

CORPS OF ENGINEERS—CIVIL WORKS

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 [river and harbor] *commercial navigation*, flood and storm damage reduction, [shore protection,] aquatic ecosystem restoration, and related efforts.

Federal Funds

OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY FOR CIVIL WORKS

[(INCLUDING RESCISSION OF FUNDS)]

For the Office of the Assistant Secretary of the Army for Civil Works [as authorized by 10 U.S.C. 3016(b)(3)], \$5,000,000, to remain available until September 30, [2022: *Provided*, That not more than 75 percent of such amount may be obligated or expended until the Assistant Secretary submits to the Committees on Appropriations of both Houses of Congress the report required under section 101(d) of this Act and a work plan that allocates at least 95 percent of the additional funding provided under each heading in this title, as designated under such heading in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), to specific programs, projects, or activities: *Provided further*, That of the unobligated balances available from amounts appropriated in prior Acts under this heading, \$500,000 is hereby rescinded: *Provided further*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985] 2023. (*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

Program and Financing (in millions of dollars)

Identification code 096–3132–0–1–301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Office of Assistant Secretary of the Army (Civil Works)	5	5	5
0900 Total new obligations, unexpired accounts (object class 25.3)	5	5	5
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	1	1	1
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	5	5	5
1930 Total budgetary resources available	6	6	6
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	1	1	1
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	5	5	4
3010 New obligations, unexpired accounts	5	5	5
3020 Outlays (gross)	–5	–6	–6
3050 Unpaid obligations, end of year	5	4	3
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	5	5	4
3200 Obligated balance, end of year	5	4	3
Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	5	5	5
Outlays, gross:			
4010 Outlays from new discretionary authority	1	5	5
4011 Outlays from discretionary balances	4	1	1
4020 Outlays, gross (total)	5	6	6
4180 Budget authority, net (total)	5	5	5
4190 Outlays, net (total)	5	6	6

This appropriation funds strategic planning for and overall supervision of the Army's civil works program.

WATER INFRASTRUCTURE FINANCE AND INNOVATION PROGRAM ACCOUNT

[For the cost of direct loans and for the cost of guaranteed loans, as authorized by the Water Infrastructure Finance and Innovation Act of 2014, \$12,000,000, to

remain available until expended, for safety projects to maintain, upgrade, and repair dams identified in the National Inventory of Dams with a primary owner type of state, local government, public utility, or private: *Provided*, That, no project may be funded with amounts provided under this heading for a dam that is identified as jointly owned in the National Inventory of Dams and where one of those joint owners is the Federal Government: *Provided further*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That these funds are available to subsidize gross obligations for the principal amount of direct loans, including capitalized interest, and total loan principal, including capitalized interest, any part of which is to be guaranteed, not to exceed \$950,000,000: *Provided further*, That, within 30 days of enactment of this Act, the Secretary, in consultation with the Office of Management and Budget, shall transmit a report to the Committees on Appropriations of the House of Representatives and the Senate that provides: (1) an analysis of how subsidy rates will be determined for loans financed by appropriations provided under this heading in this Act; (2) a comparison of the factors that will be considered in estimating subsidy rates for loans financed under this heading in this Act with factors that will be considered in estimates of subsidy rates for other projects authorized by the Water Infrastructure Finance and Innovation Act of 2014, including an analysis of how both sets of rates will be determined; and (3) an analysis of the process for developing draft regulations for the Water Infrastructure Finance and Innovation program, including a crosswalk from the statutory requirements for such program, and a timetable for publishing such regulations: *Provided further*, That the use of direct loans or loan guarantee authority under this heading for direct loans or commitments to guarantee loans for any project shall be in accordance with the criteria published in the Federal Register on June 30, 2020 (85 FR 39189) pursuant to the fourth proviso under the heading "Water Infrastructure Finance and Innovation Program Account" in division D of the Further Consolidated Appropriations Act, 2020 (Public Law 116–94): *Provided further*, That none of the direct loans or loan guarantee authority made available under this heading shall be available for any project unless the Secretary and the Director of the Office of Management and Budget have certified in advance in writing that the direct loan or loan guarantee, as applicable, and the project comply with the criteria referenced in the previous proviso: *Provided further*, That any references to the Environmental Protection Agency (EPA) or the Administrator in the criteria referenced in the previous two provisos shall be deemed to be references to the Army Corps of Engineers or the Secretary of the Army, respectively, for purposes of the direct loans or loan guarantee authority made available under this heading: *Provided further*, That, for the purposes of carrying out the Congressional Budget Act of 1974, the Director of the Congressional Budget Office may request, and the Secretary shall promptly provide, documentation and information relating to a project identified in a Letter of Interest submitted to the Secretary pursuant to a Notice of Funding Availability for applications for credit assistance under the Water Infrastructure Finance and Innovation Act Program, including with respect to a project that was initiated or completed before the date of enactment of this Act.]

[In addition, fees authorized to be collected pursuant to sections 5029 and 5030 of the Water Infrastructure Finance and Innovation Act of 2014 shall be deposited in this account, to remain available until expended.]

[In addition, for administrative expenses to carry out the direct and guaranteed loan programs, \$2,200,000, to remain available until September 30, 2022.] (*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

Program and Financing (in millions of dollars)

Identification code 096–3139–0–1–301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
Credit program obligations:			
0709 Administrative expenses		2	
0900 Total new obligations, unexpired accounts (object class 41.0)		2	
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1			12
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation		14	
1930 Total budgetary resources available		14	12
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year		12	12

WATER INFRASTRUCTURE FINANCE AND INNOVATION PROGRAM ACCOUNT—Continued
Program and Financing—Continued

Identification code 096-3139-0-1-301	2020 actual	2021 est.	2022 est.
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1			2
3010 New obligations, unexpired accounts		2	
3020 Outlays (gross)			-1
3050 Unpaid obligations, end of year		2	1
Memorandum (non-add) entries:			
3100 Obligated balance, start of year			2
3200 Obligated balance, end of year		2	1
Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross		14	
Outlays, gross:			
4011 Outlays from discretionary balances			1
4180 Budget authority, net (total)		14	
4190 Outlays, net (total)			1

Summary of Loan Levels, Subsidy Budget Authority and Outlays by Program (in millions of dollars)

Identification code 096-3139-0-1-301	2020 actual	2021 est.	2022 est.
Administrative expense data:			
3510 Budget authority		14	

A new federal credit program for dam safety at non-federal dams is being established with funds appropriated in FY 2021. The Army Corps is currently working on regulations to implement this program.

CONSTRUCTION

For expenses necessary for the construction of [river and harbor] commercial navigation, flood and storm damage reduction, [shore protection,] and aquatic ecosystem restoration projects, and related [projects authorized by law] efforts; and for [conducting detailed] studies, design work, and plans and specifications [.] of such projects, [(including those involving participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such detailed studies, and plans and specifications, shall not constitute a commitment of the Government to construction); \$2,692,645,000] and related efforts, \$1,792,378,000, to remain available until expended[; of which such sums as are necessary to cover the Federal share of construction costs for facilities under the Dredged Material Disposal Facilities program shall be derived from the Harbor Maintenance Trust Fund as authorized by Public Law 104-303; and of which such sums as are necessary to cover 35 percent of the costs of construction, replacement, rehabilitation, and expansion of inland waterways projects, shall be derived from the Inland Waterways Trust Fund, except as otherwise specifically provided for in law]. (Energy and Water Development and Related Agencies Appropriations Act, 2021.)

Program and Financing (in millions of dollars)

Identification code 096-3122-0-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation	829	722	791
0002 Flood Risk Management	1,988	1,339	1,467
0003 Aquatic Ecosystem Restoration	364	416	456
0004 Hydropower	1		
0005 Multipurpose and Other Programs	92	103	113
0100 Direct program subtotal	3,274	2,580	2,827
0799 Total direct obligations	3,274	2,580	2,827
0801 Department of Homeland Security	1,465	1,208	1,478
0802 Department of Veteran Affairs	356	442	407
0803 Environmental Protection Agency	142	125	134
0804 National Aeronautics and Space Administration	36	22	28
0805 Department of Energy	62	119	97
0806 Other Federal Agencies	142	179	151
0807 Non-Federal Agencies	135	232	261
0808 Intra-Corps	173	163	160
0899 Total reimbursable obligations	2,511	2,490	2,716

0900 Total new obligations, unexpired accounts	5,785	5,070	5,543
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	23,901	24,256	24,008
1021 Recoveries of prior year unpaid obligations	192		
1033 Recoveries of prior year paid obligations	6		
1050 Unobligated balance (total)	24,099	24,256	24,008
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	2,608	2,493	1,792
Spending authority from offsetting collections, discretionary:			
1700 Collected (Inland Waterways Trust Fund)		113	
1700 Collected (Inland Waterways Trust Fund FY2020)	41		
1700 Collected (Inland Waterways Trust Fund FY2019)	9		
1700 Collected (Harbor Maintenance Trust Fund)		86	
1700 Collected (Harbor Maintenance Trust Fund FY2020)	6		
1700 Collected (Harbor Maintenance Trust Fund FY2019)	16		
1700 Collected (Construction)	2,456	2,130	983
1701 Change in uncollected payments, Federal sources	806		
1750 Spending auth from offsetting collections, disc (total)	3,334	2,329	983
1900 Budget authority (total)	5,942	4,822	2,775
1930 Total budgetary resources available	30,041	29,078	26,783
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	24,256	24,008	21,240

Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	6,215	7,502	8,771
3010 New obligations, unexpired accounts	5,785	5,070	5,543
3020 Outlays (gross)	-4,306	-3,801	-2,775
3040 Recoveries of prior year unpaid obligations, unexpired	-192		
3050 Unpaid obligations, end of year	7,502	8,771	11,539
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-4,523	-5,329	-5,329
3070 Change in uncollected pymts, Fed sources, unexpired	-806		
3090 Uncollected pymts, Fed sources, end of year	-5,329	-5,329	-5,329
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	1,692	2,173	3,442
3200 Obligated balance, end of year	2,173	3,442	6,210

Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	5,942	4,822	2,775
Outlays, gross:			
4010 Outlays from new discretionary authority		1,473	787
4011 Outlays from discretionary balances	4,306	2,328	1,988
4020 Outlays, gross (total)	4,306	3,801	2,775
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources	-2,455	-2,329	-983
4033 Non-Federal sources	-79		
4040 Offsets against gross budget authority and outlays (total)	-2,534	-2,329	-983
Additional offsets against gross budget authority only:			
4050 Change in uncollected pymts, Fed sources, unexpired	-806		
4053 Recoveries of prior year paid obligations, unexpired accounts	6		
4060 Additional offsets against budget authority only (total)	-800		
4070 Budget authority, net (discretionary)	2,608	2,493	1,792
4080 Outlays, net (discretionary)	1,772	1,472	1,792
4180 Budget authority, net (total)	2,608	2,493	1,792
4190 Outlays, net (total)	1,772	1,472	1,792

Summary of Budget Authority and Outlays (in millions of dollars)

	2020 actual	2021 est.	2022 est.
Enacted/requested:			
Budget Authority	2,608	2,493	1,792
Outlays	1,772	1,472	1,792
Legislative proposal, subject to PAYGO:			
Budget Authority			695
Outlays			695
Total:			
Budget Authority	2,608	2,493	2,487
Outlays	1,772	1,472	2,487

This appropriation funds the construction, replacement, rehabilitation, and expansion of water resources projects whose principal purpose is to

provide commercial navigation, flood and storm damage reduction, or aquatic ecosystem restoration benefits to the Nation, and related efforts.

This account allocates funds on a performance basis to high-performing projects. The Budget funds those investments within the three main mission areas of the Corps civil works program—commercial navigation, flood and storm damage reduction, and aquatic ecosystem restoration—as well as related efforts that provide the best economic, environmental, and public safety returns to the Nation. In developing the Budget, consideration was given to advancing three key objectives including: 1) increasing infrastructure and ecosystem resilience to climate change and decreasing climate risk for communities based on the best available science; 2) promoting environmental justice in disadvantaged communities in line with Justice40 and creating good paying jobs that promote a chance to join a union; and 3) not funding work that directly subsidizes fossil fuels including work that lowers the cost of production, lowers the cost of consumption, or raises the revenues retained by producers of fossil fuels.

This account includes \$348.0 million for work under the Comprehensive Everglades Restoration Plan (CERP), which represents approximately 19.4 percent of the total amount in this account and approximately 5.1 percent of the total amount in the civil works program. Funding CERP at this level would not have a significant impact on the overall civil works program in 2022. Construction account funding for CERP in future years will depend on the availability of funds, so the impact of such future funding on the overall civil works program cannot be determined at this time. Funding for the Department of the Interior (DOI) includes an additional \$8.2 million for work under CERP. This account also includes approximately \$2.0 million for other ecosystem restoration work by the Corps in South Florida, including the Everglades ecosystem. Funding for DOI includes \$59.4 million for such non-CERP work. The Budget for the two agencies includes a total of \$417.6 million for ecosystem restoration work in South Florida, of which \$356.2 million is for CERP and \$61.4 million is for non-CERP work (P.L. 106–541 section 601).

This appropriation also funds the Corps continuing authorities programs, which involve the planning, design, and construction of smaller projects that do not require specific authorizing legislation.

Object Classification (in millions of dollars)

Identification code 096–3122–0–1–301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	347	356	360
11.3 Other than full-time permanent	6	7	7
11.5 Other personnel compensation	13	12	12
11.8 Special personal services payments	23	23	23
11.9 Total personnel compensation	389	398	402
12.1 Civilian personnel benefits	66	60	61
21.0 Travel and transportation of persons	4	5	5
23.2 Rental payments to others	1		
23.3 Communications, utilities, and miscellaneous charges		1	1
25.1 Advisory and assistance services	11	13	15
25.2 Other services from non-Federal sources	157	127	142
25.3 Purchase of goods and services from Government accounts	64	69	77
25.4 Operation and maintenance of facilities	16	7	7
26.0 Supplies and materials	1	1	1
31.0 Equipment		1	1
32.0 Land and structures	2,565	1,894	2,111
41.0 Grants, subsidies, and contributions		3	3
42.0 Insurance claims and indemnities		1	1
99.0 Direct obligations	3,274	2,580	2,827
99.0 Reimbursable obligations	2,511	2,490	2,716
99.9 Total new obligations, unexpired accounts	5,785	5,070	5,543

Employment Summary

Identification code 096–3122–0–1–301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	3,131	3,002	3,002
2001 Reimbursable civilian full-time equivalent employment	899	1,600	1,600

CONSTRUCTION

(Legislative proposal, subject to PAYGO)

Program and Financing (in millions of dollars)

Identification code 096–3122–4–1–301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation			695
0100 Direct program subtotal			695
0799 Total direct obligations			695
0900 Total new obligations, unexpired accounts (object class 32.0)			695
Budgetary resources:			
Budget authority:			
Appropriations, mandatory:			
1200 Appropriation			695
1930 Total budgetary resources available			695
Change in obligated balance:			
Unpaid obligations:			
3010 New obligations, unexpired accounts			695
3020 Outlays (gross)			–695
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross			695
Outlays, gross:			
4100 Outlays from new mandatory authority			695
4180 Budget authority, net (total)			695
4190 Outlays, net (total)			695

The American Jobs Plan includes funding for investments in inland waterways and coastal ports through the Army Corps of Engineers.

OPERATION AND MAINTENANCE

For expenses necessary for the operation, maintenance, and care of existing [river and harbor] *commercial navigation*, flood and storm damage reduction, and aquatic ecosystem restoration[, and related] projects, [authorized by law;] *and related efforts*; providing security for infrastructure owned or operated by the Corps, including administrative buildings and laboratories; maintaining harbor channels provided by a State, municipality, or other public agency that serve essential navigation needs of general commerce, where authorized by law; surveying and charting northern and northwestern lakes and connecting waters; clearing and straightening channels; and removing obstructions to navigation, [\$3,849,655,000] \$2,502,901,000, to remain available until expended[, of which such sums as are necessary to cover the Federal share of eligible operation and maintenance costs for coastal harbors and channels, and for inland harbors shall be derived from the Harbor Maintenance Trust Fund]; of which such sums as become available from the special account for the Corps of Engineers established by the Land and Water Conservation Fund Act of 1965 shall be derived from that account for resource protection, research, interpretation, and maintenance activities related to resource protection in the areas *managed by the Army Corps of Engineers* at which outdoor recreation is available; and of which such sums as become available from fees collected under section 217 of Public Law 104–303 shall be used to cover the cost of operation and maintenance of the dredged material disposal facilities for which such fees have been collected[: *Provided*, That 1 percent of the total amount of funds provided for each of the programs, projects, or activities funded under this heading shall not be allocated to a field operating activity prior to the beginning of the fourth quarter of the fiscal year and shall be available for use by the Chief of Engineers to fund such emergency activities as the Chief of Engineers determines to be necessary and appropriate, and that the Chief of Engineers shall allocate during the fourth quarter any remaining funds which have not been used for emergency activities proportionally in accordance with the amounts provided for the programs, projects, or activities]. (*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

Program and Financing (in millions of dollars)

Identification code 096–3123–0–1–301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation	2,273	2,049	2,046
0002 Flood Risk Management	269	265	264

OPERATION AND MAINTENANCE—Continued
Program and Financing—Continued

Identification code 096-3123-0-1-301	2020 actual	2021 est.	2022 est.
0003 Aquatic Ecosystem Restoration	32	24	24
0004 Hydropower	6	11	11
0005 Multipurpose and Other Programs	1,854	1,722	1,719
0006 Emergency Management	13	6	7
0799 Total direct obligations	4,447	4,077	4,071
0801 Department of Homeland Security	803	272	361
0802 Department of Veteran Affairs	2	2	2
0804 National Aeronautics and Space Administration	2	1	1
0805 Department of Energy	7	7	7
0806 Other Federal Agencies	9	12	11
0807 Non-Federal Agencies	30	43	43
0808 Intra-Corps	220	191	198
0899 Total reimbursable obligations	1,073	528	623
0900 Total new obligations, unexpired accounts	5,520	4,605	4,694
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	2,051	2,103	2,674
1021 Recoveries of prior year unpaid obligations	97		
1050 Unobligated balance (total)	2,148	2,103	2,674
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	2,254	2,249	2,454
1121 Appropriations transferred from other acct [096-5383]	47	49	49
1160 Appropriation, discretionary (total)	2,301	2,298	2,503
Spending authority from offsetting collections, discretionary:			
1700 Collected (Harbor Maintenance Trust Fund)		1,552	
1700 Collected (Operation and Maintenance)	1,036	1,326	295
1700 Collected (Harbor Maintenance Trust Fund FY20)	996		
1700 Collected (Harbor Maintenance Trust Fund FY19 Supplemental)	191		
1700 Collected (Harbor Maintenance Trust Fund FY19)	352		
1701 Change in uncollected payments, Federal sources	599		
1750 Spending auth from offsetting collections, disc (total)	3,174	2,878	295
1900 Budget authority (total)	5,475	5,176	2,798
1930 Total budgetary resources available	7,623	7,279	5,472
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	2,103	2,674	778
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	2,228	2,476	1,331
3010 New obligations, unexpired accounts	5,520	4,605	4,694
3020 Outlays (gross)	-5,175	-5,750	-2,995
3040 Recoveries of prior year unpaid obligations, unexpired	-97		
3050 Unpaid obligations, end of year	2,476	1,331	3,030
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-163	-762	-762
3070 Change in uncollected pymts, Fed sources, unexpired	-599		
3090 Uncollected pymts, Fed sources, end of year	-762	-762	-762
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	2,065	1,714	569
3200 Obligated balance, end of year	1,714	569	2,268
Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	5,475	5,176	2,798
Outlays, gross:			
4010 Outlays from new discretionary authority	1,704	2,715	1,546
4011 Outlays from discretionary balances	3,471	3,035	1,449
4020 Outlays, gross (total)	5,175	5,750	2,995
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources:	-2,535	-2,878	-295
4033 Non-Federal sources:	-40		
4040 Offsets against gross budget authority and outlays (total)	-2,575	-2,878	-295
Additional offsets against gross budget authority only:			
4050 Change in uncollected pymts, Fed sources, unexpired	-599		
4060 Additional offsets against budget authority only (total)	-599		
4070 Budget authority, net (discretionary)	2,301	2,298	2,503
4080 Outlays, net (discretionary)	2,600	2,872	2,700
4180 Budget authority, net (total)	2,301	2,298	2,503

4190 Outlays, net (total)	2,600	2,872	2,700
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Summary of Budget Authority and Outlays (in millions of dollars)

	2020 actual	2021 est.	2022 est.
Enacted/requested:			
Budget Authority	2,301	2,298	2,503
Outlays	2,600	2,872	2,700
Legislative proposal, subject to PAYGO:			
Budget Authority			1,120
Outlays			1,120
Total:			
Budget Authority	2,301	2,298	3,623
Outlays	2,600	2,872	3,820

This appropriation funds inspection, operation, maintenance, and related activities for water resources projects operated and maintained by the Corps. These projects include navigation channels, navigation locks and dams, structures to reduce the risk of flood and storm damage (e.g., levees), and multi-purpose projects, as authorized in River and Harbor, Flood Control, and Water Resources Development Acts and other laws. Key infrastructure that is of central importance to the Nation and the continued safety of the public is given the highest priority for funding in this account.

This appropriation funds all of the costs associated with protecting Corps facilities from potential security threats. It also funds the national emergency preparedness program under Executive Order 11490.

In developing the Budget, consideration was given to advancing three key objectives including: 1) increasing infrastructure and ecosystem resilience to climate change and decreasing climate risk for communities based on the best available science; 2) promoting environmental justice in disadvantaged communities in line with Justice40 and creating good paying jobs that provide the chance to join a union; and 3) not funding work that directly subsidizes fossil fuels including work that lowers the cost of production, lowers the cost of consumption, or raises the revenues retained by producers of fossil fuels.

Object Classification (in millions of dollars)

Identification code 096-3123-0-1-301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	1,056	1,085	1,096
11.3 Other than full-time permanent	10	10	10
11.5 Other personnel compensation	58	56	56
11.8 Special personal services payments	10	9	10
11.9 Total personnel compensation	1,134	1,160	1,172
12.1 Civilian personnel benefits	225	212	214
21.0 Travel and transportation of persons	29	31	31
22.0 Transportation of things	1	1	1
23.2 Rental payments to others	2	2	2
23.3 Communications, utilities, and miscellaneous charges	34	34	34
25.1 Advisory and assistance services	19	17	17
25.2 Other services from non-Federal sources	316	325	323
25.3 Other goods and services from Federal sources	599	560	555
25.4 Operation and maintenance of facilities	368	332	329
25.7 Operation and maintenance of equipment	6	5	5
26.0 Supplies and materials	67	60	59
31.0 Equipment	24	26	26
32.0 Land and structures	1,623	1,312	1,303
99.0 Direct obligations	4,447	4,077	4,071
99.0 Reimbursable obligations	1,073	528	623
99.9 Total new obligations, unexpired accounts	5,520	4,605	4,694

Employment Summary

Identification code 096-3123-0-1-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	13,619	13,275	13,275
2001 Reimbursable civilian full-time equivalent employment	266	266	266

OPERATION AND MAINTENANCE
(Legislative proposal, subject to PAYGO)

Program and Financing (in millions of dollars)

Identification code 096-3123-4-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation			1,120
0799 Total direct obligations			1,120
0900 Total new obligations, unexpired accounts (object class 32.0)			1,120
Budgetary resources:			
Budget authority:			
Appropriations, mandatory:			
1200 Appropriation			1,120
1900 Budget authority (total)			1,120
1930 Total budgetary resources available			1,120
Change in obligated balance:			
Unpaid obligations:			
3010 New obligations, unexpired accounts			1,120
3020 Outlays (gross)			-1,120
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross			1,120
Outlays, gross:			
4100 Outlays from new mandatory authority			1,120
4180 Budget authority, net (total)			1,120
4190 Outlays, net (total)			1,120

The American Jobs Plan includes funding for investments in inland waterways and coastal ports through the Army Corps of Engineers.

SPECIAL RECREATION USER FEE

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-5383-0-2-301	2020 actual	2021 est.	2022 est.
0100 Balance, start of year	39	42	42
0198 Reconciliation adjustment	1		
0199 Balance, start of year	40	42	42
Receipts:			
Current law:			
1130 Special Recreation Use Fees, Corps of Engineers	49	47	47
1130 User Fees, Fund for Non-Federal Use of Disposal Facilities		2	2
1199 Total current law receipts	49	49	49
1999 Total receipts	49	49	49
2000 Total: Balances and receipts	89	91	91
Appropriations:			
Current law:			
2101 Special Recreation User Fee	-47	-49	-49
5099 Balance, end of year	42	42	42

Program and Financing (in millions of dollars)

Identification code 096-5383-0-2-301	2020 actual	2021 est.	2022 est.
Budgetary resources:			
Budget authority:			
Appropriations, discretionary:			
1101 Appropriation (special or trust)	47	49	49
1120 Appropriations transferred to other accts [096-3123]	-47	-49	-49
4180 Budget authority, net (total)			
4190 Outlays, net (total)			

Pursuant to the requirements of 16 U.S.C. 460d-3, the Corps deposits certain recreation use fees collected at Corps projects into this account. Types of fees include daily user fees, camping fees, recreational fees, annual pass fees, and other permit type fees. Pursuant to appropriations acts, funding in the Operation and Maintenance appropriation is derived in part from this account for resource protection, research, interpretation, and

maintenance activities related to resource protection at Corps projects where outdoor recreation is available.

MISSISSIPPI RIVER AND TRIBUTARIES

For expenses necessary for flood damage reduction projects and related efforts in the Mississippi River alluvial valley below Cape Girardeau, Missouri, as authorized by law, **[\$380,000,000]** \$269,688,000, to remain available until expended, of which such sums as are necessary to cover the Federal share of eligible operation and maintenance costs for inland harbors shall be derived from the Harbor Maintenance Trust Fund: *Provided*, That the Secretary shall initiate one new study start in fiscal year 2021: *Provided further*, That the Secretary shall not deviate from the work plan, once the plan has been submitted to the Committees on Appropriations of both Houses of Congress. (*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

Program and Financing (in millions of dollars)

Identification code 096-3112-0-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation	69	60	59
0002 Flood Risk Management	399	454	450
0005 Multipurpose and Other Programs	103	109	108
0799 Total direct obligations	571	623	617
0808 Intra-Corps	68	66	74
0900 Total new obligations, unexpired accounts	639	689	691
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	1,176	944	694
1021 Recoveries of prior year unpaid obligations	21		
1050 Unobligated balance (total)	1,197	944	694
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	368	375	270
Spending authority from offsetting collections, discretionary:			
1700 Collected (Non-Harbor Maintenance Trust Fund)	45	59	64
1700 Collected (Harbor Maintenance Trust Fund)	7	5	
1701 Change in uncollected payments, Federal sources	-34		
1750 Spending auth from offsetting collections, disc (total)	18	64	64
1900 Budget authority (total)	386	439	334
1930 Total budgetary resources available	1,583	1,383	1,028
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	944	694	337
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	545	588	682
3010 New obligations, unexpired accounts	639	689	691
3020 Outlays (gross)	-575	-595	-608
3040 Recoveries of prior year unpaid obligations, unexpired	-21		
3050 Unpaid obligations, end of year	588	682	765
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-35	-1	-1
3070 Change in uncollected pymts, Fed sources, unexpired	34		
3090 Uncollected pymts, Fed sources, end of year	-1	-1	-1
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	510	587	681
3200 Obligated balance, end of year	587	681	764
Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	386	439	334
Outlays, gross:			
4010 Outlays from new discretionary authority	4	194	146
4011 Outlays from discretionary balances	571	401	462
4020 Outlays, gross (total)	575	595	608
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources	-50	-64	-64
4033 Non-Federal sources	-2		
4040 Offsets against gross budget authority and outlays (total)	-52	-64	-64
Additional offsets against gross budget authority only:			
4050 Change in uncollected pymts, Fed sources, unexpired	34		

MISSISSIPPI RIVER AND TRIBUTARIES—Continued
Program and Financing—Continued

Identification code 096-3112-0-1-301	2020 actual	2021 est.	2022 est.
4060 Additional offsets against budget authority only (total)	34		
4070 Budget authority, net (discretionary)	368	375	270
4080 Outlays, net (discretionary)	523	531	544
4180 Budget authority, net (total)	368	375	270
4190 Outlays, net (total)	523	531	544

This appropriation funds planning, design, construction, and operation and maintenance activities associated with projects to reduce the risk of flood damage in the lower Mississippi River alluvial valley below Cape Girardeau, Missouri.

Object Classification (in millions of dollars)

Identification code 096-3112-0-1-301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	91	96	97
11.3 Other than full-time permanent	2	1	1
11.5 Other personnel compensation	7	5	5
11.8 Special personal services payments	1	1	1
11.9 Total personnel compensation	101	103	104
12.1 Civilian personnel benefits	21	19	20
21.0 Travel and transportation of persons	3	3	3
23.3 Communications, utilities, and miscellaneous	5	5	5
25.1 Advisory and assistance services	1		
25.2 Other services from non-Federal sources	18	22	22
25.3 Purchase goods & svcs. fm Government	107	148	146
25.4 Operation and maintenance of facilities	27	21	21
25.7 Operation and maintenance of equipment	1		
26.0 Supplies and materials	12	11	11
31.0 Equipment	2	1	1
32.0 Land and structures	273	290	284
99.0 Direct obligations	571	623	617
99.0 Reimbursable obligations	68	66	74
99.9 Total new obligations, unexpired accounts	639	689	691

Employment Summary

Identification code 096-3112-0-1-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	1,397	1,300	1,300
2001 Reimbursable civilian full-time equivalent employment	3	3	3

FLOOD CONTROL AND COASTAL EMERGENCIES

For expenses necessary to prepare for flood, hurricane, and other natural disasters and support emergency operations, repairs, and other activities in response to such disasters as authorized by law, \$35,000,000, to remain available until expended. (Energy and Water Development and Related Agencies Appropriations Act, 2021.)

Program and Financing (in millions of dollars)

Identification code 096-3125-0-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0006 Emergency Management	755	688	688
0801 Department of Homeland Security	100	133	246
0807 Non-Federal Agencies	1	1	3
0808 Intra-Corps	17	20	53
0899 Total reimbursable obligations	118	154	302
0900 Total new obligations, unexpired accounts	873	842	990
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	2,585	1,837	1,262
1021 Recoveries of prior year unpaid obligations	194		
1050 Unobligated balance (total)	2,779	1,837	1,262

Budget authority:

Appropriations, discretionary:			
1100 Appropriation	35	35	35
Spending authority from offsetting collections, discretionary:			
1700 Collected	129	232	232
1701 Change in uncollected payments, Federal sources	-233		
1750 Spending auth from offsetting collections, disc (total)	-104	232	232
1900 Budget authority (total)	-69	267	267
1930 Total budgetary resources available	2,710	2,104	1,529
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	1,837	1,262	539

Change in obligated balance:

Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	1,062	868	743
3010 New obligations, unexpired accounts	873	842	990
3020 Outlays (gross)	-873	-967	-760
3040 Recoveries of prior year unpaid obligations, unexpired	-194		
3050 Unpaid obligations, end of year	868	743	973
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-873	-640	-640
3070 Change in uncollected pymts, Fed sources, unexpired	233		
3090 Uncollected pymts, Fed sources, end of year	-640	-640	-640
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	189	228	103
3200 Obligated balance, end of year	228	103	333

Budget authority and outlays, net:

Discretionary:			
4000 Budget authority, gross	-69	267	267
Outlays, gross:			
4010 Outlays from new discretionary authority		106	106
4011 Outlays from discretionary balances	873	861	654
4020 Outlays, gross (total)	873	967	760
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources	-128	-232	-232
4033 Non-Federal sources	-1		
4040 Offsets against gross budget authority and outlays (total) ...	-129	-232	-232
Additional offsets against gross budget authority only:			
4050 Change in uncollected pymts, Fed sources, unexpired	233		
4060 Additional offsets against budget authority only (total)	233		
4070 Budget authority, net (discretionary)	35	35	35
4080 Outlays, net (discretionary)	744	735	528
4180 Budget authority, net (total)	35	35	35
4190 Outlays, net (total)	744	735	528

This appropriation funds the planning, training, exercises, and other preparedness measures that help the Corps respond to floods, hurricanes, and other natural disasters, and support emergency operations in response to such natural disasters, including advance measures, flood fighting, providing potable water, and the repair of certain damaged flood and storm damage reduction projects. The funding in the Budget is for preparedness and training activities.

Object Classification (in millions of dollars)

Identification code 096-3125-0-1-301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	78	81	82
11.3 Other than full-time permanent	2	1	1
11.5 Other personnel compensation	6	6	6
11.9 Total personnel compensation	86	88	89
12.1 Civilian personnel benefits	17	16	16
21.0 Travel and transportation of persons	2	3	3
23.2 Rental payments to others	1		
25.1 Advisory and assistance services	12	49	49
25.2 Other services from non-Federal sources	22	73	73
25.3 Other goods and services from Federal sources	20	21	21
25.4 Operation and maintenance of facilities	14	16	16
26.0 Supplies and materials	1	2	2
31.0 Equipment		1	1
32.0 Land and structures	580	419	418
99.0 Direct obligations	755	688	688
99.0 Reimbursable obligations	118	154	302

99.9	Total new obligations, unexpired accounts	873	842	990
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Employment Summary

Identification code 096-3125-0-1-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	670	750	750
2001 Reimbursable civilian full-time equivalent employment	82		

INVESTIGATIONS

For expenses necessary [where authorized by law] for the collection and study of basic information pertaining to [river and harbor, flood and storm damage reduction, shore protection, aquatic ecosystem restoration, and related needs] *the development, management, restoration, and protection of water resources*; for [surveys and detailed] studies, *design work*, and plans and specifications of proposed [river and harbor] *commercial navigation*, flood and storm damage reduction, shore protection, and aquatic ecosystem restoration projects, and related efforts prior to construction; for restudy of authorized projects *and related efforts*; and for miscellaneous investigations, [and, when authorized by law, surveys and detailed studies, and plans and specifications of projects prior to construction, \$153,000,000] *\$105,837,000*, to remain available until expended[: *Provided*, That the Secretary shall initiate nine new study starts during fiscal year 2021: *Provided further*, That the Secretary shall not deviate from the new starts proposed in the work plan, once the plan has been submitted to the Committees on Appropriations of both Houses of Congress]. (*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

Program and Financing (in millions of dollars)

Identification code 096-3121-0-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation	36	31	33
0002 Flood Risk Management	98	80	85
0003 Aquatic Ecosystem Restoration	16	15	16
0005 Multipurpose and Other Programs	16	17	18
0799 Total direct obligations	166	143	152
0801 Department of Homeland Security	25	10	13
0804 National Aeronautics and Space Administration	1	1	1
0805 Department of Energy	1	1	1
0806 Other Federal Agencies	9	10	11
0807 Non-Federal Agencies	6	6	6
0808 Intra-Corps	9	13	13
0899 Total reimbursable obligations	51	41	45
0900 Total new obligations, unexpired accounts	217	184	197
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	286	281	291
1021 Recoveries of prior year unpaid obligations	2		
1050 Unobligated balance (total)	288	281	291
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	151	153	106
Spending authority from offsetting collections, discretionary:			
1700 Collected	39	41	41
1701 Change in uncollected payments, Federal sources	20		
1750 Spending auth from offsetting collections, disc (total)	59	41	41
1900 Budget authority (total)	210	194	147
1930 Total budgetary resources available	498	475	438
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	281	291	241
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	52	78	80
3010 New obligations, unexpired accounts	217	184	197
3020 Outlays (gross)	-189	-182	-189
3040 Recoveries of prior year unpaid obligations, unexpired	-2		
3050 Unpaid obligations, end of year	78	80	88
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-34	-54	-54
3070 Change in uncollected pymts, Fed sources, unexpired	-20		
3090 Uncollected pymts, Fed sources, end of year	-54	-54	-54

Memorandum (non-add) entries:			
3100 Obligated balance, start of year	18	24	26
3200 Obligated balance, end of year	24	26	34

Budget authority and outlays, net:

Identification code 096-3121-0-1-301	2020 actual	2021 est.	2022 est.
Discretionary:			
4000 Budget authority, gross	210	194	147
Outlays, gross:			
4010 Outlays from new discretionary authority		87	66
4011 Outlays from discretionary balances	189	95	123
4020 Outlays, gross (total)	189	182	189
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources	-30	-41	-41
4033 Non-Federal sources	-9		
4040 Offsets against gross budget authority and outlays (total) ...	-39	-41	-41
Additional offsets against gross budget authority only:			
4050 Change in uncollected pymts, Fed sources, unexpired	-20		
4060 Additional offsets against budget authority only (total)	-20		
4070 Budget authority, net (discretionary)	151	153	106
4080 Outlays, net (discretionary)	150	141	148
4180 Budget authority, net (total)	151	153	106
4190 Outlays, net (total)	150	141	148

This appropriation funds studies to determine the engineering feasibility, economic and environmental return to the Nation, and public safety impacts of potential solutions to water and related land resources problems; pre-construction engineering and design; and related data collection, interagency coordination, and research. In developing the Budget, consideration was given to advancing three key objectives including: 1) increasing infrastructure and ecosystem resilience to climate change and decreasing climate risk for communities based on the best available science; 2) promoting environmental justice in disadvantaged communities in line with Justice40 and creating good paying jobs that provide the chance to join a union; and 3) not funding work that directly subsidizes fossil fuels including work that lowers the cost of production, lowers the cost of consumption, or raises the revenues retained by producers of fossil fuels.

Object Classification (in millions of dollars)

Identification code 096-3121-0-1-301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	95	97	98
11.3 Other than full-time permanent	3	4	4
11.5 Other personnel compensation	1	1	1
11.8 Special personal services payments	4	4	4
11.9 Total personnel compensation	103	106	107
12.1 Civilian personnel benefits	18	17	17
21.0 Travel and transportation of persons	1	1	1
25.1 Advisory and assistance services	7	2	3
25.2 Other services from non-Federal sources	11	4	5
25.3 Purchase of goods and services from Government accounts	11	6	8
25.4 Operation and maintenance of facilities	4	2	3
31.0 Equipment	1		
32.0 Land and structures	10	5	8
99.0 Direct obligations	166	143	152
99.0 Reimbursable obligations	51	41	45
99.9 Total new obligations, unexpired accounts	217	184	197

Employment Summary

Identification code 096-3121-0-1-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	796	800	800
2001 Reimbursable civilian full-time equivalent employment	77	77	77

REGULATORY PROGRAM

For expenses necessary for administration of laws pertaining to regulation of navigable waters and wetlands, [\$210,000,000] *\$204,400,000*, to remain available

REGULATORY PROGRAM—Continued

until September 30, [2022] 2023. (Energy and Water Development and Related Agencies Appropriations Act, 2021.)

Program and Financing (in millions of dollars)

Identification code 096-3126-0-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0008 Regulatory	210	204	206
0192 Total direct obligations	210	204	206
0806 Other Federal Agencies	1	1	1
0807 Non-Federal Agencies	12	12	12
0808 Intra-Corps	1	1	1
0899 Total reimbursable obligations	13	14	14
0900 Total new obligations, unexpired accounts	223	218	220

Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	15	17	19
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	210	210	204
Spending authority from offsetting collections, discretionary:			
1700 Collected	17	10	10
1900 Budget authority (total)	227	220	214
1930 Total budgetary resources available	242	237	233
Memorandum (non-add) entries:			
1940 Unobligated balance expiring	-2		
1941 Unexpired unobligated balance, end of year	17	19	13

Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	4	8	18
3010 New obligations, unexpired accounts	223	218	220
3011 Obligations ("upward adjustments"), expired accounts	4		
3020 Outlays (gross)	-223	-208	-194
3050 Unpaid obligations, end of year	8	18	44
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	4	8	18
3200 Obligated balance, end of year	8	18	44

Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	227	220	214
Outlays, gross:			
4010 Outlays from new discretionary authority	206	197	192
4011 Outlays from discretionary balances	17	11	2
4020 Outlays, gross (total)	223	208	194
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources	-1	-1	-1
4033 Non-Federal sources	-16	-9	-9
4040 Offsets against gross budget authority and outlays (total)	-17	-10	-10
4070 Budget authority, net (discretionary)	210	210	204
4080 Outlays, net (discretionary)	206	198	184
4180 Budget authority, net (total)	210	210	204
4190 Outlays, net (total)	206	198	184

This appropriation provides funds to administer the laws and regulations pertaining to activities affecting U.S. waters, including wetlands, in accordance with the Rivers and Harbors Appropriation Act of 1899, the Clean Water Act of 1972, and the Marine Protection, Research and Sanctuaries Act of 1972.

The requested funds are needed to review and process permit applications, ensure compliance on permitted sites, and protect important aquatic resources.

Object Classification (in millions of dollars)

Identification code 096-3126-0-1-301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	163	166	167
11.3 Other than full-time permanent	2	2	3
11.5 Other personnel compensation	1	1	1

11.9 Total personnel compensation	166	169	171
12.1 Civilian personnel benefits	34	32	32
21.0 Travel and transportation of persons	1	1	1
25.2 Other services from non-Federal sources	2		
25.3 Purchase goods & svcs. fm Government accts.	7	2	2
99.0 Direct obligations	210	204	206
99.0 Reimbursable obligations	13	14	14
99.9 Total new obligations, unexpired accounts	223	218	220

Employment Summary

Identification code 096-3126-0-1-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	1,380	1,400	1,400
2001 Reimbursable civilian full-time equivalent employment	80	80	80

FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

For expenses necessary to clean up contamination from sites in the United States resulting from work performed as part of the Nation's early atomic energy program, \$250,000,000, to remain available until expended. (Energy and Water Development and Related Agencies Appropriations Act, 2021.)

Program and Financing (in millions of dollars)

Identification code 096-3130-0-1-053	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0007 Formerly Utilized Site Remedial Action Program	169	153	
0808 Intra-Corps	6	11	167
0899 Total reimbursable obligations	6	11	167
0900 Total new obligations, unexpired accounts	175	164	167

Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	6	38	133
1021 Recoveries of prior year unpaid obligations	1		
1050 Unobligated balance (total)	7	38	133
Budget authority:			
Appropriations, discretionary:			
1100 Appropriation	200	250	
Spending authority from offsetting collections, discretionary:			
1700 Collected	8	9	141
1701 Change in uncollected payments, Federal sources	-2		
1750 Spending auth from offsetting collections, disc (total)	6	9	141
1900 Budget authority (total)	206	259	141
1930 Total budgetary resources available	213	297	274
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	38	133	107

Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	150	155	130
3010 New obligations, unexpired accounts	175	164	167
3020 Outlays (gross)	-169	-189	-297
3040 Recoveries of prior year unpaid obligations, unexpired	-1		
3050 Unpaid obligations, end of year	155	130	
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-9	-7	-7
3070 Change in uncollected pymts, Fed sources, unexpired	2		
3090 Uncollected pymts, Fed sources, end of year	-7	-7	-7
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	141	148	123
3200 Obligated balance, end of year	148	123	-7

Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	206	259	141
Outlays, gross:			
4010 Outlays from new discretionary authority	19	140	127
4011 Outlays from discretionary balances	150	49	170
4020 Outlays, gross (total)	169	189	297
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4030 Federal sources	-8	-9	-141

4040	Offsets against gross budget authority and outlays (total)	-8	-9	-141
	Additional offsets against gross budget authority only:			
4050	Change in uncollected pymts, Fed sources, unexpired	2		
4070	Budget authority, net (discretionary)	200	250	
4080	Outlays, net (discretionary)	161	180	156
4180	Budget authority, net (total)	200	250	
4190	Outlays, net (total)	161	180	156

The Budget funds the clean-up of certain low-level radioactive materials and mixed wastes, located mostly at sites contaminated as a result of the Nation's early efforts to develop atomic weapons, within the Department of Energy's Other Defense Activities account. These sites were previously funded within the Formerly Utilized Sites Remedial Action Program (FUSRAP) at the Corps of Engineers. The Budget proposes to return responsibility for the management of FUSRAP to the Department of Energy. The Corps of Engineers will continue to conduct cleanup of FUSRAP sites on a reimbursable basis with the Department of Energy.

Object Classification (in millions of dollars)

Identification code 096-3130-0-1-053	2020 actual	2021 est.	2022 est.
11.1 Direct obligations: Personnel compensation: Full-time permanent	17	17	
11.9 Total personnel compensation	17	17	
12.1 Civilian personnel benefits	3	3	
25.1 Advisory and assistance services	1	1	
25.2 Other services from non-Federal sources	40	56	
25.3 Other goods and services from Federal sources	9	15	
32.0 Land and structures	99	61	
99.0 Direct obligations	169	153	
99.0 Reimbursable obligations	6	11	167
99.9 Total new obligations, unexpired accounts	175	164	167

Employment Summary

Identification code 096-3130-0-1-053	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	109	109	
2001 Reimbursable civilian full-time equivalent employment			109

EXPENSES

For expenses necessary for the supervision and general administration of the civil works program in the headquarters of the Corps of Engineers and the offices of the Division Engineers; and for costs of management and operation of the Humphreys Engineer Center Support Activity, the Institute for Water Resources, the United States Army Engineer Research and Development Center, and the United States Army Corps of Engineers Finance Center allocable to the civil works program, **[\$206,000,000]** \$199,290,000, to remain available until September 30, **[2022]** 2023, of which not to exceed \$5,000 may be used for official reception and representation purposes and only during the current fiscal year: *Provided*, That no part of any other appropriation provided in this title shall be available to fund the civil works activities of the Office of the Chief of Engineers or the civil works executive direction and management activities of the division offices: *Provided further*, That any Flood Control and Coastal Emergencies appropriation may be used to fund the supervision and general administration of emergency operations, repairs, and other activities in response to any flood, hurricane, or other natural disaster. (*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

Program and Financing (in millions of dollars)

Identification code 096-3124-0-1-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0009 Executive Direction and Management	189	173	176
0010 Support Activities	27	27	28
0799 Total direct obligations	216	200	204
0808 Intra-Corps	2	6	4
0899 Total reimbursable obligations	2	6	4
0900 Total new obligations, unexpired accounts	218	206	208

Budgetary resources:

Unobligated balance:				
1000	Unobligated balance brought forward, Oct 1	21	30	37
1021	Recoveries of prior year unpaid obligations	2		
1050	Unobligated balance (total)	23	30	37
Budget authority:				
Appropriations, discretionary:				
1100	Appropriation	223	206	199
Spending authority from offsetting collections, discretionary:				
1700	Collected	3	4	4
1701	Change in uncollected payments, Federal sources	-1	3	
1750	Spending auth from offsetting collections, disc (total)	2	7	4
1900	Budget authority (total)	225	213	203
1930	Total budgetary resources available	248	243	240
Memorandum (non-add) entries:				
1941	Unexpired unobligated balance, end of year	30	37	32

Change in obligated balance:

Unpaid obligations:				
3000	Unpaid obligations, brought forward, Oct 1	16	18	14
3010	New obligations, unexpired accounts	218	206	208
3020	Outlays (gross)	-213	-210	-200
3040	Recoveries of prior year unpaid obligations, unexpired	-2		
3041	Recoveries of prior year unpaid obligations, expired	-1		
3050	Unpaid obligations, end of year	18	14	22
Uncollected payments:				
3060	Uncollected pymts, Fed sources, brought forward, Oct 1	-2	-1	-4
3070	Change in uncollected pymts, Fed sources, unexpired	1	-3	
3090	Uncollected pymts, Fed sources, end of year	-1	-4	-4
Memorandum (non-add) entries:				
3100	Obligated balance, start of year	14	17	10
3200	Obligated balance, end of year	17	10	18

Budget authority and outlays, net:

Discretionary:				
4000	Budget authority, gross	225	213	203
Outlays, gross:				
4010	Outlays from new discretionary authority	195	194	185
4011	Outlays from discretionary balances	18	16	15
4020	Outlays, gross (total)	213	210	200
Offsets against gross budget authority and outlays:				
Offsetting collections (collected) from:				
4030	Federal sources	-3	-4	-4
Additional offsets against gross budget authority only:				
4050	Change in uncollected pymts, Fed sources, unexpired	1	-3	
4060	Additional offsets against budget authority only (total)	1	-3	
4070	Budget authority, net (discretionary)	223	206	199
4080	Outlays, net (discretionary)	210	206	196
4180	Budget authority, net (total)	223	206	199
4190	Outlays, net (total)	210	206	196

This appropriation funds the command and control, policy and guidance, program management, national and regional coordination, and quality assurance for the civil works program. These activities are carried out by Corps headquarters and eight division offices:

Corps Headquarters.—This office provides executive direction and management for the civil works program.

Division Offices.—Eight of the nine Corps division offices provide quality assurance for and supervise work of the 38 district offices that have civil works responsibilities. This appropriation also funds certain costs allocable to the civil works program of these Corps-wide support facilities:

Institute for Water Resources.—This institute performs studies and analyses on a wide range of water resources issues and develops project planning techniques.

Engineer Research and Development Center.—This center operates seven labs and conducts research and development for the Corps and other agencies.

Finance Center.—This center supports all Corps finance and accounting activities.

Humphreys Engineer Center.—This field operating activity of the Corps provides day-to-day operational support services to the Corps.

EXPENSES—Continued
Object Classification (in millions of dollars)

Identification code 096-3124-0-1-301	2020 actual	2021 est.	2022 est.
Direct obligations:			
Personnel compensation:			
11.1 Full-time permanent	119	123	124
11.3 Other than full-time permanent	1	1	1
11.5 Other personnel compensation	2	2	1
11.8 Special personal services payments	7	7	7
11.9 Total personnel compensation	129	133	133
12.1 Civilian personnel benefits	37	35	36
21.0 Travel and transportation of persons	3	4	4
23.1 Rental payments to GSA	4	2	3
23.2 Rental payments to others	1	1	1
25.1 Advisory and assistance services	2	1	1
25.2 Other services from non-Federal sources	4	1	1
25.3 Other goods and services from Federal sources	32	22	24
25.4 Operation and maintenance of facilities	1		
31.0 Equipment	2	1	1
32.0 Land and structures	1		
99.0 Direct obligations	216	200	204
99.0 Reimbursable obligations	2	6	4
99.9 Total new obligations, unexpired accounts	218	206	208

Employment Summary

Identification code 096-3124-0-1-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	906	895	895
2001 Reimbursable civilian full-time equivalent employment	1	50	50

WASHINGTON AQUEDUCT

The Washington Aqueduct supplies drinking water to customers in four jurisdictions: the District of Columbia; Arlington County, Virginia; the City of Falls Church, Virginia; and part of Fairfax County, Virginia. Although the Aqueduct is owned and operated by the Corps (40 U.S.C. 9501 et seq.), the customers finance the operation, maintenance, and certain capital improvements of Aqueduct facilities. The Aqueduct's customers also pay in advance the full cost of those capital improvements.

PERMANENT APPROPRIATIONS

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-9921-0-2-999	2020 actual	2021 est.	2022 est.
0100 Balance, start of year	40	36	39
0198 Reconciliation adjustment	2		
0199 Balance, start of year	42	36	39
Receipts:			
Current law:			
1110 Licenses under Federal Power Act, Improvements of Navigable Waters, Maintenance and Operation of Dams, Etc.	11	14	14
1130 Receipts from Leases of Lands Acquired for Flood Control, Navigation, and Allied Purposes	12	13	13
1199 Total current law receipts	23	27	27
1999 Total receipts	23	27	27
2000 Total: Balances and receipts	65	63	66
Appropriations:			
Current law:			
2101 Permanent Appropriations	-33	-23	-21
2103 Permanent Appropriations		-2	-1
2132 Permanent Appropriations	2	1	1
2199 Total current law appropriations	-31	-24	-21
2999 Total appropriations	-31	-24	-21
5098 Rounding adjustment	2		
5099 Balance, end of year	36	39	45

Program and Financing (in millions of dollars)

Identification code 096-9921-0-2-999	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0002 Maintenance and operation of dams and other improvements of navigable waters	25	25	26
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	23	29	28
Budget authority:			
Appropriations, mandatory:			
1201 Appropriation (special or trust fund)	33	23	21
1203 Appropriation (previously unavailable)(special or trust)		2	1
1232 Appropriations and/or unobligated balance of appropriations temporarily reduced	-2	-1	-1
1260 Appropriations, mandatory (total)	31	24	21
1930 Total budgetary resources available	54	53	49
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	29	28	23
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	13	11	11
3010 New obligations, unexpired accounts	25	25	26
3020 Outlays (gross)	-27	-25	-23
3050 Unpaid obligations, end of year	11	11	14
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	13	11	11
3200 Obligated balance, end of year	11	11	14
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross	31	24	21
Outlays, gross:			
4100 Outlays from new mandatory authority		19	17
4101 Outlays from mandatory balances	27	6	6
4110 Outlays, gross (total)	27	25	23
4180 Budget authority, net (total)	31	24	21
4190 Outlays, net (total)	27	25	23

This account covers three permanent appropriations:

Hydraulic mining debris reservoir.—The Corps uses fees collected from Pacific Gas and Electric Company to help maintain the Englebright Dam, Yuba River, California project. (33 U.S.C. 683)

Maintenance and operation of dams and other improvements of navigable waters.—The Corps uses its share of certain fees levied by the Federal Energy Regulatory Commission (on the private use of Federal property, including facilities and land; private construction and operation of water management and appurtenant facilities; and private benefit from headwater improvement by others) for construction, operation, and maintenance of Federal water management facilities. (16 U.S.C. 810(a))

Payments to States.—The Corps pays to States three-fourths of the rent received from the leasing of lands acquired for flood control, navigation, and allied purposes, including the development of hydroelectric power. (33 U.S.C. 701c-3)

Object Classification (in millions of dollars)

Identification code 096-9921-0-2-999	2020 actual	2021 est.	2022 est.
Direct obligations:			
11.1 Personnel compensation: Full-time permanent	2	2	2
25.3 Other goods and services from Federal sources	15	14	14
25.4 Operation and maintenance of facilities	4	2	2
32.0 Land and structures	4	7	8
99.9 Total new obligations, unexpired accounts	25	25	26

Employment Summary

Identification code 096-9921-0-2-999	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	20	25	25

REVOLVING FUND

Program and Financing (in millions of dollars)

Identification code 096-4902-0-4-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0803 Intra-Corps	9,553	9,067	9,181
0809 Reimbursable program activities, subtotal	9,553	9,067	9,181
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	943	1,019	417
1021 Recoveries of prior year unpaid obligations	83		
1033 Recoveries of prior year paid obligations	12		
1050 Unobligated balance (total)	1,038	1,019	417
Budget authority:			
Spending authority from offsetting collections, mandatory:			
1800 Collected	9,537	8,465	9,010
1801 Change in uncollected payments, Federal sources	-2		
1823 New and/or unobligated balance of spending authority from offsetting collections temporarily reduced	-1		
1850 Spending auth from offsetting collections, mand (total)	9,534	8,465	9,010
1900 Budget authority (total)	9,534	8,465	9,010
1930 Total budgetary resources available	10,572	9,484	9,427
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	1,019	417	246
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1	1,064	1,209	1,865
3010 New obligations, unexpired accounts	9,553	9,067	9,181
3020 Outlays (gross)	-9,325	-8,411	-8,946
3040 Recoveries of prior year unpaid obligations, unexpired	-83		
3050 Unpaid obligations, end of year	1,209	1,865	2,100
Uncollected payments:			
3060 Uncollected pymts, Fed sources, brought forward, Oct 1	-84	-82	-82
3070 Change in uncollected pymts, Fed sources, unexpired	2		
3090 Uncollected pymts, Fed sources, end of year	-82	-82	-82
Memorandum (non-add) entries:			
3100 Obligated balance, start of year	980	1,127	1,783
3200 Obligated balance, end of year	1,127	1,783	2,018
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross	9,534	8,465	9,010
Outlays, gross:			
4100 Outlays from new mandatory authority	7,318	6,772	7,118
4101 Outlays from mandatory balances	2,007	1,639	1,828
4110 Outlays, gross (total)	9,325	8,411	8,946
Offsets against gross budget authority and outlays:			
Offsetting collections (collected) from:			
4120 Federal sources	-9,521	-8,442	-8,987
4123 Non-Federal sources	-28	-23	-23
4130 Offsets against gross budget authority and outlays (total)	-9,549	-8,465	-9,010
Additional offsets against gross budget authority only:			
4140 Change in uncollected pymts, Fed sources, unexpired	2		
4143 Recoveries of prior year paid obligations, unexpired accounts	12		
4150 Additional offsets against budget authority only (total)	14		
4160 Budget authority, net (mandatory)	-1		
4170 Outlays, net (mandatory)	-224	-54	-64
4180 Budget authority, net (total)	-1		
4190 Outlays, net (total)	-224	-54	-64
Memorandum (non-add) entries:			
5090 Unexpired unavailable balance, SOY: Offsetting collections	12	13	13
5092 Unexpired unavailable balance, EOY: Offsetting collections	13	13	13

This revolving fund provides for the acquisition, operation, and maintenance of plant and equipment used by the civil works program and for temporary financing of services chargeable to the civil works program. The fund also initially finances Corps district office operating expenses, which the districts later reimburse with project-specific funds. In addition, payments are made into the fund when other agencies or entities use plant and equipment acquired by the fund.

Object Classification (in millions of dollars)

Identification code 096-4902-0-4-301	2020 actual	2021 est.	2022 est.
Reimbursable obligations:			
21.0 Travel and transportation of persons	89	98	98
22.0 Transportation of things	15	16	15
23.1 Rental payments to GSA	278	243	249
23.2 Rental payments to others	42	30	32
23.3 Communications, utilities, and miscellaneous charges	113	91	95
24.0 Printing and reproduction	1	1	1
25.1 Advisory and assistance services	54	40	42
25.2 Other services from non-Federal sources	529	2,856	3,656
25.3 Other goods and services from Federal sources	7,939	5,272	4,554
25.4 Operation and maintenance of facilities	126	108	110
25.7 Operation and maintenance of equipment	108	78	83
26.0 Supplies and materials	118	97	108
31.0 Equipment	55	51	52
32.0 Land and structures	86	86	86
99.9 Total new obligations, unexpired accounts	9,553	9,067	9,181

INTERAGENCY AMERICA THE BEAUTIFUL PASS REVENUES

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-5570-0-2-303	2020 actual	2021 est.	2022 est.
0100 Balance, start of year			
Receipts:			
Current law:			
1130 Fees, Interagency America the Beautiful Pass Revenues	1	1	1
2000 Total: Balances and receipts	1	1	1
Appropriations:			
Current law:			
2101 Interagency America the Beautiful Pass Revenues	-1	-1	-1
5099 Balance, end of year			

Program and Financing (in millions of dollars)

Identification code 096-5570-0-2-303	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Interagency America the Beautiful Pass Revenues	1	1	1
0900 Total new obligations, unexpired accounts (object class 25.4)	1	1	1
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	3	3	3
Budget authority:			
Appropriations, mandatory:			
1201 Appropriation (special or trust fund)	1	1	1
1930 Total budgetary resources available	4	4	4
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	3	3	3
Change in obligated balance:			
Unpaid obligations:			
3010 New obligations, unexpired accounts	1	1	1
3020 Outlays (gross)	-1	-1	-1
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross	1	1	1
Outlays, gross:			
4100 Outlays from new mandatory authority	1	1	1
4101 Outlays from mandatory balances	1		
4110 Outlays, gross (total)	1	1	1
4180 Budget authority, net (total)	1	1	1

INTERAGENCY AMERICA THE BEAUTIFUL PASS REVENUES—Continued

Program and Financing—Continued

Identification code 096-5570-0-2-303	2020 actual	2021 est.	2022 est.
4190 Outlays, net (total)	1	1	1

Funds in this account are collected from the sale of interagency America the Beautiful National Parks and Federal Recreational Lands Passes as authorized in the Water Resources Reform and Development Act of 2014 (P.L. 113-121, section 1048). The Corps sells and distributes the passes to the public at over 200 Corps locations and deposits the funds into this account. The funds are expended as allowed by the Federal Lands Recreation Enhancement Act at the locations where they are collected.

SPECIAL USE PERMIT FEES

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-5607-0-2-303	2020 actual	2021 est.	2022 est.
0100 Balance, start of year			
Receipts:			
Current law:			
1130 Fees, Special Use Permit Fees		1	1
2000 Total: Balances and receipts		1	1
Appropriations:			
Current law:			
2101 Special Use Permit Fees		-1	-1
5099 Balance, end of year			

Program and Financing (in millions of dollars)

Identification code 096-5607-0-2-303	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Recreational Resources		1	1
0900 Total new obligations, unexpired accounts (object class 25.4)		1	1
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	2	2	2
Budget authority:			
Appropriations, mandatory:			
1201 Appropriation (special or trust fund)		1	1
1930 Total budgetary resources available	2	3	3
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	2	2	2
Change in obligated balance:			
Unpaid obligations:			
3010 New obligations, unexpired accounts		1	1
3020 Outlays (gross)		-1	-1
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross		1	1
Outlays, gross:			
4100 Outlays from new mandatory authority		1	1
4180 Budget authority, net (total)		1	1
4190 Outlays, net (total)		1	1

Funds in this account are collected from the issuance of special use permits for activities, events, facility use, and other specialized recreation uses, as authorized in the Water Resources Reform and Development Act of 2014 (P.L. 113-121, section 1047(a)). These funds are expended on labor, vehicle costs, materials, supplies, utilities, and other costs associated with administering the special permits and carrying out related operation and maintenance activities at the site where the fees are collected.

Trust Funds

HARBOR MAINTENANCE TRUST FUND

For expenses necessary to perform work authorized by law to be financed from the Harbor Maintenance Trust Fund, and to be derived from such fund, \$1,625,856,000 to remain available until expended; of which \$63,695,000 shall be used to cover the Federal share of construction costs for dredged material disposal facilities; of which \$1,556,849,000 shall be used to cover the Federal share of eligible operation and maintenance costs for coastal harbors and channels and inland harbors; and of which \$5,312,000 shall be used to cover the Federal share of eligible operation and maintenance costs for inland harbors on the lower Mississippi River.

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-8863-0-7-301	2020 actual	2021 est.	2022 est.
0100 Balance, start of year	9,307	9,146	9,213
Receipts:			
Current law:			
1110 User Fees, Harbor Maintenance Trust Fund	1,310	1,545	1,715
1140 Earnings on Investments, Harbor Maintenance Trust Fund	139	206	257
1199 Total current law receipts	1,449	1,751	1,972
Proposed:			
1240 Earnings on Investments, Harbor Maintenance Trust Fund			-2
1999 Total receipts	1,449	1,751	1,970
2000 Total: Balances and receipts	10,756	10,897	11,183
Appropriations:			
Current law:			
2101 Operations and Maintenance	-38	-38	-38
2101 Operations and Support	-3	-3	-3
2101 Harbor Maintenance Trust Fund	-191		
2101 Harbor Maintenance Trust Fund	-16		
2101 Harbor Maintenance Trust Fund	-352		
2101 Harbor Maintenance Trust Fund		-5	-5
2101 Harbor Maintenance Trust Fund		-86	-64
2101 Harbor Maintenance Trust Fund		-1,552	-1,557
2101 Harbor Maintenance Trust Fund	-7		
2101 Harbor Maintenance Trust Fund	-7		
2101 Harbor Maintenance Trust Fund	-996		
2199 Total current law appropriations	-1,610	-1,684	-1,667
Proposed:			
2201 Harbor Maintenance Trust Fund			-2,800
2999 Total appropriations	-1,610	-1,684	-4,467
5099 Balance, end of year	9,146	9,213	6,716

Program and Financing (in millions of dollars)

Identification code 096-8863-0-7-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial navigation	1,569	1,643	1,626
Budgetary resources:			
Budget authority:			
Appropriations, discretionary:			
1101 Appropriation (O&M FY 2020)	996		
1101 Appropriation (Construction FY 2020)	7		
1101 Appropriation (MR&T FY 2020)	7		
1101 Appropriation (O&M FY 2021)		1,552	1,557
1101 Appropriation (Construction FY 2021)		86	64
1101 Appropriation (MR&T FY 2021)		5	5
1101 Appropriation (O&M FY 2019)	352		
1101 Appropriation (Construction FY 2019)	16		
1101 Appropriation (O&M FY 2019 Supplemental)	191		
1160 Appropriation, discretionary (total)	1,569	1,643	1,626
1930 Total budgetary resources available	1,569	1,643	1,626
Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligation, brought forward, Oct 1			657
3010 New obligations, unexpired accounts	1,569	1,643	1,626
3020 Outlays (gross)	-1,569	-986	-1,305
3050 Unpaid obligations, end of year		657	978
Memorandum (non-add) entries:			
3100 Obligated balance, start of year			657
3200 Obligated balance, end of year		657	978

Budget authority and outlays, net:				
Discretionary:				
4000	Budget authority, gross	1,569	1,643	1,626
Outlays, gross:				
4010	Outlays from new discretionary authority	1,569	986	976
4011	Outlays from discretionary balances			329
4020	Outlays, gross (total)	1,569	986	1,305
4180	Budget authority, net (total)	1,569	1,643	1,626
4190	Outlays, net (total)	1,569	986	1,305
Memorandum (non-add) entries:				
5000	Total investments, SOY: Federal securities: Par value	9,282	9,060	9,840
5001	Total investments, EOY: Federal securities: Par value	9,060	9,840	10,482

Summary of Budget Authority and Outlays (in millions of dollars)

	2020 actual	2021 est.	2022 est.
Enacted/requested:			
Budget Authority	1,569	1,643	1,626
Outlays	1,569	986	1,305
Legislative proposal, subject to PAYGO:			
Budget Authority			2,800
Outlays			1,568
Total:			
Budget Authority	1,569	1,643	4,426
Outlays	1,569	986	2,873

The Harbor Maintenance Trust Fund is authorized under the Harbor Maintenance Revenue Act of 1986 (P.L. 99–662, Title XIV), as amended. Under current law, revenue is derived from a 0.125 percent ad valorem tax imposed upon commercial users of specified U.S. ports, Saint Lawrence Seaway tolls, and investment interest. The Budget proposes to execute these appropriations within the Harbor Maintenance Trust Fund rather than to transfer and execute them in the Construction, Operation and Maintenance, and Mississippi River and Tributaries accounts.

The Harbor Maintenance Revenue Act authorizes expenditures from this fund to finance up to 100 percent of eligible Corps harbor operation and maintenance costs, including the operation and maintenance of Great Lakes navigation projects. The fund fully finances eligible operation and maintenance costs of the Saint Lawrence Seaway Development Corporation. The Water Resources Development Act of 1996 (P.L. 104–303, section 201) authorizes the fund to pay the Federal share of the costs for the construction of dredged material disposal facilities that are necessary for the operation and maintenance of coastal or inland harbors, the dredging and disposal of contaminated sediments that are in or affect the operation and maintenance of Federal navigation channels, the mitigation of impacts resulting from Federal navigation operation and maintenance activities, and the operation and maintenance of dredged material disposal facilities.

The North American Free Trade Agreement Implementation Act (26 U.S.C. 9505(c)(3)) authorizes the fund to pay all expenses of administration incurred by the Department of the Treasury, the Corps, and the Department of Commerce related to the administration of the harbor maintenance tax (under 26 U.S.C. 4461 et seq.), but not in excess of \$5 million for any fiscal year.

In 1998, the U.S. Supreme Court excluded all U.S. exports from the harbor maintenance tax. The Court found that the tax violated Article I, section 9, clause 5 of the constitution because the value of the cargo, which is the basis for calculating this tax, does not fairly match the use of port services and facilities by exporters.

The proposed appropriations language for eligible operation and maintenance costs for inland harbors on the lower Mississippi River is intended to only apply to: Helena Harbor, Phillips County, AR; Baton Rouge Harbor, Devil Swamp, LA; Greenville Harbor, MS; Vicksburg Harbor, MS; and Memphis Harbor, McKellar Lake, Memphis, TN.

Object Classification (in millions of dollars)

Identification code 096–8863–0–7–301	2020 actual	2021 est.	2022 est.	
Direct obligations:				
94.0	Financial transfers (Operation and Maintenance)	1,539	1,552	1,557

94.0	Financial transfers (Construction)	23	86	64
94.0	Financial transfers (MR&T)	7	5	5
99.9	Total new obligations, unexpired accounts	1,569	1,643	1,626

HARBOR MAINTENANCE TRUST FUND
(Legislative proposal, subject to PAYGO)

Program and Financing (in millions of dollars)

Identification code 096–8863–4–7–301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001	Commercial navigation		2,800
0900	Total new obligations, unexpired accounts (object class 94.0)		2,800
Budgetary resources:			
Budget authority:			
Appropriations, mandatory:			
1201	Appropriation (special or trust fund)		2,800
1930	Total budgetary resources available		2,800
Change in obligated balance:			
Unpaid obligations:			
3010	New obligations, unexpired accounts		2,800
3020	Outlays (gross)		–1,568
3050	Unpaid obligations, end of year		1,232
Memorandum (non-add) entries:			
3200	Obligated balance, end of year		1,232
Budget authority and outlays, net:			
Mandatory:			
4090	Budget authority, gross		2,800
Outlays, gross:			
4101	Outlays from mandatory balances		1,568
4180	Budget authority, net (total)		2,800
4190	Outlays, net (total)		1,568
Memorandum (non-add) entries:			
5001	Total investments, EOY: Federal securities: Par value		–1,570

The American Jobs Plan includes funding for investments in inland waterways and coastal ports through the Army Corps of Engineers. Within this amount, \$2.8 billion is included for spending from the Harbor Maintenance Trust Fund.

INLAND WATERWAYS TRUST FUND

For expenses necessary to cover 35 percent of the costs of construction, replacement, rehabilitation, and expansion of inland waterways projects, except as otherwise specifically provided by law, \$52,150,000, which shall be derived from the Inland Waterways Trust Fund and remain available until expended.

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096–8861–0–7–301	2020 actual	2021 est.	2022 est.	
0100	Balance, start of year	70	131	127
0198	Reconciliation adjustment	–1		
0199	Balance, start of year	69	131	127
Receipts:				
Current law:				
1110	Transfer from General Fund, Inland Waterways Revenue Act Taxes	112	108	105
1140	Interest and Profits on Investments in Public Debt Securities, Inland Waterways Trust Fund	1	1	1
1199	Total current law receipts	113	109	106
1999	Total receipts	113	109	106
2000	Total: Balances and receipts	182	240	233
Appropriations:				
Current law:				
2101	Inland Waterways Trust Fund		–113	–52
2101	Inland Waterways Trust Fund	–9		
2101	Inland Waterways Trust Fund	–41		
2199	Total current law appropriations	–50	–113	–52

INLAND WATERWAYS TRUST FUND—Continued
Special and Trust Fund Receipts—Continued

Identification code 096-8861-0-7-301	2020 actual	2021 est.	2022 est.
Proposed:			
2201 Inland Waterways Trust Fund			-105
2999 Total appropriations	-50	-113	-157
5098 Rounding adjustment	-1		
5099 Balance, end of year	131	127	76

Program and Financing (in millions of dollars)

Identification code 096-8861-0-7-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Inland Waterways Trust Fund	50	94	50
0900 Total new obligations, unexpired accounts (object class 94.0)	50	94	50

Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1			19
Budget authority:			
Appropriations, discretionary:			
1101 Appropriation (Construction)		113	52
1101 Appropriation (Construction FY 2020)	41		
1101 Appropriation (Construction FY 2019)	9		
1160 Appropriation, discretionary (total)	50	113	52
1930 Total budgetary resources available	50	113	71
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year		19	21

Change in obligated balance:			
Unpaid obligations:			
3000 Unpaid obligations, brought forward, Oct 1			9
3010 New obligations, unexpired accounts	50	94	50
3020 Outlays (gross)	-50	-85	-39
3050 Unpaid obligations, end of year		9	20
Memorandum (non-add) entries:			
3100 Obligated balance, start of year			9
3200 Obligated balance, end of year		9	20

Budget authority and outlays, net:			
Discretionary:			
4000 Budget authority, gross	50	113	52
Outlays, gross:			
4010 Outlays from new discretionary authority	50	85	39
4180 Budget authority, net (total)	50	113	52
4190 Outlays, net (total)	50	85	39

Memorandum (non-add) entries:			
5000 Total investments, SOY: Federal securities: Par value	58	113	145
5001 Total investments, EOY: Federal securities: Par value	113	145	250

Summary of Budget Authority and Outlays (in millions of dollars)

	2020 actual	2021 est.	2022 est.
Enacted/requested:			
Budget Authority	50	113	52
Outlays	50	85	39
Legislative proposal, subject to PAYGO:			
Budget Authority			105
Outlays			105
Total:			
Budget Authority	50	113	157
Outlays	50	85	144

The Inland Waterways Trust Fund is authorized under the Inland Waterways Revenue Act of 1978 (P.L. 95-502), as amended by the Water Resources Development Act of 1986 (P.L. 99-662). The fund is used to pay one-half of the costs associated with the construction, replacement, rehabilitation, and expansion of Federal inland waterways projects, except as otherwise specifically provided for in law. Under current law, revenue is derived from an excise tax imposed on diesel fuel for commercial vessels on most of the inland waterways, plus investment interest. The Budget proposes to execute these appropriations within the Inland Waterways

Trust Fund rather than to transfer and execute them in the Construction account.

INLAND WATERWAYS TRUST FUND
(Legislative proposal, subject to PAYGO)

Program and Financing (in millions of dollars)

Identification code 096-8861-4-7-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Inland Waterways Trust Fund			105
0900 Total new obligations, unexpired accounts (object class 94.0)			105

Budgetary resources:			
Budget authority:			
Appropriations, mandatory:			
1201 Appropriation (special or trust fund)			105
1930 Total budgetary resources available			105

Change in obligated balance:			
Unpaid obligations:			
3010 New obligations, unexpired accounts			105
3020 Outlays (gross)			-105

Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross			105
Outlays, gross:			
4100 Outlays from new mandatory authority			105
4180 Budget authority, net (total)			105
4190 Outlays, net (total)			105

Memorandum (non-add) entries:			
5001 Total investments, EOY: Federal securities: Par value			-105

The American Jobs Plan includes funding for investments in inland waterways and coastal ports through the Army Corps of Engineers.

RIVERS AND HARBORS CONTRIBUTED FUNDS

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-8862-0-7-301	2020 actual	2021 est.	2022 est.
0100 Balance, start of year	13	10	10
Receipts:			
Current law:			
1130 Contributions, Rivers and Harbors, Other Than Port and Harbor User Fees	603	656	656
2000 Total: Balances and receipts	616	666	666
Appropriations:			
Current law:			
2101 Rivers and Harbors Contributed Funds	-603	-656	-656
2103 Rivers and Harbors Contributed Funds	-13	-10	-10
2132 Rivers and Harbors Contributed Funds	10	10	10
2199 Total current law appropriations	-606	-656	-656
2999 Total appropriations	-606	-656	-656
5099 Balance, end of year	10	10	10

Program and Financing (in millions of dollars)

Identification code 096-8862-0-7-301	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Commercial Navigation	116	233	186
0002 Flood Risk Management	184	163	173
0003 Aquatic Ecosystem Restoration	13	12	12
0004 Hydropower	31	32	30
0005 Multipurpose and Other Programs	179	97	114
0006 Emergency Management		1	
0007 Direct program activities	10	3	4
0799 Total direct obligations	533	541	519
0801 Reimbursable program activity	2		
0900 Total new obligations, unexpired accounts	535	541	519

Budgetary resources:

Unobligated balance:				
1000	Unobligated balance brought forward, Oct 1	1,227	1,319	1,434
1021	Recoveries of prior year unpaid obligations	19		
1050	Unobligated balance (total)	1,246	1,319	1,434
Budget authority:				
Appropriations, mandatory:				
1201	Appropriation (special or trust fund)	603	656	656
1203	Appropriation (previously unavailable)(special or trust) ...	13	10	10
1232	Appropriations and/or unobligated balance of appropriations temporarily reduced	-10	-10	-10
1260	Appropriations, mandatory (total)	606	656	656
Spending authority from offsetting collections, mandatory:				
1800	Collected	2		
1900	Budget authority (total)	608	656	656
1930	Total budgetary resources available	1,854	1,975	2,090
Memorandum (non-add) entries:				
1941	Unexpired unobligated balance, end of year	1,319	1,434	1,571

Change in obligated balance:

Unpaid obligations:				
3000	Unpaid obligations, brought forward, Oct 1	620	584	661
3010	New obligations, unexpired accounts	535	541	519
3020	Outlays (gross)	-552	-464	-487
3040	Recoveries of prior year unpaid obligations, unexpired	-19		
3050	Unpaid obligations, end of year	584	661	693
Memorandum (non-add) entries:				
3100	Obligated balance, start of year	620	584	661
3200	Obligated balance, end of year	584	661	693

Budget authority and outlays, net:

Mandatory:				
4090	Budget authority, gross	608	656	656
Outlays, gross:				
4100	Outlays from new mandatory authority	1	131	131
4101	Outlays from mandatory balances	551	333	356
4110	Outlays, gross (total)	552	464	487
Offsets against gross budget authority and outlays:				
Offsetting collections (collected) from:				
4123	Non-Federal sources	-2		
4180	Budget authority, net (total)	606	656	656
4190	Outlays, net (total)	550	464	487

The funds in this account are provided by non-Federal interests to cover some or all of the costs for the study, design, construction, and operation and maintenance of water resources projects. These funds include amounts for the authorized non-Federal share of the costs, amounts in excess of the authorized non-Federal share that are provided voluntarily as contributed or advanced funds, and amounts for certain work carried out in connection with a project with 100 percent non-Federal funding.

Object Classification (in millions of dollars)

Identification code 096-8862-0-7-301	2020 actual	2021 est.	2022 est.	
Direct obligations:				
Personnel compensation:				
11.1	Full-time permanent	79	71	71
11.3	Other than full-time permanent	2	2	2
11.5	Other personnel compensation	3	3	3
11.9	Total personnel compensation	84	76	76
12.1	Civilian personnel benefits	14	13	13
21.0	Travel and transportation of persons	1	1	1
25.1	Advisory and assistance services	4	1	2
25.2	Other services from non-Federal sources	38	35	34
25.3	Other goods and services from Federal sources	33	29	29
25.4	Operation and maintenance of facilities	18	13	16
31.0	Equipment	3	2	2
32.0	Land and structures	338	371	346
99.0	Direct obligations	533	541	519
99.0	Reimbursable obligations	2		
99.9	Total new obligations, unexpired accounts	535	541	519

Employment Summary

Identification code 096-8862-0-7-301	2020 actual	2021 est.	2022 est.	
1001	Direct civilian full-time equivalent employment	589	600	600

COASTAL WETLANDS RESTORATION TRUST FUND

Program and Financing (in millions of dollars)

Identification code 096-8333-0-7-301	2020 actual	2021 est.	2022 est.
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Obligations by program activity:

0001	Coastal Wetlands Restoration Trust Fund	151	98	98
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Budgetary resources:

Unobligated balance:				
1000	Unobligated balance brought forward, Oct 1	375	333	329
1020	Adjustment of unobligated bal brought forward, Oct 1	4		
1021	Recoveries of prior year unpaid obligations	22		
1050	Unobligated balance (total)	401	333	329
Budget authority:				
Appropriations, mandatory:				
1203	Appropriation (previously unavailable)(special or trust) ...	5	5	5
1221	Appropriations transferred from other acct (014-8151) ...	83	94	91
1232	Appropriations and/or unobligated balance of appropriations temporarily reduced	-5	-5	-5
1260	Appropriations, mandatory (total)	83	94	91
1930	Total budgetary resources available	484	427	420
Memorandum (non-add) entries:				
1941	Unexpired unobligated balance, end of year	333	329	322

Change in obligated balance:

Unpaid obligations:				
3000	Unpaid obligations, brought forward, Oct 1	166	203	225
3010	New obligations, unexpired accounts	151	98	98
3020	Outlays (gross)	-92	-76	-85
3040	Recoveries of prior year unpaid obligations, unexpired	-22		
3050	Unpaid obligations, end of year	203	225	238
Memorandum (non-add) entries:				
3100	Obligated balance, start of year	166	203	225
3200	Obligated balance, end of year	203	225	238

Budget authority and outlays, net:

Mandatory:				
4090	Budget authority, gross	83	94	91
Outlays, gross:				
4100	Outlays from new mandatory authority		24	23
4101	Outlays from mandatory balances	92	52	62
4110	Outlays, gross (total)	92	76	85
4180	Budget authority, net (total)	83	94	91
4190	Outlays, net (total)	92	76	85

The Coastal Wetlands Planning, Protection and Restoration Act (P.L. 101-646, Title III), as amended, directs the Secretary of the Interior to distribute to the Coastal Wetlands Restoration Trust Fund a portion of the amounts appropriated each fiscal year from the Sport Fish Restoration Account. The Louisiana Coastal Wetlands Conservation and Restoration Task Force, which is an interagency task force consisting of the Corps, Environmental Protection Agency, Fish and Wildlife Service, Natural Resources Conservation Service, National Marine Fisheries Service, and the State of Louisiana, uses these funds to plan, set priorities, and carry out projects for the creation, protection, and restoration of coastal wetlands in the State of Louisiana.

Object Classification (in millions of dollars)

Identification code 096-8333-0-7-301	2020 actual	2021 est.	2022 est.	
Direct obligations:				
11.1	Personnel compensation: Full-time permanent	1	1	1
25.2	Other services from non-Federal sources	67	41	40
25.3	Other goods and services from Federal sources	83	53	56
25.4	Operation and maintenance of facilities		3	1
99.9	Total new obligations, unexpired accounts	151	98	98

COASTAL WETLANDS RESTORATION TRUST FUND—Continued
Employment Summary

Identification code 096-8333-0-7-301	2020 actual	2021 est.	2022 est.
1001 Direct civilian full-time equivalent employment	5	7	7

SOUTH DAKOTA TERRESTRIAL WILDLIFE HABITAT RESTORATION TRUST FUND

Special and Trust Fund Receipts (in millions of dollars)

Identification code 096-8217-0-7-306	2020 actual	2021 est.	2022 est.
0100 Balance, start of year	110	110	110
Receipts:			
Current law:			
1140 Earnings on Investments, South Dakota Terrestrial Wildlife Habitat Restoration Trust Fund	2	2	2
2000 Total: Balances and receipts	112	112	112
Appropriations:			
Current law:			
2101 South Dakota Terrestrial Wildlife Habitat Restoration Trust Fund	-2	-2	-3
5099 Balance, end of year	110	110	109

Program and Financing (in millions of dollars)

Identification code 096-8217-0-7-306	2020 actual	2021 est.	2022 est.
Obligations by program activity:			
0001 Wildlife Habitat Restoration	1	2	2
0900 Total new obligations, unexpired accounts (object class 25.2)	1	2	2
Budgetary resources:			
Unobligated balance:			
1000 Unobligated balance brought forward, Oct 1	4	5	5
Budget authority:			
Appropriations, mandatory:			
1201 Appropriation (special or trust fund)	2	2	3
1930 Total budgetary resources available	6	7	8
Memorandum (non-add) entries:			
1941 Unexpired unobligated balance, end of year	5	5	6
Change in obligated balance:			
Unpaid obligations:			
3010 New obligations, unexpired accounts	1	2	2
3020 Outlays (gross)	-1	-2	-2
Budget authority and outlays, net:			
Mandatory:			
4090 Budget authority, gross	2	2	3
Outlays, gross:			
4100 Outlays from new mandatory authority	2	2	2
4101 Outlays from mandatory balances	1	1	1
4110 Outlays, gross (total)	1	2	2
4180 Budget authority, net (total)	2	2	3
4190 Outlays, net (total)	1	2	2
Memorandum (non-add) entries:			
5000 Total investments, SOY: Federal securities: Par value	114	116	117
5001 Total investments, EOY: Federal securities: Par value	116	117	116

This fund, authorized by the Water Resources Development Act of 1999 (P.L. 106-53), supports wildlife habitat restoration efforts undertaken by the State of South Dakota. The establishment of this fund satisfies the Federal obligation under the Fish and Wildlife Coordination Act (16 U.S.C. 1661 et seq.) to mitigate for the loss of habitat due to flooding from the Oahe and Big Bend projects, which the Corps constructed under the Pick-Sloan Missouri River Basin program.

GENERAL FUND RECEIPT ACCOUNTS

(in millions of dollars)

	2020 actual	2021 est.	2022 est.
Offsetting receipts from the public:			
096-143500 General Fund Proprietary Interest Receipts, not Otherwise Classified	20	21	21
096-322000 All Other General Fund Proprietary Receipts Including Budget Clearing Accounts	120	94	94
General Fund Offsetting receipts from the public	140	115	115
Intragovernmental payments:			
096-388500 Undistributed Intragovernmental Payments and Receivables from Cancelled Accounts		-17	17
General Fund Intragovernmental payments		-17	17

GENERAL PROVISIONS—CORPS OF ENGINEERS—CIVIL

(INCLUDING TRANSFER OF FUNDS)

SEC. 101. (a) None of the funds provided in title I of this Act, or provided by previous appropriations Acts to the agencies or entities funded in title I of this Act that remain available for obligation or expenditure in fiscal year 2021, shall be available for obligation or expenditure through a reprogramming of funds that:

- (1) creates or initiates a new program, project, or activity;
- (2) eliminates a program, project, or activity;
- (3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by this Act, unless prior approval is received from notice has been transmitted to the Committees on Appropriations of both Houses of Congress;
- (4) proposes to use funds directed for a specific activity for a different purpose, unless prior approval is received from notice has been transmitted to the Committees on Appropriations of both Houses of Congress;
- (5) augments or reduces existing programs, projects, or activities in excess of the amounts contained in paragraphs (6) through (10), unless prior approval is received from notice has been transmitted to the Committees on Appropriations of both Houses of Congress;

(6) INVESTIGATIONS.—For a base level over \$100,000, reprogramming of 25 percent of the base amount up to a limit of \$150,000 per project, study or activity is allowed: *Provided*, That for a base level less than \$100,000, the reprogramming limit is \$25,000; *Provided further*, That up to \$25,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation for existing obligations and concomitant administrative expenses;

(7) CONSTRUCTION.—For a base level over \$2,000,000, reprogramming of 15 percent of the base amount up to a limit of \$3,000,000 per project, study or activity is allowed: *Provided*, That for a base level less than \$2,000,000, the reprogramming limit is \$300,000; *Provided further*, That up to \$3,000,000 may be reprogrammed for settled contractor claims, changed conditions, or real estate deficiency judgments: *Provided further*, That up to \$300,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation for existing obligations and concomitant administrative expenses;

(8) OPERATION AND MAINTENANCE.—Unlimited reprogramming authority is granted for the Corps to be able to respond to emergencies: *Provided*, That the Chief of Engineers shall notify the Committees on Appropriations of both Houses of Congress of these emergency actions as soon thereafter as practicable: *Provided further*, That for a base level over \$1,000,000, reprogramming of 15 percent of the base amount up to a limit of \$5,000,000 per project, study, or activity is allowed: *Provided further*, That for a base level less than \$1,000,000, the reprogramming limit is \$150,000; *Provided further*, That \$150,000 may be reprogrammed into any continuing study or activity that did not receive an appropriation;

(9) MISSISSIPPI RIVER AND TRIBUTARIES.—The reprogramming guidelines in paragraphs (6), (7), and (8) shall apply to the Investigations, Construction, and Operation and Maintenance portions of the Mississippi River and Tributaries Account, respectively; and

(10) FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM.—Reprogramming of up to 15 percent of the base of the receiving project is permitted.

(b) DE MINIMIS REPROGRAMMINGS.—In no case should a reprogramming for less than \$50,000 be submitted to the Committees on Appropriations of both Houses of Congress.

(c) CONTINUING AUTHORITIES PROGRAM.—Subsection (a)(1) shall not apply to any project or activity funded under the continuing authorities program.

(d) Not later than 60 days after the date of enactment of this Act, the Secretary shall submit a report to the Committees on Appropriations of both Houses of Congress to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year which shall include:

(1) A table for each appropriation with a separate column to display the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if applicable, and the fiscal year enacted level; and

(2) A delineation in the table for each appropriation both by object class and program, project and activity as detailed in the budget appendix for the respective appropriations; and

[(3)] [An identification of items of special congressional interest].

SEC. 102. The Secretary shall allocate funds made available in this Act solely in accordance with the provisions of this Act and the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act), including the determination and designation of new starts.

SEC. 103. None of the funds made available in this title may be used to award or modify any contract that commits funds beyond the amounts appropriated for that program, project, or activity that remain unobligated, except that such amounts may include any funds that have been made available through reprogramming pursuant to section 101.

SEC. 104. The Secretary of the Army may transfer to the Fish and Wildlife Service, and the Fish and Wildlife Service may accept and expend, up to \$5,400,000 of such funds as the Secretary of the Army and the Director of the Fish and Wildlife Service determine, through consultation, are appropriate, from the funds provided in this title under the heading "Operation and Maintenance" to mitigate for fisheries lost due to Corps of Engineers projects.

SEC. 105. None of the funds in this Act shall be used for an open lake placement alternative for dredged material, after evaluating the least costly, environmentally

acceptable manner for the disposal or management of dredged material originating from Lake Erie or tributaries thereto, unless it is approved under a State water quality certification pursuant to section 401 of the Federal Water Pollution Control Act (33 U.S.C. 1341): *Provided*, That until an open lake placement alternative for dredged material is approved under a State water quality certification, the Corps of Engineers shall continue upland placement of such dredged material consistent with the requirements of section 101 of the Water Resources Development Act of 1986 (33 U.S.C. 2211).

SEC. 106. None of the funds made available by this Act or any other Act may be used to reorganize or to transfer the Civil Works functions or authority of the Corps of Engineers or the Secretary of the Army to another department or agency.

SEC. 107. Additional funding provided in this Act shall be allocated only to projects determined to be eligible by the Chief of Engineers.

SEC. 108. None of the funds made available by this Act may be used to carry out any water supply reallocation study under the Wolf Creek Dam, Lake Cumberland, Kentucky, project authorized under the Act of July 24, 1946 (60 Stat. 636, ch. 595).

SEC. 109. (a) When allocating the additional funding provided in this title under the headings "Construction" and "Mississippi River and Tributaries", the Secretary shall initiate a total of seven new construction starts during fiscal year 2021.

(b) For new construction projects, project cost sharing agreements shall be executed as soon as practicable but no later than December 31, 2021.

(c) No allocation for a new start shall be considered final and no work allowance shall be made until the Secretary provides to the Committees on Appropriations of both Houses of Congress an out-year funding scenario demonstrating the affordability of the selected new starts and the impacts on other projects.

(d) The Secretary shall not deviate from the new starts proposed in the work plan, once the plan has been submitted to the Committees on Appropriations of both Houses of Congress.

(*Energy and Water Development and Related Agencies Appropriations Act, 2021.*)

