

116TH CONGRESS  
2D SESSION

# H. R. 5868

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

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 2020

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

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## A BILL

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

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Restoring the Efforts  
5 of Local Involvement in Emergencies and Floods Act” or  
6 the “RELIEF Act”.

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

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

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

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

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

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

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

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

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

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

25 “(C) REIMBURSEMENT.—

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

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

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

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