(f) of the Water Resources Development Act of 1992 (Public Law 102–580; 106 Stat. 4835), as amended by section 502(b) of the Water Resources Development Act of 1999 (Public Law 106–53; 113 Stat. 335) and section 108(d) of title I of division B of the Miscellaneous Appropriations Act, 2001 (as enacted by Public Law 106–554; 114 Stat. 2763A–220), is further amended by adding at the end the following:

"(71) CORONADO, CALIFORNIA.—\$10,000,000 is authorized for wastewater infrastructure, Coronado, California.".]

[SEC. 120. Section 592(g) of the Water Resources Development Act of 1999 (Public Law 106–53; 113 Stat. 380) is amended by striking "\$25,000,000 for the period beginning with fiscal year 2000" and inserting "\$100,000,000".]

[SEC. 121. PARK RIVER, GRAFTON, NORTH DAKOTA. Section 364(5) of the Water Resources Development Act of 1999 (113 Stat. 314) is amended—

(1) by striking "\$18,265,000" and inserting "\$21,075,000"; and

(2) by striking "\$9,835,000" and inserting "\$7,025,000".]

[SEC. 122. SCHUYLKILL RIVER PARK, PHILADELPHIA, PENNSYLVANIA. The Secretary of the Army shall provide technical, planning, design, and construction assistance for Schuylkill River Park, Philadelphia, Pennsylvania, in accordance with section 564(c) of the Water Resources Development Act of 1996 (Public Law 104–303; 110 Stat. 3785), as contained in the February 2003 report of the Philadelphia District based on regional economic development benefits, at a Federal share of 50 percent and a non-Federal share of 50 percent.]

[SEC. 123. GWYNNS FALLS WATERSHED, BALTIMORE, MARYLAND. The Secretary of the Army shall implement the project for ecosystem restoration, Gwynns Falls, Maryland, in accordance with the Baltimore Metropolitan Water Resources-Gwynns Falls Watershed Feasibility Report prepared by the Corps of Engineers and the City of Baltimore, Maryland.]

[SEC. 124. SNAKE RIVER CONFLUENCE INTERPRETATIVE CENTER, CLARKSTON, WASHINGTON. (a) **IN GENERAL.**—The Secretary of the Army, acting through the Chief of Engineers (referred to in this section as the “Secretary”) is authorized and shall carry out a project to plan, design, construct, furnish, and landscape a federally owned and operated Collocated Civil Works Administrative Building and Snake River Confluence Interpretative Center, as described in the Snake River Confluence Center Project Management Plan.

(b) **LOCATION.**—The project—

(1) shall be located on Federal property at the confluence of the Snake River and the Clearwater River, near Clarkston, Washington; and

(2) shall be considered to be a capital improvement of the Clarkston office of the Lower Granite Project.

(c) **EXISTING STRUCTURES.**—In carrying out the project, the Secretary may demolish or relocate existing structures.

(d) **COST SHARING.**—

(1) **TOTAL COST.**—The total cost of the project shall not exceed \$3,500,000 (excluding interpretative displays).

(2) **FEDERAL SHARE.**—The Federal share of the cost of the project shall be \$3,000,000.

(3) **NON-FEDERAL SHARE.**—

(A) **IN GENERAL.**—The non-Federal share of the cost of the project—

(i) shall be \$500,000; and

(ii) may be provided—

(I) in cash; or

(II) in kind, with credit accorded to the non-Federal sponsor for provision of all necessary services, replacement facilities, replacement land (not to exceed 4 acres), easements, and rights-of-way acceptable to the Secretary and the non-Federal sponsor.

(B) **INTERPRETIVE EXHIBITS.**—In addition to the non-Federal share described in subparagraph (A), the non-Federal sponsor shall fund, operate, and maintain all interpretative exhibits under the project.]

[SEC. 125. FLOOD DAMAGE REDUCTION, MILL CREEK, CINCINNATI, OHIO. The Secretary of the Army is directed to complete the General Reevaluation Report on the Mill Creek, Ohio, project within 15 months of enactment of this Act at 100 percent Federal cost. The report shall provide plans for flood damage reduction throughout the basin equivalent to and commensurate with that afforded by the authorized, partially implemented, Mill Creek, Ohio, Flood Damage Reduction Project, as authorized in section 201 of the Flood Control Act of 1970 (Public Law 91-611).]

[SEC. 126. LAKES MARION AND MOULTRIE, SOUTH CAROLINA. Section 219(f)(25) of the Water Resources Development Act of 1992 (113 Stat. 336; 114 Stat. 2763A-220) is amended—

(1) by striking “\$15,000,000” and inserting “\$35,000,000”; and

(2) by inserting “wastewater treatment and” before “water supply”.]

[SEC. 127. Section 219(f) of the Water Resources Development Act of 1992 (106 Stat. 4835; 113 Stat. 335-337; 114 Stat. 2763A-220-221) is amended by adding at the end the following: “CHARLESTON, SOUTH CAROLINA.—\$5,000,000 for wastewater infrastructure, including wastewater collection systems, Charleston, South Carolina.”]

[SEC. 128. AMERICAN RIVER WATERSHED, CALIFORNIA. (a) **IN GENERAL.**—The Secretary of the Army is authorized to carry out the project for flood damage reduction and environmental restoration, American River Watershed, California, substantially in accordance with the plans, and subject to the conditions, described in the Report of the Chief of Engineers dated November 5, 2002, at a total cost of \$257,300,000, with an estimated Federal cost of \$201,200,000 and an estimated non-Federal cost of \$56,100,000; except that the Secretary is authorized to accept funds from State and local governments and other Federal agencies for the purpose of constructing a permanent bridge instead of the temporary bridge described in the recommended plan and may construct such permanent bridge if all additional costs for such bridge, above the \$36,000,000 provided for in the recommended plan for bridge construction, are provided by such governments or agencies.

(b) **EXPEDITING BRIDGE DESIGN AND CONSTRUCTION.**—The Secretary, in cooperation with appropriate non-Federal interests, shall immediately commence appropriate studies for, and the design of, a permanent bridge (including an evaluation of potential impacts of bridge construction on traffic patterns and identification of alternatives for mitigating such impacts) and, upon execution of a cost-sharing agreement with such non-Federal interests, shall proceed to construction of the bridge as soon as practicable; except that such studies, design, and construction shall not adversely affect the schedule of design or construction of authorized projects for flood damage reduction.]

[SEC. 129. AMERICAN AND SACRAMENTO RIVERS, CALIFORNIA. The project for flood damage reduction, American and Sacramento Rivers, California, authorized by section 101(a)(1) of the Water Resources Development Act of 1996 (110 Stat. 3662-3663) and modified by section 366 of the Water Resources Development Act of 1999 (113 Stat. 319-320), is further modified to direct the Secretary to carry out the project, at a total cost of \$205,000,000.]

[SEC. 130. PLACER AND EL DORADO COUNTIES, CALIFORNIA. (a) **ESTABLISHMENT OF PROGRAM.**—The Secretary of the Army may establish a program to provide environmental assistance to non-Federal interests in Placer and El Dorado Counties, California.

(b) **FORM OF ASSISTANCE.**—Assistance under this section may be in the form of design and construction assistance to improve the efficiency and use of existing water supplies in Placer and El Dorado Counties through water and wastewater projects, programs, and infrastructure.

(c) **OWNERSHIP REQUIREMENT.**—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(d) **PARTNERSHIP AGREEMENTS.**—

(1) **IN GENERAL.**—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) **REQUIREMENTS.**—Each partnership agreement entered into under this subsection shall provide for the following:

(A) **PLAN.**—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) **LEGAL AND INSTITUTIONAL STRUCTURES.**—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—The Federal share of the project costs under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be in the form of grants or reimbursements of project costs.

(B) **CREDIT FOR WORK.**—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) **CREDIT FOR INTEREST.**—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project's costs.

(D) **LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.**—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but not to exceed 25 percent of total project costs.

(E) **OPERATION AND MAINTENANCE.**—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(e) **APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.**—Nothing in this section waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(f) **NONPROFIT ENTITIES.**—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project

CORPS OF ENGINEERS—CIVIL—Continued

[NAMING OF LOCK AND DAM 3, ALLEGHENY RIVER, PENNSYLVANIA—
Continued

undertaken under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(g) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at 100 percent Federal expense.

(h) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000. Such sums shall remain available until expended.]

[SEC. 131. SACRAMENTO AREA, CALIFORNIA. Section 219(f)(23) of the Water Resources Development Act of 1992 (106 Stat. 4835–4836; 113 Stat. 336) is amended by striking “\$25,000,000” and inserting “\$35,000,000”.]

[SEC. 132. UPPER KLAMATH BASIN, CALIFORNIA. (a) DEFINITION OF UPPER KLAMATH BASIN.—In this section, the term “Upper Klamath Basin” means the counties of Klamath, Oregon, and Siskiyou and Modoc, California.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary of the Army may establish a program to provide environmental assistance to non-Federal interests in the Upper Klamath Basin.

(c) FORM OF ASSISTANCE.—Assistance under this section may be in the form of design and construction assistance to improve the efficiency and use of existing water supplies in the Upper Klamath Basin through water and wastewater and ecosystem restoration projects, programs, and infrastructure.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the project costs under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project's costs.

(D) LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but not to exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(h) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at 100 percent Federal expense.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$25,000,000. Such sums shall remain available until expended.]

[SEC. 133. ADDITIONAL ASSISTANCE FOR CRITICAL PROJECTS. Section 219(f) of the Water Resources Development Act of 1992 (106 Stat. 4835; 113 Stat. 335–337; 114 Stat. 2763A–220–221) is amended by adding at the end the following:

“(71) PLACER AND EL DORADO COUNTIES, CALIFORNIA.—\$35,000,000 to improve the efficiency and use of existing water supplies in Placer and El Dorado Counties, California, through water and wastewater projects, programs, and infrastructure.

“(72) LASSEN, PLUMAS, BUTTE, SIERRA, AND NEVADA COUNTIES, CALIFORNIA.—\$25,000,000 to improve the efficiency and use of existing water supplies in the counties of Lassen, Plumas, Butte, Sierra, and Nevada, California, through water and waste water projects, programs, and infrastructure.”.]

[SEC. 134. BRIDGE AUTHORIZATION. There is authorized to be appropriated \$30,000,000 for the construction of the permanent bridge described in section 128(a).]

[SEC. 135. Section 504(a)(2) of the Water Resources Development Act of 1999 (113 Stat. 338) is amended by striking “Kehly Run Dam” and inserting “Kehly Run Dams”.]

[SEC. 136. The McClellan-Kerr Arkansas River navigation project, authorized under the comprehensive plan for the Arkansas River Basin by section 3 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved June 28, 1938 (52 Stat. 1218) and section 10 of the Flood Control Act of 1946 (60 Stat. 647) and where applicable the provisions of the River and Harbor Act of 1946 (60 Stat. 634) and modified by section 108 of the Energy and Water Development Appropriations Act, 1988 (101 Stat. 1329–112), is further modified to authorize a project depth of 12 feet.]

[SEC. 137. The Secretary shall provide credit to the non-Federal sponsor for preconstruction engineering and design work performed by the non-Federal sponsor for the environmental dredging project at Ashtabula River, Ohio, prior to execution of a Project Cooperation Agreement.]

[SEC. 138. GATEWAY POINT, NORTH TONAWANDA, NEW YORK. The Secretary shall review the shoreline stabilization, recreation, and public access components of the feasibility report for waterfront development at Gateway Point, North Tonawanda, New York, entitled “City of North Tonawanda, Gateway Point Feasibility”, dated February 6, 2003, and prepared by the non-Federal interest and, if the Secretary determines that those components meet the evaluation and design standards of the Corps of Engineers and that the components are feasible, may carry out the components at a Federal cost not to exceed \$3,300,000.]

[SEC. 139. CHICAGO RIVER AND HARBOR ILLINOIS. Those portions of the projects for navigation, Chicago River and Chicago Harbor, authorized by the River and Harbor Act of March 3, 1899, (30 Stat. 1129) extending 50 feet riverward of the existing dock wall on the south side of the channel from Lake Street to Franklin Street and 25 feet riverward of the existing dock wall on the south side of the channel from Franklin Street to Wabash Avenue, and those areas within 20 feet of the bridge abutments on the south side of the channel for the length of the protection bridge piers from the Franklin Street Bridge to the Michigan Avenue Bridge shall no longer be authorized after the date of enactment of this Act.]

[SEC. 140. SAN FRANCISCO, CALIFORNIA. CAPITAL IMPROVEMENT PROJECT.—

(1) ESTABLISHMENT OF OFFICE.—The Secretary shall establish a centralized office at the office of the district engineer, San Francisco, California, for the use of all Federal and State agencies that are or will be involved in issuing permits and conducting environmental reviews for the capital improvement project to repair and upgrade the water supply and delivery system for the city of San Francisco.

(2) CONTRIBUTIONS.—The Secretary may use the authority under section 214 of the Water Resources Development Act of 2000 (33 U.S.C. 2201 note) for the project described in paragraph (1).

(3) PROTECTION OF IMPARTIAL DECISIONMAKING.—In carrying out this section, the Secretary and the heads of Federal agencies receiving funds under such section 214 for the project described in paragraph (1) shall ensure that the use of the funds accepted under such section for such project will not impact impartial decision making with respect to the issuance of permits, either substantively or procedurally, or diminish, modify, or otherwise affect the statutory or regulatory authorities of such agencies.]

[SEC. 141. WOLF LAKE, INDIANA. The project for aquatic ecosystem restoration, Wolf Lake, Indiana, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the project cooperation agreement for the project if the Secretary determines that the work is integral to the project.]

[SEC. 142. COOK COUNTY, ILLINOIS. The Secretary of the Army is directed to credit up to \$80,000 for design work completed by non-Federal interests, prior to and after the signing of the project cooperation agreement, toward the non-Federal share of the project for Calumet and Burr Oaks Schools Sewer Improvements, Cook County, Illinois, authorized by section 219(f)(54) of the Water Resources Development Act of 1992 (Public Law 102-580, as amended), if the Secretary determines that the work is integral to the project.]

[SEC. 143. LOS ANGELES HARBOR, LOS ANGELES, CALIFORNIA. The project for navigation, Los Angeles Harbor, Los Angeles, California, authorized by section 101(b)(5) of the Water Resources Development Act of 2000 (114 Stat. 2577), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of the planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines the work is integral to the project.]

[SEC. 144. SAN LORENZO RIVER, CALIFORNIA. The project for flood control, San Lorenzo River, California, authorized by section 101(a)(5) of the Water Resources Development Act of 1996 (110 Stat. 3663), is modified to direct the Secretary to credit not more than \$2,000,000 toward the non-Federal share of the cost of the project for the cost of the work carried out by the non-Federal interest before the date of the project cooperation agreement for the project if the Secretary determines the work is integral to the project.]

[SEC. 145. CALUMET REGION, INDIANA. Section 219(f)(12) of the Water Resources Development Act of 1992 (113 Stat. 335) is amended—

- (1) by striking “\$10,000,000” and inserting “\$30,000,000”; and
- (2) by striking “Lake and Porter” and inserting “Benton, Jasper, Lake, Newton, and Porter”.]

[SEC. 146. The Secretary of the Army, acting through the Chief of Engineers, is authorized to construct the project for flood control, Meramec River Basin, Valley Park Levee, Missouri, originally authorized by Public Law 97-128 (95 Stat. 1682) and modified by section 1128 of WRDA 1986 and section 333 of WRDA 1999, at a maximum Federal expenditure of \$50,000,000.]

[SEC. 147. The project for flood control, Saw Mill Run, Pennsylvania, authorized by section 401(a) of Public Law 99-662 (100 Stat. 4124) and modified by section 301(a) of Public Law 104-303 (110 Stat. 3708), is further modified to authorize the Secretary to carry out the project at a total cost of \$22,000,000, with an estimated Federal cost of \$16,500,000 and an estimated non-Federal cost of \$5,500,000.]

[SEC. 148. The project for flood control, Roanoke River Upper Basin, Virginia, authorized by section 401(a) of Public Law 99-662 (100 Stat. 4126), is further modified to authorize the Secretary to construct the project at a total cost of \$61,700,000, with an estimated Federal cost of \$43,000,000 and an estimated non-Federal cost of \$18,700,000.]

[SEC. 149. The project for harbor deepening, Brunswick Harbor, Georgia, authorized by section 101(a)(19), Public Law 106-53, and amended by the fiscal year 2003 Consolidated Appropriations Act, Public Law 108-7, is further modified to authorize the Secretary to construct the project at a total cost of \$96,276,000 with an estimated Federal cost of \$61,709,000 and an estimated non-Federal cost of \$34,567,000.]

[SEC. 150. The project for flood control, Lackawanna River at Olyphant, Pennsylvania, authorized by section 101(16) of Public Law 102-580 (106 Stat. 4797), is modified to authorize the Secretary to carry out the project at a total cost of \$23,000,000, with an estimated

Federal cost of \$17,250,000 and an estimated non-Federal cost of \$5,750,000.]

[SEC. 151. PERRY CREEK, IOWA. The project for flood protection, Perry Creek Flood Control Project, Sioux City, Iowa, authorized under section 401(a) of the Water Resources Development Act of 1986, is modified to increase the project authorization to \$96,870,000 (Federal cost of \$58,677,000 and non-Federal cost of \$38,193,000).]

[SEC. 152. ELIZABETH RIVER, CHESAPEAKE, VIRGINIA. Section 358 of Public Law 106-53 is modified by striking “September 30, 1999,” and inserting “May 1, 1997.”.]

[SEC. 153. Section 219(f) of the Water Resources Development Act of 1992 is amended by adding at the end the following:

“(71) \$6,430,000 for environmental infrastructure for Indianapolis, Indiana;”.]

[SEC. 154. MISSISSIPPI RIVER AND BIG MUDDY RIVER, ILLINOIS. (a) IN GENERAL.—The project for flood control, Mississippi River and Big Muddy River, Illinois, authorized by the Flood Control Act of 1938, is modified to authorize the Secretary to carry out repair and rehabilitation of the project at a total cost of \$22,600,000, with an estimated Federal cost of \$16,950,000 and an estimated non-Federal cost of \$5,650,000, and to perform operation and maintenance of the project thereafter.

(b) OTHER ASSISTANCE.—Federal assistance made available through the Department of Agriculture may be used toward payment of the non-Federal share of the costs of the repair and rehabilitation under this section.

(c) UNITED STATES LANDS.—Costs under this section for the repair and rehabilitation allocable to the protection of lands owned by the United States shall be a Federal responsibility. The Secretary shall seek reimbursement from the Secretary of Agriculture for the costs allocated to protecting lands owned by the Department of Agriculture.

(d) OPERATION AND MAINTENANCE OF NON-FEDERAL LANDS.—The cost of operation and maintenance under this section allocated to protecting non-Federal lands shall be a non-Federal responsibility.]

[SEC. 155. MOSS LAKE, LOUISIANA. The Secretary of the Army, acting through the Chief of Engineers, is authorized to carry out a project to restore lake depths at Moss Lake, Louisiana, adjacent to the Calcasieu River and Pass channel at a total project cost of \$2,500,000.]

[SEC. 156. The project for navigation, Manatee Harbor, Florida, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4093), and modified by section 102(j) of the Water Resources Development Act of 1990 (104 Stat. 4612), is further modified—

(1) to include the construction of an extension of the south channel a distance of approximately 1584 feet consistent with the general reevaluation report, dated April 2002, prepared by the Jacksonville District Corps of Engineers, at a total cost of \$11,300,000, with an estimated Federal cost of \$8,475,000 and an estimated non-Federal cost of \$2,825,000;

(2) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of in-kind services and materials provided for the project by the non-Federal interest;

(3) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(4) to authorize the Secretary to carry out the project as modified at a total cost of \$61,500,000.]

[SEC. 157. HARRIS GULLY, HARRIS COUNTY, TEXAS.

(a) STUDY.—

(1) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction in the Harris Gully watershed, Harris County, Texas, to provide flood protection for the Texas Medical Center, Houston, Texas.

(2) USE OF LOCAL STUDIES AND PLANS.—In conducting the study, the Secretary shall use, to the extent practicable, studies and plans developed by the non-Federal interest if the Secretary determines that such studies and plans meet the evaluation and design standards of the Corps of Engineers.

(3) COMPLETION DATE.—The Secretary shall complete the study by July 1, 2004.

(b) CRITICAL FLOOD DAMAGE REDUCTION MEASURES.—The Secretary may carry out critical flood damage reduction measures that the Secretary determines are feasible and that will provide immediate

CORPS OF ENGINEERS—CIVIL—Continued

[NAMING OF LOCK AND DAM 3, ALLEGHENY RIVER, PENNSYLVANIA—Continued

and substantial flood damage reduction benefits in the Harris Gully watershed, at a Federal cost of \$7,000,000.

(c) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that such work is integral to the project.

(d) NONPROFIT ENTITY.—Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), a nonprofit entity may, with the consent of the local government, serve as a non-Federal interest for the project undertaken under this section.】

【SEC. 158. The Secretary may carry out the Reach J, Segment 1, element of the project for hurricane and storm damage reduction, Morganza to the Gulf of Mexico, Louisiana, in accordance with the report of the Chief of Engineers, dated August 23, 2002, and supplemental report dated July 22, 2003, at a total cost of \$4,000,000.】 (*Energy and Water Development Appropriations Act, 2004.*)

【SEC. 117. Of the funds provided in Public Law 108–7, under the heading of “Department of Defense—Civil”, “Department of the Army”, “Corps of Engineers—Civil”, “Construction, General”, the Secretary of the Army, acting through the Chief of Engineers, is directed to proceed with the construction of the False Pass, Alaska, project, in accordance with the Report of the Chief of Engineers, dated December 29, 2000.】

【SEC. 118. The Secretary of the Army, acting through the Chief of Engineers, is hereby authorized and directed to design the Central Riverfront Part project on the Ohio Riverfront in Cincinnati, Ohio, as described in the Central Riverfront Park Master Plan performed by the City of Cincinnati, dated December 1999, and the Section 905(b) analysis, performed by the Louisville District of the Corps of Engineers, dated August 2002. The cost of project work undertaken by the non-Federal interests, including but not limited to prior and current planning and design, shall be credited toward the non-Federal share of design costs.】

【SEC. 119. The Secretary of the Army, acting through the Chief of Engineers, is directed to use any remaining available funds from funds appropriated in Public Law 101–101 for the Hamlet City Lake, North Carolina, project to provide assistance in carrying out any authorized water-related infrastructure projects in Richmond County, North Carolina.】

【SEC. 120. The Secretary of the Army, acting through the Chief of Engineers, is directed to snag and clear existing debris including trees in Deep River, near Lake Station, Indiana, under Section 208 of the Flood Control Act of 1954, as amended.】

【SEC. 121. Section 117, subsection (4), of the Energy and Water Development Appropriations Act, 2004, is amended to read as follows:

“(4) in subsection (h), by striking ‘2001—’ and all that follows and inserting ‘2001—\$100,000,000 for Rural Nevada, and \$25,000,000 for each of Idaho, Montana, New Mexico, and rural Utah, to remain available until expended.’”】

【SEC. 122. The Secretary of the Army, acting through the Chief of Engineers, is directed to use any remaining available funds from funds appropriated and made available in Public Law 103–316 for construction of the Savannah Harbor Deepening Project, Savannah, Georgia, for the Savannah Harbor Expansion Project, Savannah, Georgia.】

【SEC. 123. The Secretary of the Army, acting through the Chief of Engineers, is directed to proceed with the construction of the Columbia River Channel Improvements, Oregon and Washington, project in accordance with the Report of the Chief of Engineers, dated December 23, 1999, and the economic justification and environmental features stated therein, as amended by the Final Supplemental Environmental Impact Statement dated January 28, 2003.】

【SEC. 124. The Secretary of the Army, acting through the Chief of Engineers, is directed to use previously appropriated funds to proceed with design and initiative construction to complete the Stillwater, Minnesota, Levee and Flood Control project.】 (*Division H, H.R. 2673, Consolidated Appropriations Bill, 2004.*)

Note: Section 167, Division H, HR 2673, Consolidated Appropriations Bill, 2004, appropriates additional amounts for the Army Corps of Engineers for 2004. The language is presented with the Government-wide general provisions.

ALLOCATIONS RECEIVED FROM OTHER ACCOUNTS

Note.—Obligations incurred under allocations from other accounts are shown in the schedules of the parent appropriation as follows:

State and Private Forestry, Forest Service, Department of Agriculture.

Construction, National Park Service, Department of the Interior.

Federal Aid to Highways, Miscellaneous Studies, Reports, and Projects; Federal Highway Administration, Department of Transportation.

Bonneville Power Administration Fund (Power Marketing Administration), Department of Energy.