

111TH CONGRESS  
1ST SESSION

# H. R. 1307

To authorize improvements to flood damage reduction facilities adjacent to the American and Sacramento Rivers near Sacramento, California, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 4, 2009

Ms. MATSUI introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To authorize improvements to flood damage reduction facilities adjacent to the American and Sacramento Rivers near Sacramento, California, 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 “Natomas Basin Flood  
5 Protection Improvements Act of 2009”.

6 **SEC. 2. PROJECT MODIFICATION, AMERICAN AND SAC-**  
7 **RAMENTO RIVERS, CALIFORNIA.**

8 The project for flood damage reduction, American  
9 and Sacramento Rivers, California, authorized by section

1 101(a)(1) of the Water Resources Development Act of  
2 1996 (Public Law 104–303; 110 Stat. 3662), and modi-  
3 fied by section 366 of the Water Resources Development  
4 Act of 1999 (Public Law 106–53; 113 Stat. 319), is fur-  
5 ther modified to authorize work to be carried out by Fed-  
6 eral or non-Federal interests to construct improvements  
7 to flood damage reduction facilities adjacent to the Amer-  
8 ican and Sacramento Rivers in the vicinity of Sacramento,  
9 California, substantially in accordance with the report en-  
10 titled “Plan Formulation Report, Natomas Levee Im-  
11 provement Program, Early Implementation Project, Feb-  
12 ruary, 2009”, prepared by the Sacramento Area Flood  
13 Control Agency in coordination with the State of Cali-  
14 fornia, at an estimated total cost of \$618,000,000, with  
15 an estimated Federal cost of \$463,500,000 and an esti-  
16 mated non-Federal cost of \$154,500,000.

17 **SEC. 3. CREDIT OR REIMBURSEMENT FOR NON-FEDERAL**  
18 **WORK.**

19 (a) IN GENERAL.—The non-Federal interests shall  
20 receive credit toward the non-Federal share of project  
21 costs for expenses incurred, or in-kind contributions pro-  
22 vided, by the non-Federal interest in planning, engineer-  
23 ing, design, construction, and acquisition of lands, ease-  
24 ments, rights-of-way, relocations, and dredged material  
25 disposal areas for any of the work authorized by section

1 2 determined by the Secretary of the Army to be compat-  
2 ible with Corps of Engineers design and construction prac-  
3 tices.

4 (b) AMOUNT IN EXCESS OF NON-FEDERAL  
5 SHARE.—For expenses and in-kind contributions that the  
6 non-Federal interests incur for planning, engineering, de-  
7 sign, construction, and acquisition of lands, easements,  
8 rights-of-way, relocations, and dredged material disposal  
9 areas for work authorized by section 2 which exceed the  
10 non-Federal share of such work, the non-Federal interests  
11 shall receive—

12 (1) credit toward the non-Federal share of  
13 other projects, or separable elements of other  
14 projects, for which the non-Federal interests con-  
15 tribute funds, with the Secretary of the Army allo-  
16 cating credit to projects or separable project ele-  
17 ments as requested by the non-Federal interests; or

18 (2) reimbursement to the non-Federal interests,  
19 subject to the appropriation of funds.

20 (c) LIMITATIONS.—

21 (1) COST AND AUDIT.—Amounts credited or re-  
22 imbursed under this Act may not exceed the actual  
23 cost of such work accomplished by the non-Federal  
24 interests prior to or subsequent to completion of the

1 report referred to in section 2 and shall be subject  
2 to audit by the Secretary of the Army.

3 (2) EXCEPTION.—Amounts credited or reim-  
4 bursed under this Act shall not be subject to the  
5 limitations set forth in section 102 of Public Law  
6 109–103 (119 Stat. 2253).

7 **SEC. 4. COST SHARING.**

8 The non-Federal share of the cost of work carried  
9 out pursuant to section 2 shall be the same as the non-  
10 Federal share of the cost of the project referred to in sec-  
11 tion 2.

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