

1 “(A) a copy of the report within 3 days of
2 receiving the report; and

3 “(B) a copy of any written response of the
4 Chief of Engineers on recommendations con-
5 tained in the report within 3 days of the date
6 of the response.

7 “(3) INCLUSION IN PROJECT STUDY.—A report
8 on a project study from a panel of experts under
9 this section and the written response of the Chief of
10 Engineers shall be included in the final decision doc-
11 ument for the project study.”.

12 **SEC. 2006. SAFETY ASSURANCE REVIEW.**

13 Section 2035 of the Water Resources Development
14 Act of 2007 (33 U.S.C. 2344) is amended by adding at
15 the end the following:

16 “(i) NONAPPLICABILITY OF FACA.—The Federal
17 Advisory Committee Act (5 U.S.C. App.) shall not apply
18 to a safety assurance review conducted under this sec-
19 tion.”.

20 **SEC. 2007. FUNDING FOR HARBOR MAINTENANCE PRO-**
21 **GRAMS.**

22 (a) HARBOR MAINTENANCE TRUST FUND GUAR-
23 ANTEE.—

24 (1) IN GENERAL.—The total budget resources
25 made available from the Harbor Maintenance Trust

1 Fund each fiscal year pursuant to section 9505(c) of
2 the Internal Revenue Code of 1986 (relating to ex-
3 penditures from the Harbor Maintenance Trust
4 Fund) shall be equal to the level of receipts plus in-
5 terest credited to the Harbor Maintenance Trust
6 Fund for that fiscal year. Such amounts may be
7 used only for harbor maintenance programs de-
8 scribed in section 9505(c) of such Code.

9 (2) GUARANTEE.—No funds may be appro-
10 priated for harbor maintenance programs described
11 in such section unless the amount described in para-
12 graph (1) has been provided.

13 (b) DEFINITIONS.—In this section, the following defi-
14 nitions apply:

15 (1) TOTAL BUDGET RESOURCES.—The term
16 “total budget resources” means the total amount
17 made available by appropriations Acts from the Har-
18 bor Maintenance Trust Fund for a fiscal year for
19 making expenditures under section 9505(c) of the
20 Internal Revenue Code of 1986.

21 (2) LEVEL OF RECEIPTS PLUS INTEREST.—The
22 term “level of receipts plus interest” means the level
23 of taxes and interest credited to the Harbor Mainte-
24 nance Trust Fund under section 9505 of the Inter-
25 nal Revenue Code of 1986 for a fiscal year as set

1 forth in the President’s budget baseline projection as
2 defined in section 257 of the Balanced Budget and
3 Emergency Deficit Control Act of 1985 (Public Law
4 99–177) for that fiscal year submitted pursuant to
5 section 1105 of title 31, United States Code.

6 **SEC. 2008. FUNDING TO PROCESS PERMITS.**

7 Section 214 of the Water Resources Development Act
8 of 2000 (33 U.S.C. 2201 note; 114 Stat. 2594; 119 Stat.
9 2169; 120 Stat. 318; 120 Stat. 3197; 121 Stat. 1067; 123
10 Stat. 3478) is amended—

11 (1) in subsection (a) by striking “permits under
12 the jurisdiction” and inserting “permits of such enti-
13 ties related to projects for a public purpose under
14 the jurisdiction”;

15 (2) by redesignating subsection (c) as sub-
16 section (e);

17 (3) by striking subsection (b) and inserting the
18 following:

19 “(b) EFFECT ON PERMITTING.—

20 “(1) IN GENERAL.—In carrying out this sec-
21 tion, the Secretary shall ensure that the use of funds
22 accepted under subsection (a) will not impact impar-
23 tial decision-making with respect to permits, either
24 substantively or procedurally.