
PROVIDING FOR FURTHER CONSIDERATION OF THE BILL (H.R. 5303) TO PROVIDE FOR IMPROVEMENTS TO THE RIVERS AND HARBORS OF THE UNITED STATES, TO PROVIDE FOR THE CONSERVATION AND DEVELOPMENT OF WATER AND RELATED RESOURCES, AND FOR OTHER PURPOSES; PROVIDING FOR CONSIDERATION OF THE BILL (H.R. 6094) TO PROVIDE FOR A 6-MONTH DELAY IN THE EFFECTIVE DATE OF A RULE OF THE DEPARTMENT OF LABOR RELATING TO INCOME THRESHOLDS FOR DETERMINING OVERTIME PAY FOR EXECUTIVE, ADMINISTRATIVE, PROFESSIONAL, OUTSIDE SALES, AND COMPUTER EMPLOYEES; AND PROVIDING FOR PROCEEDINGS DURING THE PERIOD FROM SEPTEMBER 29, 2016, THROUGH NOVEMBER 11, 2016

September 27, 2016.—Referred to the House Calendar and ordered to be printed.

MR. WOODALL, from the Committee on Rules, submitted the following

REPORT

[To accompany H. Res. ~~517~~

The Committee on Rules, having had under consideration House Resolution____, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for further consideration of H.R. 5303, the Water Resources Development Act of 2016, under a structured rule. The resolution provides for no further general debate. The resolution makes in order only those further amendments printed in this report. Each such amendment may be offered only in the order printed in this report, may be offered only by a Member designated in this report, shall be considered as read, shall be debatable for the time specified in this report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the

question. The resolution waives all points of order against the amendments printed in this report. The resolution provides one motion to recommit with or without instructions.

Section 2 of the resolution provides for consideration of H.R. 6094, the Regulatory Relief for Small Businesses, Schools, and Nonprofits Act, under a closed rule. The resolution provides one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Education and the Workforce. The resolution waives all points of order against consideration of the bill. The resolution provides that the bill shall be considered as read. The resolution waives all points of order against provisions in the bill. The resolution provides one motion to recommit.

Section 3 of the resolution provides that on any legislative day during the period from September 29, 2016, through November 11, 2016: the Journal of the proceedings of the previous day shall be considered as approved; and the Chair may at any time declare the House adjourned to meet at a date and time to be announced by the Chair in declaring the adjournment.

Section 4 of the resolution provides that the Speaker may appoint Members to perform the duties of the Chair for the duration of the period addressed by section 3.

Section 5 of the resolution provides that each day during the period addressed by section 3 of the resolution shall not constitute calendar days for the purposes of section 7 of the War Powers Resolution (50 U.S.C. 1546).

Section 6 of the resolution provides that each day during the period addressed by section 3 of the resolution shall not constitute a legislative day for purposes of clause 7 of rule XIII (resolutions of inquiry).

Section 7 of the resolution provides that for each day during the period addressed by section 3 shall not constitute a calendar or legislative day for purposes of clause 7(c)(1) of rule XXII (motions to instruct conferees).

EXPLANATION OF WAIVERS

Although the resolution waives all points of order against the amendments to H.R. 5303 printed in this report, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against consideration of H.R. 6094, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

Although the resolution waives all points of order against provisions in H.R. 6094, the Committee is not aware of any points of order. The waiver is prophylactic in nature.

SUMMARY OF THE AMENDMENTS TO H.R. 5303 MADE IN ORDER

1. Byrne (AL): Directs the Secretary to coordinate with all Gulf States on developing an oyster bed recovery assessment for beds that were damaged due to Hurricane Katrina, Deepwater Horizon and recent floods, adopting a modified version of the Senate passed text. (10 minutes)
2. Crawford (AR): Clarifies the Water Infrastructure Finance and Innovation Act (WIFIA) to make eligible alternative water delivery projects aimed at reducing aquifer depletion and makes a technical modification that ensures WIFIA financing arrangements take into account the total cost of the project. (10 minutes)
3. Culberson (TX), Green, Al (TX): Directs the Secretary to expedite the Brays Bayou flood mitigation project authorized by item 6 in section 211(f) of the Water Resources Development Act of 1996. (10 minutes)
4. Farenthold (TX): Provides that no new start or new investment decision shall be required to initiate work on a separable element of an authorized project when contraction of one or more separable elements of that project was initiated previously; it shall be considered ongoing work and it should be considered continuation of the fully authorized project. (10 minutes)
5. Johnson, Sam (TX), Sessions (TX), Ratcliffe (TX), Johnson, Eddie Bernice (TX): Requires the EPA and Army Corps of Engineers to issue the final federal permit for the Lower Bois d'Arc Creek Reservoir Project no later than September 30, 2017. (10 minutes)
6. Ribble (WI), Nolan (MN), Esty (CT): Provides that in carrying out the design, construction, maintenance, repair, and rehabilitation of water resources development projects, including flood risk reduction, coastal resiliency, and ecosystem restoration projects, the Secretary shall ensure that appropriate consideration is given to the use of natural and nature-based features. (10 minutes)
7. Rogers, Harold (KY): Clarifies that requirements imposed on floating cabins used in the Cumberland River Basin cannot be different or more stringent than the requirements imposed on all recreational vessels authorized for use in the Basin. (10 minutes)
8. Rouzer (NC): Directs the Army Corps of Engineers to work with state officials to establish a no wake zone in federal navigation channels when certain criteria are met. (10 minutes)
9. Meng (NY), Stefanik (NY): Allows the Army Corps of Engineers to pursue projects and technologies that prevent and mitigate flood damages associated with ice jams (chunks of ice floating on a river that catch on an obstruction such as a bridge piling, rocks, logs, etc., pile up to form an ice dam, and cause flooding upstream from the blockage, and then possibly downstream again when the ice finally releases). (10 minutes)
10. Moore, Gwen (WI): Calls for the Army Corps to conduct a review of its tribal consultation policies and regulations. Provides that the Army Corps shall provide for public meetings with Indian tribes and other stakeholders and provide a report to Congress on the results of the

review. (10 minutes)

11. Peters, Scott (CA): Directs the Secretary to design and develop a structural health monitoring program to assess and improve the condition of infrastructure constructed and maintained by the Corps of Engineers, including research, design, and development of systems and frameworks for—response to flood and earthquake events; pre-disaster mitigation measures; lengthening the useful life of the infrastructure; and identifying risks due to sea level rise. (10 minutes)
12. Quigley (IL): Expedites the completion of the project for flood control, Chicagoland Underflow Plan, Illinois, phase 2. (10 minutes)
13. Vela (TX), Farenthold (TX): Directs the Secretary of the Army to release the interests of the United States in certain tracts of land located in Cameron County, Texas, and for other purposes. (10 minutes)
14. Huizenga (MI): Makes permanent a set aside of Army Corps priority funding for the Great Lakes. (10 minutes)
15. Joyce (OH): Amends the Clean Water Act to reauthorize the Great Lakes Restoration Initiative. (10 minutes)
16. Bridenstine (OK), Russell (OK): Strengthens language requiring a feasibility study of Tulsa and West Tulsa levees. Prioritizes the project if study classifies levee or levee system Class I or Class II. (10 minutes)
17. Courtney (CT): Removes a breakwater in Stonington, Conn. as a federally authorized project. (10 minutes)
18. Newhouse (WA), Heck, Denny (WA), Kilmer (WA), Walden (OR): Directs the Chief of Engineers to transfer the human remains commonly known as the Kennewick Man or the Ancient One to the Washington State Department of Archeology and Historic Preservation, on the condition that the Department disposes of the remains and repatriates the remains to the claimant tribes. (10 minutes)
19. Kildee (MI), Moolenaar (MI): Authorizes the Secretary to provide additional assistance under section 219 of the Water Resources Development Act of 1992 for certain communities for the repair or replacement of public and private infrastructure in any State for which the President has declared an emergency under the Stafford Act as a result of the presence of chemical, physical, or biological constituents, including lead or other contaminants in the eligible system. (10 minutes)

TEXT OF AMENDMENTS TO H.R. 5303 MADE IN ORDER

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE BYRNE OF ALABAMA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

~~AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. BYRNE OF ALABAMA~~

ZBR₂

At the end of title I, add the following:

1 SEC. __. GULF COAST OYSTER BED RECOVERY ASSESS-
2 MENT.

3 (a) DEFINITIONS.—In this section:

4 (1) GULF STATES.—The term “Gulf States”
5 means each of the States of Alabama, Florida, Lou-
6 isiana, Mississippi, and Texas.

7 (2) SECRETARY.—The term “Secretary” means
8 the Secretary of the Army, acting through the Chief
9 of Engineers.

10 (b) GULF COAST OYSTER BED RECOVERY ASSESS-
11 MENT.—The Secretary, in coordination with the Gulf
12 States, shall conduct an assessment relating to the recov-
13 ery of oyster beds on the coast of Gulf States that were
14 damaged by events including—

15 (1) Hurricane Katrina in 2005;

16 (2) the Deepwater Horizon oil spill in 2010;

17 and

18 (3) floods in 2011 and 2016.

1 (c) INCLUSION.—The assessment conducted under
2 subsection (b) shall address the beneficial use of dredged
3 material in providing substrate for oyster bed develop-
4 ment.

5 (d) REPORT.—Not later than 180 days after the date
6 of enactment of this Act, the Secretary shall submit to
7 the Committee on Environment and Public Works of the
8 Senate and the Committee on Transportation and Infra-
9 structure of the House of Representatives a report on the
10 assessment conducted under subsection (b).



2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
CRAWFORD OF ARKANSAS OR HIS DESIGNEE, DEBATABLE FOR
10 MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303 **103**
OFFERED BY MR. CRAWFORD OF ARKANSAS

At the end of title I, add the following:

1 **SEC. ____ . WATER INFRASTRUCTURE FINANCE AND INNO-**
2 **VATION.**

3 (a) **PROJECTS ELIGIBLE FOR ASSISTANCE.**—Section
4 5026(6) of the Water Infrastructure Finance and Innova-
5 tion Act of 2014 (33 U.S.C. 3905(6)) is amended by strik-
6 ing “or a water recycling project” and inserting “a water
7 recycling project, or a project of the Corps of Engineers
8 to provide alternative water supplies to reduce aquifer de-
9 pletion”.

10 (b) **CREDIT.**—Section 5029(b) of the Water Infra-
11 structure Finance and Innovation Act of 2014 (33 U.S.C.
12 3908(b)) is amended by adding at the end the following:

13 “(10) **CREDIT.**—With respect to a project of
14 the Corps of Engineers to provide alternative water
15 supplies to reduce aquifer depletion, any eligible
16 project costs incurred and the value of any integral
17 in-kind contributions made before receipt of assist-
18 ance under this subtitle shall be credited toward the
19 51 percent of project costs to be provided by sources

1 of funding other than a secured loan under this sub-
2 title (as described in paragraph (2)(A)).”.



3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
CULBERSON OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT

FOR H.R. 5303

32R

OFFERED BY MR. CULBERSON OF TEXAS

At the end of title I, add the following:

1 **SEC. 1 . FLOOD MITIGATION AND RIERINE RESTORA-**
2 **TION PROGRAM.**

3 The Secretary shall expedite carrying out the project
4 for flood risk management, Brays Bayou, Texas, author-
5 ized by item 6 in section 211(f) of the Water Resources
6 Development Act of 1996 (Public Law 104-303).



4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
FARENTHOLD OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303

CAR

OFFERED BY MR. FARENTHOLD OF TEXAS

At the end of title I, add the following:

1 **SEC. __. INITIATING WORK ON SEPARABLE ELEMENTS.**

2 With respect to a water resources development
3 project that has received construction funds in the pre-
4 vious 6-year period, for purposes of initiating work on a
5 separable element of the project—

6 (1) no new start or new investment decision
7 shall be required; and

8 (2) the work shall be treated as ongoing work.

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5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JOHNSON OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

42R

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. SAM JOHNSON OF TEXAS**

At the end of title I, add the following:

1 **SEC. 153. LOWER BOIS D'ARC CREEK RESERVOIR PROJECT,**
2 **FANNIN COUNTY, TEXAS.**

3 (a) **FINALIZATION REQUIRED.**—Not later than Sep-
4 tember 30, 2017, the Secretary shall finalize all permit
5 decisions and publish all decision documents related to the
6 construction of, impoundment of water in, and operation
7 of, the Lower Bois d'Arc Creek Reservoir Project, includ-
8 ing any associated water transmission facilities, by the
9 North Texas Municipal Water District in Fannin County,
10 Texas.

11 (b) **INTERIM REPORT.**—Not later than June 30,
12 2017, the Secretary shall report to Congress on the status
13 of the permit decisions and related documents described
14 in subsection (a) and whether or not the Secretary antici-
15 pates being able to meet the deadline established in such
16 subsection, including, if applicable, a justification of why
17 the Secretary may fail to meet such deadline.

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6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE RIBBLE OF WISCONSIN OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

JR

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. RIBBLE OF WISCONSIN**

At the end of title I, add the following:

1 **SEC. 1___. CONSIDERATION OF USE OF NATURAL AND NA-**
2 **TURE-BASED FEATURE.**

3 In carrying out the design, construction, mainte-
4 nance, repair, and rehabilitation of development projects,
5 including flood risk reduction, coastal resiliency, and eco-
6 system restoration projects, the Secretary shall ensure
7 that appropriate consideration is given to the use of nat-
8 ural and nature-based features.



7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
ROGERS OF KENTUCKY OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303 **101**
OFFERED BY MR. ROGERS OF KENTUCKY

At the end of title I, add the following:

1 **SEC. __. RECREATIONAL ACCESS.**

2 Section 1035 of the Water Resources Reform and De-
3 velopment Act of 2014 (Public Law 113–121; 128 Stat.
4 1234) is amended—

5 (1) by striking subsection (b) and inserting the
6 following:

7 “(b) RECREATIONAL ACCESS.—The Secretary shall
8 allow the use of a floating cabin on waters under the juris-
9 diction of the Secretary in the Cumberland River basin
10 if—

11 “(1) the floating cabin—

12 “(A) is in compliance with, and maintained
13 by the owner to satisfy the requirements of,
14 regulations for recreational vessels, including
15 health and safety standards, issued under chap-
16 ter 43 of title 46, United States Code, and sec-
17 tion 312 of the Federal Water Pollution Control
18 Act (33 U.S.C. 1322); and

1 “(B) is located at a marina leased by the
2 Corps of Engineers; and

3 “(2) the Secretary has authorized the use of
4 recreational vessels on such waters.”; and

5 (2) by adding at the end the following:

6 “(c) LIMITATION ON STATUTORY CONSTRUCTION.—

7 “(1) IN GENERAL.—Nothing in this section
8 may be construed to authorize the Secretary to im-
9 pose requirements on a floating cabin or on any fa-
10 cility that serves a floating cabin, including marinas
11 or docks located on waters under the jurisdiction of
12 the Secretary in the Cumberland River basin, that
13 are different or more stringent than the require-
14 ments imposed on all recreational vessels authorized
15 to use such waters.

16 “(2) DEFINITIONS.—In this subsection, the fol-
17 lowing definitions apply:

18 “(A) VESSEL.—The term ‘vessel’ has the
19 meaning given that term in section 3 of title 1,
20 United States Code.

21 “(B) REQUIREMENT.—The term ‘require-
22 ment’ includes a requirement imposed through
23 the utilization of guidance.”.



8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE ROUZER OF NORTH CAROLINA OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. ROUZER OF NORTH CAROLINA**

102

At the end of title I, add the following:

1 **SEC. ____ . NO WAKE ZONES FOR VESSELS.**

2 (a) **IN GENERAL.**—The Secretary shall work with
3 State and local officials to establish a no wake zone for
4 vessels in a covered navigation channel if—

5 (1) State or local law enforcement officers have
6 documented that there exist safety hazards that are
7 a direct result of excessive wakes in the channel;

8 (2) a State law has been enacted to establish a
9 no wake zone for the channel or waters adjacent to
10 the channel; and

11 (3) the no wake zone complies with any rec-
12 ommendation made by the Commandant of the
13 Coast Guard to ensure the safety of vessels oper-
14 ating in the zone and the safety of the passengers
15 and crew aboard such vessels.

16 (b) **EXCEPTION.**—A no wake zone establis-
17 ant to this section shall not apply to the operation of a
18 towing vessel, as defined in section 2101 of title 46,
19 United States Code.

1 (c) COVERED NAVIGATION CHANNEL.—In this sec-
2 tion, the term “covered navigation channel” means a navi-
3 gation channel that—

4 (1) is federally marked or maintained;

5 (2) is part of the Atlantic Intracoastal Water-
6 way; and

7 (3) is adjacent to a marina.



9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENG OF NEW YORK OR HER DESIGNEE, DEBATABLE FOR 10 MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5903
OFFERED BY MS. MENG OF NEW YORK

16

At the end of title I, add the following:

1 **SEC. ____ . ICE JAM PREVENTION AND MITIGATION.**

2 (a) **IN GENERAL.**—The Secretary may carry out
3 projects under section 205 of the Flood Control Act of
4 1948 (33 U.S.C. 701s), including planning, design, con-
5 struction, and monitoring of structural and nonstructural
6 technologies and measures for preventing and mitigating
7 flood damages associated with ice jams.

8 (b) **INCLUSION.**—The projects described in sub-
9 section (a) may include the development and demonstra-
10 tion of cost-effective technologies and designs developed in
11 consultation with—

12 (1) the Cold Regions Research and Engineering
13 Laboratory of the Corps of Engineers;

14 (2) universities;

15 (3) Federal, State, and local agencies; and

16 (4) private organizations.



10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MOORE
OF WISCONSIN OR HER DESIGNEE, DEBATABLE FOR 10
MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MS. MOORE OF WISCONSIN**

91L

At the end of title I, add the following:

1 **SEC. ____ . TRIBAL CONSULTATION.**

2 (a) **REVIEW.**—Not later than 60 days after the date
3 of enactment of this Act, the Secretary shall begin a re-
4 view of the policies, regulations, and guidance related to
5 conducting meaningful consultation with Indian tribes re-
6 garding Corps of Engineers flood control, environmental
7 restoration, and other projects or requiring the Corps of
8 Engineers to approve a permit that may have an impact
9 on tribal cultural or natural resources.

10 (b) **CONTENTS.**—The review required under sub-
11 section (a) shall examine and assess the following:

12 (1) How tribal consultation rules apply to the
13 permitting process, especially for projects not on
14 tribal lands but which may still be contiguous to
15 such lands or affect tribal cultural and natural re-
16 sources.

17 (2) How the Corps of Engineers defines mean-
18 ingful consultation.

1 (3) Whether the current process adequately
2 considers tribal interests including environmental,
3 social, health and well-being of tribal members.

4 (4) How the Corps of Engineers informs tribes
5 that it will not consider concerns or alternatives
6 raised during the consultation process.

7 (5) How the Corps of Engineers determines a
8 project's impact on tribal communities including the
9 Corps ability to protect cultural and natural re-
10 sources such as water.

11 (6) The specific situations by which tribes have
12 access to high level Corps of Engineers officials such
13 as the Assistant Secretary of the Army (Civil
14 Works) and the Chief of Engineers to dispute or
15 otherwise direct concerns about pending Corps of
16 Engineers projects or permits, including examples of
17 instances in which the Corps of Engineers provided
18 such access as part of its consultation with a tribe
19 regarding a particular project.

20 (7) The role of headquarters in overseeing trib-
21 al consultation being done at the District and Divi-
22 sion levels.

23 (8) The effectiveness of the dispute resolution
24 process that has been developed to elevate tribal con-

1 cerns to higher levels of Corps of Engineers over-
2 sight and review.

3 (9) Whether the Corps should undertake a rule-
4 making process related to its tribal consultation poli-
5 cies and procedures.

6 (c) CONSULTATION.—In completing the review re-
7 quired under subsection (a), the Secretary shall provide
8 for public and private meetings with Indian tribes and
9 other stakeholders.

10 (d) REPORT.—Not later than 1 year after beginning
11 the review under subsection (a), the Secretary shall submit
12 to Congress, and publish in the Federal Register, a report
13 on—

14 (1) the results of the review;

15 (2) any proposed changes to the tribal consulta-
16 tion policies determined necessary as a result of the
17 review; and

18 (3) if the Secretary determines that no changes
19 to the tribal consultation policies are necessary, the
20 justification for such determination.



11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
PETERS OF CALIFORNIA OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

64

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. PETERS OF CALIFORNIA

At the end of title I, add the following:

1 SEC. ____ . STRUCTURAL HEALTH MONITORING.

2 (a) IN GENERAL.—The Secretary shall design and
3 develop a structural health monitoring program to assess
4 and improve the condition of infrastructure constructed
5 and maintained by the Corps of Engineers, including re-
6 search, design, and development of systems and frame-
7 works for—

8 (1) response to flood and earthquake events;

9 (2) pre-disaster mitigation measures;

10 (3) lengthening the useful life of the infrastruc-
11 ture; and

12 (4) identifying risks due to sea level rise.

13 (b) CONSULTATION AND CONSIDERATION.—In devel-
14 oping the program under subsection (a), the Secretary
15 shall—

16 (1) consult with academic and other experts;

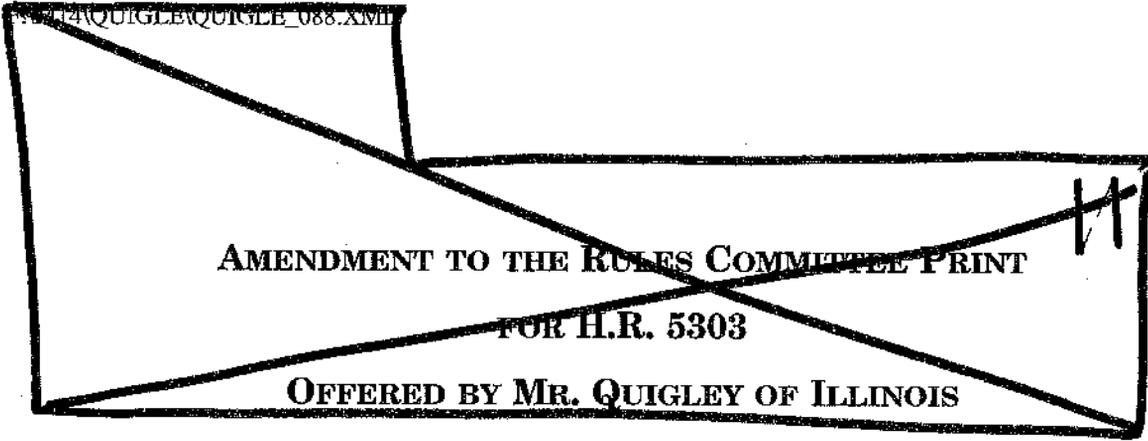
17 and

18 (2) consider models for maintenance and repair
19 information, the development of degradation models

1 for real-time measurements and environmental in-
2 puts, and research on qualitative inspection data as
3 surrogate sensors.



12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
QUIGLEY OF ILLINOIS OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES



At the end of title I, add the following:

1 SEC. ____ . EXPEDITED COMPLETION OF AUTHORIZED
2 PROJECT FOR FLOOD CONTROL.

3 The Secretary shall expedite the completion of the
4 project for flood control, Chicagoland Underflow Plan, Illi-
5 nois, phase 2, as authorized by section 3(a)(5) of the
6 Water Resources Development Act of 1988 (Public Law
7 100-676; 102 Stat. 4013) and modified by section 319
8 of the Water Resources Development Act of 1996 (Public
9 Law 104-303; 110 Stat. 3715) and section 501 of the
10 Water Resources Development Act of 1999 (Public Law
11 106-53; 113 Stat. 334).



13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE VELA
OF TEXAS OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

43R

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. VELA OF TEXAS**

At the end of title I, add the following:

1 **SEC. ____ . CAMERON COUNTY, TEXAS.**

2 (a) **RELEASE.**—As soon as practicable after the date
3 of enactment of this Act, the Secretary shall execute and
4 file in the appropriate office a deed of release, amended
5 deed, or other appropriate instrument effectuating the re-
6 lease of the interests of the United States in certain tracts
7 of land located in Cameron County, Texas, as described
8 in subsection (e).

9 (b) **ADDITIONAL TERMS AND CONDITIONS.**—The
10 Secretary may require that any release under this section
11 be subject to such additional terms and conditions as the
12 Secretary considers appropriate and necessary to protect
13 the interests of the United States.

14 (c) **COSTS OF CONVEYANCE.**—The Brownsville Navi-
15 gation District shall be responsible for all reasonable and
16 necessary costs, including real estate transaction and envi-
17 ronmental documentation costs, associated with the re-
18 leases.

1 (d) DESCRIPTION.—The Secretary shall release all or
2 portions of the interests in the following tracts as deter-
3 mined by a survey to be paid for by the Brownsville Navi-
4 gation District, that is satisfactory to the Secretary:

5 (1) Tract No. 1: Being approximately 1,277.80
6 acres as conveyed by the Brownsville Navigation
7 District of Cameron County, Texas, to the United
8 States by instrument dated September 22, 1932,
9 and recorded at volume 238, pages 578 through
10 580, in the Deed Records of Cameron County,
11 Texas, to be released and abandoned in its entirety,
12 save and except the approximately 347.40 acres.

13 (2) Tract No. 2: Being approximately 842.28
14 acres as condemned by the United States by the
15 Final Report of Commissioners dated May 6, 1938,
16 and recorded at volume 281, pages 486 through
17 488, in the Deed Records of Cameron County,
18 Texas, to be released and abandoned in its entirety,
19 save and except approximately 158.14 acres com-
20 prised of an approximately 500 ft. wide strip cen-
21 tered on the centerline of the Brownsville Ship
22 Channel.

23 (3) Tract No. 3: Being approximately 362.00
24 acres as conveyed by the Manufacturing and Distrib-
25 uting University to the United States by instrument

1 dated March 3, 1936, and recorded at volume "R",
2 page 123, in the Miscellaneous Deed Records of
3 Cameron County, Texas, to be released and aban-
4 doned in its entirety.

5 (4) Tract No. 5: Being approximately 10.91
6 acres as conveyed by the Brownsville Navigation
7 District of Cameron County, Texas, by instrument
8 dated March 6, 1939, and recorded at volume 293,
9 pages 113 through 115, in the Deed Records of
10 Cameron County, Texas (said 10.91 acres are identi-
11 fied in said instrument as the "Third Tract"), to be
12 partially released as to the land portion of the tract.

13 (5) Tract No. 9: Being approximately 552.82
14 acres as condemned by the United States by the
15 Final Report of Commissioners dated May 6, 1938,
16 and recorded at volume 281, pages 483 through
17 486, in the Deed Records of Cameron County,
18 Texas, to be released and abandoned in its entirety,
19 save and except approximately 88.04 acres com-
20 prised of an approximately 450 ft. wide strip along
21 the new centerline of the Brownsville Ship Channel.

22 (6) Tract No. 10: Being approximately 325.02
23 acres as condemned by the United States by the
24 Final Report of Commissioners dated May 7, 1935,
25 and recorded at volume 281, pages 476 through

1 483, in the Deed Records of Cameron County,
2 Texas, to be released and abandoned in its entirety,
3 save and except approximately 61.58 acres com-
4 prised of an approximately 500 ft. wide strip cen-
5 tered on the new centerline of the Brownsville Ship
6 Channel.

7 (7) Tract No. 11: Being approximately 8.85
8 acres as conveyed by the Brownsville Navigation
9 District of Cameron County, Texas, to the United
10 States by instrument dated January 23, 1939, and
11 recorded at volume 293, pages 115 through 118, in
12 the Deed Records of Cameron County, Texas (said
13 8.85 acres are identified in said instrument as the
14 "First Tract"), to be released and abandoned in its
15 entirety, save and except a narrow area along the
16 channel.



14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
HUIZENGA OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR
10 MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303 105L
OFFERED BY MR. HUIZENGA OF MICHIGAN

At the end of title I, add the following:

1 SEC. __. GREAT LAKES NAVIGATION SYSTEM.

2 Section 210(d)(1)(B) of the Water Resources Devel-
3 opment Act of 1986 (33 U.S.C. 2238(d)(1)(B)) is amend-
4 ed in the matter preceding clause (i) by striking “For each
5 of fiscal years 2015 through 2024” and inserting “For
6 each fiscal year”.



15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE JOYCE
OF OHIO OR HIS DESIGNEE, DEBATABLE FOR 10 MINUTES

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5308
OFFERED BY MR. JOYCE OF OHIO**

52

At the end of title I, add the following:

1 **SEC. ____ . GREAT LAKES RESTORATION INITIATIVE.**

2 Section 118(c)(7) of the Federal Water Pollution
3 Control Act (33 U.S.C. 1268(c)(7)) is amended—

4 (1) by striking subparagraphs (B) and (C) and
5 inserting the following:

6 “(B) FOCUS AREAS.—In carrying out the
7 Initiative, the Administrator shall prioritize pro-
8 grams and projects, to be carried out in coordi-
9 nation with non-Federal partners, that address
10 the priority areas described in the Initiative Ac-
11 tion Plan, including—

12 “(i) the remediation of toxic sub-
13 stances and areas of concern;

14 “(ii) the prevention and control of
15 invasive species and the impacts of invasive
16 species;

17 “(iii) the protection and restoration of
18 nearshore health and the prevention and
19 mitigation of nonpoint source pollution;

1 “(iv) habitat and wildlife protection
2 and restoration, including wetlands res-
3 toration and preservation; and

4 “(v) accountability, monitoring, eval-
5 uation, communication, and partnership
6 activities.

7 “(C) PROJECTS.—

8 “(i) IN GENERAL.—In carrying out
9 the Initiative, the Administrator shall col-
10 laborate with other Federal partners, in-
11 cluding the Great Lakes Interagency Task
12 Force established by Executive Order No.
13 13340 (69 Fed. Reg. 29043), to select the
14 best combination of programs and projects
15 for Great Lakes protection and restoration
16 using appropriate principles and criteria,
17 including whether a program or project
18 provides—

19 “(I) the ability to achieve stra-
20 tegic and measurable environmental
21 outcomes that implement the Initia-
22 tive Action Plan and the Great Lakes
23 Water Quality Agreement;

24 “(II) the feasibility of—

1 “(aa) prompt implementa-
2 tion;

3 “(bb) timely achievement of
4 results; and

5 “(cc) resource leveraging;
6 and

7 “(III) the opportunity to improve
8 interagency, intergovernmental, and
9 inter-organizational coordination and
10 collaboration to reduce duplication
11 and streamline efforts.

12 “(ii) OUTREACH.—In selecting the
13 best combination of programs and projects
14 for Great Lakes protection and restoration
15 under clause (i), the Administrator shall
16 consult with the Great Lakes States and
17 Indian tribes and solicit input from other
18 non-Federal stakeholders.

19 “(iii) HARMFUL ALGAL BLOOM COOR-
20 DINATOR.—The Administrator shall des-
21 ignate a point person from an appropriate
22 Federal partner to coordinate, with Fed-
23 eral partners and Great Lakes States, In-
24 dian tribes, and other non-Federal stake-
25 holders, projects and activities under the

1 Initiative involving harmful algal blooms in
2 the Great Lakes.”;

3 (2) in subparagraph (D)—

4 (A) by striking clause (i) and inserting the
5 following:

6 “(i) IN GENERAL.—Subject to sub-
7 paragraph (J)(ii), funds made available to
8 carry out the Initiative shall be used to
9 strategically implement—

10 “(I) Federal projects;

11 “(II) projects carried out in co-
12 ordination with States, Indian tribes,
13 municipalities, institutions of higher
14 education, and other organizations;
15 and

16 “(III) operations and activities of
17 the Program Office, including remedi-
18 ation of sediment contamination in
19 areas of concern.”;

20 (B) in clause (ii)(I), by striking “(G)(i)”
21 and inserting “(J)(i)”;

22 (C) by inserting after clause (ii) the fol-
23 lowing:

24 “(iii) AGREEMENTS WITH NON-FED-
25 ERAL ENTITIES.—

1 “(I) IN GENERAL.—The Admin-
2 istrator, or the head of any other Fed-
3 eral department or agency receiving
4 funds under clause (ii)(I), may make
5 a grant to, or otherwise enter into an
6 agreement with, a qualified non-Fed-
7 eral entity, as determined by the Ad-
8 ministrator or the applicable head of
9 the other Federal department or agen-
10 cy receiving funds, for planning, re-
11 search, monitoring, outreach, or im-
12 plementation of a project selected
13 under subparagraph (C), to support
14 the Initiative Action Plan or the Great
15 Lakes Water Quality Agreement.

16 “(II) QUALIFIED NON-FEDERAL
17 ENTITY.—For purposes of this clause,
18 a qualified non-Federal entity may in-
19 clude a governmental entity, nonprofit
20 organization, institution, or indi-
21 vidual.”; and

22 (3) by striking subparagraphs (E) through (G)
23 and inserting the following:

24 “(E) SCOPE.—

1 “(i) IN GENERAL.—Projects may be
2 carried out under the Initiative on multiple
3 levels, including—

4 “(I) locally;

5 “(II) Great Lakes-wide; or

6 “(III) Great Lakes basin-wide.

7 “(ii) LIMITATION.—No funds made
8 available to carry out the Initiative may be
9 used for any water infrastructure activity
10 (other than a green infrastructure project
11 that improves habitat and other ecosystem
12 functions in the Great Lakes) for which fi-
13 nancial assistance is received—

14 “(I) from a State water pollution
15 control revolving fund established
16 under title VI;

17 “(II) from a State drinking water
18 revolving loan fund established under
19 section 1452 of the Safe Drinking
20 Water Act (42 U.S.C. 300j-12); or

21 “(III) pursuant to the Water In-
22 frastructure Finance and Innovation
23 Act of 2014 (33 U.S.C. 3901 et seq.).

24 “(F) ACTIVITIES BY OTHER FEDERAL
25 AGENCIES.—Each relevant Federal department

1 or agency shall, to the maximum extent prac-
2 ticable—

3 “(i) maintain the base level of funding
4 for the Great Lakes activities of that de-
5 partment or agency without regard to
6 funding under the Initiative; and

7 “(ii) identify new activities and
8 projects to support the environmental goals
9 of the Initiative.

10 “(G) REVISION OF INITIATIVE ACTION
11 PLAN.—

12 “(i) IN GENERAL.—Not less often
13 than once every 5 years, the Adminis-
14 trator, in conjunction with the Great Lakes
15 Interagency Task Force, shall review, and
16 revise as appropriate, the Initiative Action
17 Plan to guide the activities of the Initiative
18 in addressing the restoration and protec-
19 tion of the Great Lakes system.

20 “(ii) OUTREACH.—In reviewing and
21 revising the Initiative Action Plan under
22 clause (i), the Administrator shall consult
23 with the Great Lakes States and Indian
24 tribes and solicit input from other non-
25 Federal stakeholders.

1 “(H) MONITORING AND REPORTING.—The
2 Administrator shall—

3 “(i) establish and maintain a process
4 for monitoring and periodically reporting
5 to the public on the progress made in im-
6 plementing the Initiative Action Plan;

7 “(ii) make information about each
8 project carried out under the Initiative Ac-
9 tion Plan available on a public website; and

10 “(iii) provide to the House Committee
11 on Transportation and Infrastructure and
12 the Senate Committee on Environment and
13 Public Works a yearly detailed description
14 of the progress of the Initiative and
15 amounts transferred to participating Fed-
16 eral departments and agencies under sub-
17 paragraph (D)(ii).

18 “(I) INITIATIVE ACTION PLAN DEFINED.—

19 In this paragraph, the term ‘Initiative Action
20 Plan’ means the comprehensive, multi-year ac-
21 tion plan for the restoration of the Great
22 Lakes, first developed pursuant to the Joint
23 Explanatory Statement of the Conference Re-
24 port accompanying the Department of the Inte-

1 prior, Environment, and Related Agencies Ap-
2 propriations Act, 2010 (Public Law 111-88).

3 “(J) FUNDING.—

4 “(i) IN GENERAL.—There is author-
5 ized to be appropriated to carry out this
6 paragraph \$300,000,000 for each of fiscal
7 years 2017 through 2021.

8 “(ii) LIMITATION.—Nothing in this
9 paragraph creates, expands, or amends the
10 authority of the Administrator to imple-
11 ment programs or projects under—

12 “(I) this section;

13 “(II) the Initiative Action Plan;

14 or

15 “(III) the Great Lakes Water
16 Quality Agreement.”



16. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
BRIDENSTINE OF OKLAHOMA OR HIS DESIGNEE, DEBATABLE
FOR 10 MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. BRIDENSTINE OF OKLAHOMA

Page 72, strike lines 19 through 21.

At the end of title II, add the following:

1 SEC. 2 ___. TULSA AND WEST TULSA, ARKANSAS RIVER,
2 OKLAHOMA.

3 (1) IN GENERAL.—The Secretary shall conduct
4 a study to determine the feasibility of modifying the
5 projects for flood risk management, Tulsa and West
6 Tulsa, Oklahoma, authorized by section 3 of the Act
7 of August 18, 1941 (55 Stat. 645; chapter 377).

8 (2) REQUIREMENTS.—

9 (A) IN GENERAL.—In carrying out the
10 study under paragraph (1), the Secretary shall
11 address project deficiencies, uncertainties, and
12 significant data gaps, including material, con-
13 struction, and subsurface, which render the
14 project at risk of overtopping, breaching, or sys-
15 tem failure.

16 (B) ADDRESSING DEFICIENCIES.—In ad-
17 dressing deficiencies under subparagraph (A),

1 the Secretary shall incorporate current design
2 standards and efficiency improvements, includ-
3 ing the replacement of mechanical and electrical
4 components at pumping stations, if the incorpo-
5 ration does not significantly change the scope,
6 function, or purpose of the project.

7 (3) **PRIORITIZATION TO ADDRESS SIGNIFICANT**
8 **RISKS.**—In any case in which a levee or levee system
9 (as defined in section 9002 of the Water Resources
10 Reform and Development Act of 2007 (33 U.S.C.
11 3301)) is classified as a Class I or II under the levee
12 safety action classification tool developed by the
13 Corps of Engineers, the Secretary shall expedite the
14 project for budget consideration.



17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
COURTNEY OF CONNECTICUT OR HIS DESIGNEE, DEBATABLE
FOR 10 MINUTES

19

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. COURTNEY OF CONNECTICUT**

At the end of title III, add the following:

1 **SEC. ____ . STONINGTON HARBOR, CONNECTICUT.**

2 The portion of the project for navigation, Stonington
3 Harbor, Connecticut, authorized by the Act of May 23,
4 1828 (4 Stat. 288; chapter 73) that consists of the inner
5 stone breakwater that begins at coordinates N.
6 682,146.42, E. 1231,378.69, running north 83.587 de-
7 grees west 166.79' to a point N. 682,165.05, E.
8 1,231,212.94, running north 69.209 degrees west 380.89'
9 to a point N. 682,300.25, E. 1,230,856.86, is no longer
10 authorized as a Federal project beginning on the date of
11 enactment of this Act.



18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
NEWHOUSE OF WASHINGTON OR HIS DESIGNEE, DEBATABLE
FOR 10 MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303
OFFERED BY MR. NEWHOUSE OF WASHINGTON

107LR

At the end of title I, add the following:

1 SEC. __. KENNEWICK MAN.

2 (a) DEFINITIONS.—In this section:

3 (1) CLAIMANT TRIBES.—The term “claimant
4 tribes” means the Confederated Tribes of the
5 Colville Reservation, the Confederated Tribes and
6 Bands of the Yakama Nation, the Nez Perce Tribe,
7 the Confederated Tribes of the Umatilla Reserva-
8 tion, and the Wanapum Band of Priest Rapids.

9 (2) DEPARTMENT.—The term “Department”
10 means the Washington State Department of Archae-
11 ology and Historic Preservation.

12 (3) HUMAN REMAINS.—The term “human re-
13 mains” means the human remains that—

14 (A) are known as Kennewick Man or the
15 Ancient One, which includes the projectile point
16 lodged in the right ilium bone, as well as any
17 residue from previous sampling and studies;
18 and

1 (B) are part of archaeological collection
2 number 45BN495.

3 (b) TRANSFER.—Notwithstanding any other provi-
4 sion of Federal law, including the Native American Graves
5 Protection and Repatriation Act (25 U.S.C. 3001 et seq.),
6 or law of the State of Washington, not later than 90 days
7 after the date of enactment of this Act, the Secretary, act-
8 ing through the Chief of Engineers, shall transfer the
9 human remains to the Department, on the condition that
10 the Department, acting through the State Historic Preser-
11 vation Officer, disposes of the remains and repatriates the
12 remains to claimant tribes.

13 (c) TERMS AND CONDITIONS.—The transfer shall be
14 subject to the following terms and conditions:

15 (1) The release of the human remains to the
16 claimant tribes is contingent upon the claimant
17 tribes entering into agreement with the Department.

18 (2) The claimant tribes are in agreement as to
19 the final burial place of the human remains.

20 (3) The claimant tribes are in agreement that
21 the human remains will be buried in the State of
22 Washington.

23 (4) The claimant tribes are in agreement that
24 the Department will take custody of the human re-
25 mains upon the transfer by the Secretary.

1 (d) COST.—The Corps of Engineers shall be respon-
2 sible for any costs associated with the transfer.

3 (c) LIMITATIONS.—

4 (1) IN GENERAL.—The transfer shall be limited
5 solely to the human remains portion of the archae-
6 ological collection.

7 (2) SECRETARY.—The Secretary shall have no
8 further responsibility for the human remains trans-
9 ferred pursuant to subsection (b) after the date of
10 the transfer.



19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE
KILDEE OF MICHIGAN OR HIS DESIGNEE, DEBATABLE FOR 10
MINUTES

AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 5303 108L
OFFERED BY MR. KILDEE OF MICHIGAN AND MR.
MOOLENAAR OF MICHIGAN

At the end of title I, add the following:

1 **SEC. 1 __. ADDITIONAL ASSISTANCE.**

2 Section 219 of the Water Resources Development Act
3 of 1992 (Public Law 102-580; 106 Stat. 4835) is amend-
4 ed by adding at the end the following:

5 “(g) **ADDITIONAL ASSISTANCE.**—Notwithstanding
6 any limitation on project purposes identified in subsections
7 (e) or (f), or limitation on authorization, the Secretary
8 may provide additional assistance under subsection (a),
9 and assistance for construction, to any community identi-
10 fied in subsection (e) or (f), in any State for which the
11 President has declared an emergency under the Robert T.
12 Stafford Disaster Relief and Emergency Assistance Act
13 (42 U.S.C. 5121 et seq.), as a result of the presence of
14 chemical, physical, or biological constituents, including
15 lead or other contaminants in the eligible system, for the
16 repair or replacement of public and private infrastructure.

17 “(h) **AUTHORIZATION OF APPROPRIATIONS.**—For the
18 purposes under paragraph (g), there is authorized to be

1 appropriated \$170,000,000 to remain available until ex-
2 pended.”



House Calendar No. _____

114TH CONGRESS
2^D SESSION

H. RES. _____

Report No. 114-_____

Providing for further consideration of the bill (H.R. 5303) to provide for improvements to the rivers and harbors of the United States, to provide for the conservation and development of water and related resources, and for other purposes; providing for consideration of the bill (H.R. 6094) to provide for a 6-month delay in the effective date of a rule of the Department of Labor relating to income thresholds for determining overtime pay for executive, administrative, professional, outside sales, and computer employees; and providing for proceedings during the period from September 29, 2016, through November 11, 2016.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 27, 2016

Mr. WOODALL, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed

RESOLUTION

Providing for further consideration of the bill (H.R. 5303) to provide for improvements to the rivers and harbors of the United States, to provide for the conservation and development of water and related resources, and for other purposes; providing for consideration of the bill (H.R. 6094) to provide for a 6-month delay in the effective date of a rule of the Department of Labor relating to income thresholds for determining overtime

pay for executive, administrative, professional, outside sales, and computer employees; and providing for proceedings during the period from September 29, 2016, through November 11, 2016.

1 *Resolved*, That at any time after adoption of this reso-
2 lution the Speaker may, pursuant to clause 2(b) of rule
3 XVIII, declare the House resolved into the Committee of
4 the Whole House on the state of the Union for further
5 consideration of the bill (H.R. 5303) to provide for im-
6 provements to the rivers and harbors of the United States,
7 to provide for the conservation and development of water
8 and related resources, and for other purposes. No further
9 amendment to the amendment in the nature of a sub-
10 stitute referred to in the first section of House Resolution
11 892 shall be in order except those printed in the report
12 of the Committee on Rules accompanying this resolution.
13 Each such further amendment may be offered only in the
14 order printed in the report, may be offered only by a Mem-
15 ber designated in the report, shall be considered as read,
16 shall be debatable for the time specified in the report
17 equally divided and controlled by the proponent and an
18 opponent, shall not be subject to amendment, and shall
19 not be subject to a demand for division of the question
20 in the House or in the Committee of the Whole. All points
21 of order against such further amendments are waived. At
22 the conclusion of consideration of the bill for amendment

1 pursuant to this resolution the Committee shall rise and
2 report the bill to the House with such amendments as may
3 have been adopted. Any Member may demand a separate
4 vote in the House on any amendment adopted in the Com-
5 mittee of the Whole to the bill or to the amendment in
6 the nature of a substitute made in order as original text.
7 The previous question shall be considered as ordered on
8 the bill and amendments thereto to final passage without
9 intervening motion except one motion to recommit with
10 or without instructions.

11 SEC. 2. Upon adoption of this resolution it shall be
12 in order to consider in the House the bill (H.R. 6094)
13 to provide for a 6-month delay in the effective date of a
14 rule of the Department of Labor relating to income
15 thresholds for determining overtime pay for executive, ad-
16 ministrative, professional, outside sales, and computer em-
17 ployees. All points of order against consideration of the
18 bill are waived. The bill shall be considered as read. All
19 points of order against provisions in the bill are waived.
20 The previous question shall be considered as ordered on
21 the bill and on any amendment thereto to final passage
22 without intervening motion except: (1) one hour of debate
23 equally divided and controlled by the chair and ranking
24 minority member of the Committee on Education and the
25 Workforce; and (2) one motion to recommit.

1 SEC. 3. On any legislative day during the period from
2 September 29, 2016, through November 11, 2016—

3 (a) the Journal of the proceedings of the previous day
4 shall be considered as approved; and

5 (b) the Chair may at any time declare the House ad-
6 journed to meet at a date and time, within the limits of
7 clause 4, section 5, article I of the Constitution, to be an-
8 nounced by the Chair in declaring the adjournment.

9 SEC. 4. The Speaker may appoint Members to per-
10 form the duties of the Chair for the duration of the period
11 addressed by section 3 of this resolution as though under
12 clause 8(a) of rule I.

13 SEC. 5. Each day during the period addressed by sec-
14 tion 3 of this resolution shall not constitute a calendar
15 day for purposes of section 7 of the War Powers Resolu-
16 tion (50 U.S.C. 1546).

17 SEC. 6. Each day during the period addressed by sec-
18 tion 3 of this resolution shall not constitute a legislative
19 day for purposes of clause 7 of rule XIII.

20 SEC. 7. Each day during the period addressed by sec-
21 tion 3 of this resolution shall not constitute a calendar
22 or legislative day for purposes of clause 7(c)(1) of rule
23 XXII.