AN ACT
Making appropriations for energy and water development for the fiscal year ending September 30, 1991, and for other purposes.

July 19 (legislative day, JULY 10), 1990
Reported with amendments
HR 5019 RS
Calendar No. 701
101st CONGRESS
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H. R. 5019
[Report No. 101-378]

IN THE SENATE OF THE UNITED STATES
June 21 (legislative day, JUNE 11), 1990
Received; read twice and referred to the Committee on Appropriations
July 19 (legislative day, JULY 10), 1990
Reported by Mr. JOHNSTON, with amendments

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1991, for energy and water development, and for other purposes, namely:

TITLE I
DEPARTMENT OF DEFENSE--CIVIL
DEPARTMENT OF THE ARMY

Corps of Engineers--Civil
The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood control, beach erosion, and related purposes.

General Investigations
For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood control, shore protection, and related projects, restudy of authorized projects, miscellaneous investigations, and when authorized by laws, surveys and detailed studies and plans and specifications of projects prior to construction, $167,847,000 Casino Beach, Chicago, Illinois, $220,000; Lake George, Hobart, Indiana, $125,000; $220,000; Red River Waterway, Shreveport, Louisiana, to Daingerfield, Texas, $1,900,000; Miami River Sediments, Florida, $200,000; Monroe County Beach Erosion (Smathers Beach), Florida, $193,000; Wyoming Valley Levee Raising, Pennsylvania, $1,000,000; Taylorville Lake (Routt Road Bridge), Kentucky, $86,000 and is further directed to use $3,000,000 of the funds appropriated herein to initiate preconstruction engineering and design of that project upon release of the South Pacific Division Engineer's notice of completion of the feasibility report and Wallisville Lake, Texas, projects.

Provided further, That using $400,000 of the funds appropriated herein, the Secretary of the Army, acting through the Chief of Engineers, is directed to construct the Salyersville cut-through as authorized by Public Law 99-662, section 401(e)(1) in accordance with the Special Project Report for Salyersville, Kentucky, concurred in by the Ohio River Division Engineer on or about July 26, 1989.

Provided further, That $100,000 of the funds appropriated herein shall be used by the Secretary of the Army, acting through the Chief of Engineers, to continue the Sauk Lake, Minnesota, project.

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rehabilitation of the Johnstown, Pennsylvania, project to insure that the project will continue to provide the authorized level of protection in the future. The Secretary is further directed to investigate those non-federally owned buildings, embankments and walls which were included in the line of protection for the convenience of the Government and to perform needed repair, rehabilitation or replacement at Federal expense subject to the following terms: (1) The City of Johnstown secures needed rights of access to such structures; (2) the City of Johnstown agrees to hold and save the United States free from damages due to construction or operation and maintenance of the work on the non-Federal structures, except for damages due to the fault or negligence of the United States or its contractors: [Struck out->] Provided further, [Struck out->] That the Secretary of the Army, acting through the Chief of Engineers, is directed to undertake improvements to roads, utilities, and other facilities at the Crowder Point East Recreation Area at Eufaula Lake, Oklahoma, using funds appropriated for that purpose in the Energy and Water Development Appropriations Act, 1989, Public Law 100-371: [Struck out->] Provided further, [Struck out->] That within funds available for the Eufaula Lake, Oklahoma, project, the Secretary of the Army, acting through the Chief of Engineers, is directed to make improvements and perform maintenance of Bugtussle Road at Lake Eufaula, Oklahoma [