

section without specific authorization by Congress if the estimated cost exceeds \$5,000,000.”

Subsec. (e). Pub. L. 102-580, §202(2), substituted “\$25,000,000” for “\$15,000,000”.

1990—Subsec. (a). Pub. L. 101-640, §304(a), struck out “before the date of enactment of this Act” after “constructed by the Secretary”.

Subsec. (b). Pub. L. 101-640, §304(b), substituted “program” for “demonstration program in the 5-year period beginning on the date of enactment of this Act” and struck out “before the date of enactment of this Act” after “constructed by the Secretary”.

Subsec. (d). Pub. L. 101-640, §304(c), amended subsec. (d) generally. Prior to amendment, subsec. (d) read as follows: “Not later than 5 years after the date of enactment of this Act, the Secretary shall transmit to Congress a report on the results of the review conducted under subsection (a) and on the demonstration program conducted under subsection (b). Such report shall contain any recommendations of the Secretary concerning modification and extension of such program.”

Subsec. (e). Pub. L. 101-640, §304(d), substituted “\$15,000,000 annually to carry out this section” for “\$25,000,000 to carry out this section”.

1988—Subsec. (b). Pub. L. 100-676, §41(a), substituted “5-year period” for “two-year period”.

Subsec. (d). Pub. L. 100-676, §41(b), substituted “5 years” for “two years”.

§ 2310. Cost sharing for Territories and Indian tribes

(a) In general

The Secretary shall waive local cost-sharing requirements up to \$200,000 for all studies and projects—

(1) in American Samoa, Guam, the Northern Mariana Islands, the Virgin Islands, Puerto Rico, and the Trust Territory of the Pacific Islands; and

(2) for any Indian tribe or tribal organization (as those terms are defined in section 5304 of title 25).

(b) Inflation adjustment

The Secretary shall adjust the dollar amount specified in subsection (a) on an annual basis for inflation.

(Pub. L. 99-662, title XI, §1156, Nov. 17, 1986, 100 Stat. 4256; Pub. L. 113-121, title I, §1032, June 10, 2014, 128 Stat. 1233; Pub. L. 114-322, title I, §1119, Dec. 16, 2016, 130 Stat. 1643; Pub. L. 115-270, title I, §§1155(a), 1156, Oct. 23, 2018, 132 Stat. 3793; Pub. L. 116-260, div. AA, title I, §135, Dec. 27, 2020, 134 Stat. 2649.)

Editorial Notes

AMENDMENTS

2020—Subsec. (b). Pub. L. 116-260 substituted “on an annual basis for inflation.” for “for inflation for the period beginning on November 17, 1986, and ending on October 23, 2018.”

2018—Subsec. (a)(2). Pub. L. 115-270, §1155(a), substituted “or tribal organization (as those terms are defined in section 5304 of title 25).” for “(as defined in section 5130 of title 25).”

Subsec. (b). Pub. L. 115-270, §1156, substituted “October 23, 2018” for “June 10, 2014”.

2016—Pub. L. 114-322, §1119(1), inserted “and Indian tribes” after “Territories” in section catchline.

Subsec. (a). Pub. L. 114-322, §1119(2), inserted dash after “projects” and par. (1) designation before “in American” and added par. (2).

2014—Pub. L. 113-121 designated existing provisions as subsec. (a) and inserted heading, inserted “Puerto

Rico,” before “and the Trust Territory of the Pacific Islands”, and added subsec. (b).

Statutory Notes and Related Subsidiaries

TERMINATION OF TRUST TERRITORY OF THE PACIFIC ISLANDS

For termination of Trust Territory of the Pacific Islands, see note set out preceding section 1681 of Title 48, Territories and Insular Possessions.

§ 2311. Report to Congress covering proposals for water impoundment facilities

Any report that is submitted to the Committee on Environment and Public Works of the Senate or the Committee on Public Works and Transportation of the House of Representatives by the Secretary, or the Secretary of Agriculture acting under Public Law 83-566, as amended [16 U.S.C. 1001 et seq.], which proposes construction of a water impoundment facility, shall include information on the consequences of failure and geologic or design factors which could contribute to the possible failure of such facility.

(Pub. L. 99-662, title XII, §1202, Nov. 17, 1986, 100 Stat. 4263.)

Editorial Notes

REFERENCES IN TEXT

Public Law 83-566, as amended, referred to in text, is act Aug. 4, 1954, ch. 656, 68 Stat. 666, known as the Watershed Protection and Flood Prevention Act, which is classified principally to chapter 18 (§1001 et seq.) of Title 16, Conservation. For complete classification of this Act to the Code, see Short Title note set out under section 1001 of Title 16 and Tables.

Statutory Notes and Related Subsidiaries

CHANGE OF NAME

Committee on Public Works and Transportation of House of Representatives treated as referring to Committee on Transportation and Infrastructure of House of Representatives by section 1(a) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress.

§ 2312. Comments on certain changes in operations of reservoirs

Before the Secretary may make changes in the operation of any reservoir which will result in or require a reallocation of storage space in such reservoir or will significantly affect any project purpose, the Secretary shall provide an opportunity for public review and comment.

(Pub. L. 100-676, §5, Nov. 17, 1988, 102 Stat. 4022.)

Editorial Notes

CODIFICATION

Section was enacted as part of the Water Resources Development Act of 1988, and not as part of the Water Resources Development Act of 1986 which comprises this chapter.

Statutory Notes and Related Subsidiaries

“SECRETARY” DEFINED

Secretary means the Secretary of the Army, see section 2 of Pub. L. 100-676, set out as a note under section 2201 of this title.