

**(j) Authorization of appropriations**

There are authorized to be appropriated to carry out this section—

- (1) \$10,000,000 for fiscal years 2017 and 2018;
- (2) \$25,000,000 for fiscal year 2019;
- (3) \$40,000,000 for fiscal year 2020; and
- (4) \$60,000,000 for each of fiscal years 2021 through 2026.

(Pub. L. 92-367, §8A, as added Pub. L. 114-322, title IV, §5006(b), Dec. 16, 2016, 130 Stat. 1893.)

## REFERENCES IN TEXT

The Disaster Mitigation Act of 2000, referred to in subsec. (d)(2)(B)(ii), is Pub. L. 106-390, Oct. 30, 2000, 114 Stat. 1552. For complete classification of this Act to the Code, see Short Title of 2000 Amendment note set out under section 5121 of Title 42, The Public Health and Welfare, and Tables.

## RULEMAKING

Pub. L. 114-322, title IV, §5006(c), Dec. 16, 2016, 130 Stat. 1896, provided that:

“(1) PROPOSED RULEMAKING.—Not later than 90 days after the date of enactment of this Act [Dec. 16, 2016], the Administrator of the Federal Emergency Management Agency shall issue a notice of proposed rulemaking regarding applications for grants of assistance under the amendments made by subsection (b) to the National Dam Safety Program Act (33 U.S.C. 467 et seq.) [enacting this section].

“(2) FINAL RULE.—Not later than 180 days after the date of enactment of this Act, the Administrator of the Federal Emergency Management Agency shall promulgate a final rule regarding the amendments described in paragraph (1).”

## REHABILITATION OF CORPS OF ENGINEERS CONSTRUCTED DAMS

Pub. L. 114-322, title I, §1177, Dec. 16, 2016, 130 Stat. 1674, provided that:

“(a) IN GENERAL.—If the Secretary [of the Army] determines that the project is feasible, the Secretary may carry out a project for the rehabilitation of a dam described in subsection (b).

“(b) ELIGIBLE DAMS.—A dam eligible for assistance under this section is a dam—

- “(1) that has been constructed, in whole or in part, by the Corps of Engineers for flood control purposes;
- “(2) for which construction was completed before 1940;
- “(3) that is classified as ‘high hazard potential’ by the State dam safety agency of the State in which the dam is located; and
- “(4) that is operated by a non-Federal entity.

“(c) COST SHARING.—Non-Federal interests shall provide 35 percent of the cost of construction of any project carried out under this section, including provision of all land, easements, rights-of-way, and necessary relocations.

“(d) AGREEMENTS.—Construction of a project under this section shall be initiated only after a non-Federal interest has entered into a binding agreement with the Secretary [of the Army]—

- “(1) to pay the non-Federal share of the costs of construction under subsection (c); and
- “(2) to pay 100 percent of any operation, maintenance, and replacement and rehabilitation costs with respect to the project in accordance with regulations prescribed by the Secretary.

“(e) COST LIMITATION.—The Secretary shall not expend more than \$10,000,000 for a project at any single dam under this section.

“(f) FUNDING.—There is authorized to be appropriated to carry out this section \$10,000,000 for each of fiscal years 2017 through 2026.”

**§ 467g. Research****(a) In general**

The Administrator, in cooperation with the Board, shall carry out a program of technical and archival research to develop and support—

- (1) improved techniques, historical experience, and equipment for rapid and effective dam construction, rehabilitation, and inspection;
- (2) devices for the continued monitoring of the safety of dams;
- (3) development and maintenance of information resources systems needed to support managing the safety of dams; and
- (4) initiatives to guide the formulation of effective public policy and advance improvements in dam safety engineering, security, and management.

**(b) Consultation**

The Administrator shall provide for State participation in research under subsection (a) and periodically advise all States and Congress of the results of the research.

(Pub. L. 92-367, §9, as added Pub. L. 104-303, title II, §215(c)(8), Oct. 12, 1996, 110 Stat. 3692; amended Pub. L. 107-310, §4, Dec. 2, 2002, 116 Stat. 2453; Pub. L. 113-121, title III, §3001(a)(1), June 10, 2014, 128 Stat. 1282.)

## PRIOR PROVISIONS

A prior section 467g, Pub. L. 92-367, §8, as added Pub. L. 99-662, title XII, §1201(b), Nov. 17, 1986, 100 Stat. 4261, set out the requisite features of State dam safety programs and provided for program approval and periodic review, prior to repeal by Pub. L. 104-303, title II, §215(c)(2), Oct. 12, 1996, 110 Stat. 3685.

A prior section 9 of Pub. L. 92-367 was classified to section 467h of this title prior to repeal by Pub. L. 104-303.

## AMENDMENTS

2014—Pub. L. 113-121 substituted “Administrator” for “Director” in introductory provisions of subsec. (a) and in subsec. (b).

2002—Subsec. (a). Pub. L. 107-310, §4(1), in introductory provisions, substituted “in cooperation with the Board” for “in cooperation with ICODS” and inserted “and support” after “develop”.

Subsec. (a)(3), (4). Pub. L. 107-310, §4(2)–(4), added pars. (3) and (4).

**§ 467g-1. Dam safety training**

At the request of any State that has or intends to develop a State dam safety program, the Administrator shall provide training for State dam safety staff and inspectors.

(Pub. L. 92-367, §10, as added Pub. L. 107-310, §5(2), Dec. 2, 2002, 116 Stat. 2453; amended Pub. L. 113-121, title III, §3001(a)(1), June 10, 2014, 128 Stat. 1282.)

## PRIOR PROVISIONS

A prior section 10 of Pub. L. 92-367 was renumbered section 12, and is classified to section 467h of this title.

Another prior section 10 of Pub. L. 92-367 was classified to section 467i of this title prior to repeal by Pub. L. 104-303.

## AMENDMENTS

2014—Pub. L. 113-121 substituted “Administrator” for “Director”.