

**§ 579b. Omitted****Editorial Notes**

## CODIFICATION

Section, Pub. L. 113-121, title VI, § 6001, June 10, 2014, 128 Stat. 1345; Pub. L. 114-322, title I, § 1301(g), Dec. 16, 2016, 130 Stat. 1690, consisted of subsecs. (a) to (f) relating to deauthorization of inactive projects authorized for construction before Nov. 8, 2007. Subsecs. (a) and (c) to (f) were repealed by Pub. L. 114-322, title I, § 1301(g), Dec. 16, 2016, 130 Stat. 1690. Subsec. (b) of section 6001 of Pub. L. 113-121 amended section 579a of this title.

**§ 579c. Repealed. Pub. L. 116-260, div. AA, title III, § 360(d), Dec. 27, 2020, 134 Stat. 2733**

Section, Pub. L. 113-121, title VI, § 6003, June 10, 2014, 128 Stat. 1349; Pub. L. 115-270, title I, § 1330(a), Oct. 23, 2018, 132 Stat. 3827, related to backlog prevention pertaining to projects from Public Law 113-121.

**§ 579c-1. Repealed. Pub. L. 116-260, div. AA, title III, § 360(f), Dec. 27, 2020, 134 Stat. 2733**

Section, Pub. L. 114-322, title I, § 1302, Dec. 16, 2016, 130 Stat. 1690, related to backlog prevention pertaining to projects from Public Law 114-322.

**§ 579c-2. Repealed. Pub. L. 116-260, div. AA, title III, § 360(h), Dec. 27, 2020, 134 Stat. 2733**

Section, Pub. L. 115-270, title I, § 1302, Oct. 23, 2018, 132 Stat. 3817, related to backlog prevention pertaining to projects from Public Law 115-270.

**§ 579d. Repealed. Pub. L. 116-260, div. AA, title III, § 360(e), Dec. 27, 2020, 134 Stat. 2733**

Section, Pub. L. 114-322, title I, § 1301, Dec. 16, 2016, 130 Stat. 1686, related to deauthorization of inactive projects as of Public Law 114-322.

**§ 579d-1. Repealed. Pub. L. 116-260, div. AA, title III, § 360(g), Dec. 27, 2020, 134 Stat. 2733**

Section, Pub. L. 115-270, title I, § 1301, Oct. 23, 2018, 132 Stat. 3814, related to deauthorization of inactive projects as of Public Law 115-270.

**§ 579d-2. Deauthorization of inactive projects****(a) Purposes**

The purposes of this section are—

(1) to identify water resources development projects authorized by Congress that are no longer viable for construction due to—

- (A) a lack of local support;
- (B) a lack of available Federal or non-Federal resources; or
- (C) an authorizing purpose that is no longer relevant or feasible;

(2) to create an expedited and definitive process for Congress to deauthorize water resources development projects that are no longer viable for construction; and

(3) to allow the continued authorization of water resources development projects that are viable for construction.

**(b) Proposed deauthorization list****(1) Preliminary list of projects****(A) In general**

The Secretary shall develop a preliminary list of each water resources development project, or separable element of a project,

authorized for construction before November 8, 2007, for which—

- (i) planning, design, or construction was not initiated before December 27, 2020; or
- (ii) planning, design, or construction was initiated before December 27, 2020, but for which no funds, Federal or non-Federal, were obligated for planning, design, or construction of the project or separable element of the project during the current fiscal year or any of the 10 preceding fiscal years.

**(B) Use of comprehensive construction backlog and operation and maintenance report**

The Secretary may develop the preliminary list from the comprehensive construction backlog and operation and maintenance reports developed pursuant to section 579a(b)(2) of this title.

**(C) Exclusions**

The Secretary shall not include on the preliminary list—

- (i) an environmental infrastructure assistance project authorized to be carried out by the Secretary (including a project authorized pursuant to an environmental assistance program); or
- (ii) a project or separable element of a project authorized as part of the Comprehensive Everglades Restoration Plan described in section 601 of the Water Resources Development Act of 2000 (114 Stat. 2680).

**(2) Preparation of proposed deauthorization list****(A) Deauthorization amount**

The Secretary shall prepare a proposed list of projects for deauthorization comprised of a subset of projects and separable elements identified on the preliminary list developed under paragraph (1) that have, in the aggregate, an estimated Federal cost to complete that is at least \$10,000,000,000.

**(B) Determination of Federal cost to complete**

For purposes of subparagraph (A), the Federal cost to complete shall take into account any allowances authorized by section 2280 of this title, as applied to the most recent project schedule and cost estimate.

**(C) Inclusion of deauthorization of anti-quated projects**

The Secretary shall reduce the amount identified for deauthorization under paragraph (2)(A) by an amount equivalent to the estimated current value of each project, or separable element of a project, that is deauthorized by subsection (f).

**(3) Sequencing of projects****(A) In general**

The Secretary shall identify projects and separable elements for inclusion on the proposed list of projects for deauthorization under paragraph (2) according to the order in which the projects and separable elements