

At the end of Title I, add the following:

101

1 SECTION 1. LAKE PONTCHARTRAIN, LOUISIANA.

2 (a) AUTHORITY OF SECRETARY OF THE ARMY.—The
3 project authorized by section 204 of Flood Control Act
4 of 1965 (Public Law 89–298; 79 Stat. 1077) and modified
5 by section 7012(a)(2) of the Water Resources Develop-
6 ment Act of 2007 (Public Law 110–114; 121 Stat. 1279),
7 the Emergency Supplemental Appropriations Act for De-
8 fense, the Global War on Terror, and Hurricane Recovery,
9 2006 (Public Law 109–234; 120 Stat. 454) and Supple-
10 mental Appropriations Act, 2008 (Public Law 110–252;
11 122 Stat. 2350) is further modified to authorize the Sec-
12 retary of the Army to construct a pumping station that
13 shall be specifically designed to evacuate storm water from
14 the area known as Hoey’s Basin, as—

15 (1) generally described in the report entitled
16 “U.S. Army Corps of Engineers Individual Environ-
17 mental Report #5; Permanent Protection System
18 for the Outfall Canals project on 17th Street, Orle-
19 ans Avenue, and London Avenue Canals”; and

20 (2) more specifically described under the
21 “Pump to the Mississippi River” option contained in
22 the report described in paragraph (1).

23 (b) AUTHORIZED COST.—The total cost of the
24 project authorized under subsection (a) shall be
25 \$205,000,000.

1 (c) FEDERAL SHARE.—The Federal share of the cost
2 of the project authorized under this Act shall be performed
3 only in accordance with the Federal cost share provided
4 for under the Emergency Supplemental Appropriations
5 Act for Defense, the Global War on Terror, and Hurricane
6 Recovery, 2006 (P.L. 109–234; 120 Stat. 454) and the
7 Supplemental Appropriations Act, 2008 (P.L. 110–252;
8 122 Stat. 2350).

9 (d) DEFINITIONS.—In this section:

10 (1) PROJECT.—The term “project” means the
11 project for permanent pumps and canal modifica-
12 tions authorized by section 204 of Flood Control Act
13 of 1965 (Public Law 89–298; 79 Stat. 1077), modi-
14 fied by section 7012(a)(2) of the Water Resources
15 Development Act of 2007 (Public Law 110–114;
16 121 Stat. 1279), the Emergency Supplemental Ap-
17 propriations Act for Defense, the Global War on
18 Terror, and Hurricane Recovery, 2006 (Public Law
19 109-234; 120 Stat. 454) and the Supplemental Ap-
20 propriations Act, 2008 (Public Law 110–252; 122
21 Stat. 2350); and further modified by section (a) of
22 this Act.

23 (2) PROJECT REPORT.—The term “project re-
24 port” means the report—

1 (A) submitted by the Secretary to Con-
2 gress;

3 (B) dated August 30, 2007; and

4 (C) provided in response to the require-
5 ments described in section 4303 of the U.S.
6 Troop Readiness, Veterans' Care, Katrina Re-
7 covery, and Iraq Accountability Appropriations
8 Act, 2007 (Public Law 110–28; 121 Stat. 154)
9 as the basis for complying with the require-
10 ments of—

11 (i) the project; and

12 (ii) the modifications to the 17th
13 Street, Orleans Avenue, and London Ave-
14 nue canals in and near the city of New Or-
15 leans carried out under the project.

16 (3) SECRETARY.—The term “Secretary” means
17 the Secretary of the Army.

18 (e) DUTIES OF THE SECRETARY.—

19 (1) STUDY; REPORT.—

20 (A) STUDY.—Upon enactment of this Act,
21 the Secretary shall conduct a study under which
22 the Secretary shall carry out—

23 (i) an analysis of the residual risks as-
24 sociated with options 1, 2, and 2a, as de-
25 scribed in the project report; and

1 (ii) an independent peer review of the
2 effectiveness of concept designs and pre-
3 liminary cost estimates associated with
4 each option.

5 (B) REPORTS.—Not later than 180 days
6 after the date of enactment of this Act, the Sec-
7 retary shall submit to the Committee on Appro-
8 priations of the House of Representatives and
9 the Committee on Appropriations of the Senate
10 a report that—

11 (i) contains the results of the study
12 conducted under subparagraph (A); and

13 (ii) identifies the option contained in
14 the project report that—

15 (I) is more technically advan-
16 tageous;

17 (II) is more effective from an
18 operational perspective in providing
19 greater reliability and reducing the
20 risk of flooding to the New Orleans
21 area over the long-term; and

22 (III) if implemented, would—

23 (aa) increase the overall
24 drainage capacity of the region;

1 (bb) reduce local flooding to
2 the greatest extent practicable;
3 and
4 (cc) provide the greatest sys-
5 tem flexibility.

6 (2) IMPLEMENTATION.—Effective on the date
7 on which the Secretary submits the report under
8 paragraph (1)(B), the Secretary shall resume the
9 implementation of the project in accordance with the
10 option selected by the Secretary under the report
11 and without regard to the funds available, is directed
12 under this Act to implement the option contained in
13 the report that is found to be more technically ad-
14 vantageous and more effective from an operational
15 perspective in providing greater reliability and reduc-
16 ing the risk of flooding to the New Orleans area over
17 the long-term.