

1 **TITLE III—NATURAL**
2 **RESOURCES**
3 **Subtitle A—Indian Dam Safety**

4 **SEC. 3101. INDIAN DAM SAFETY.**

5 (a) DEFINITIONS.—In this section:

6 (1) DAM.—

7 (A) IN GENERAL.—The term “dam” has
8 the meaning given the term in section 2 of the
9 National Dam Safety Program Act (33 U.S.C.
10 467).

11 (B) INCLUSIONS.—The term “dam” in-
12 cludes any structure, facility, equipment, or ve-
13 hicle used in connection with the operation of a
14 dam.

15 (2) FUND.—The term “Fund” means, as appli-
16 cable—

17 (A) the High-Hazard Indian Dam Safety
18 Deferred Maintenance Fund established by sub-
19 section (b)(1)(A); or

20 (B) the Low-Hazard Indian Dam Safety
21 Deferred Maintenance Fund established by sub-
22 section (b)(2)(A).

23 (3) HIGH HAZARD POTENTIAL DAM.—The term
24 “high hazard potential dam” means a dam assigned
25 to the significant or high hazard potential classifica-

1 tion under the guidelines published by the Federal
2 Emergency Management Agency entitled “Federal
3 Guidelines for Dam Safety: Hazard Potential Classi-
4 fication System for Dams” (FEMA Publication
5 Number 333).

6 (4) INDIAN TRIBE.—The term “Indian tribe”
7 has the meaning given the term in section 4 of the
8 Indian Self-Determination and Education Assistance
9 Act (25 U.S.C. 5304).

10 (5) LOW HAZARD POTENTIAL DAM.—The term
11 “low hazard potential dam” means a dam assigned
12 to the low hazard potential classification under the
13 guidelines published by the Federal Emergency
14 Management Agency entitled “Federal Guidelines
15 for Dam Safety: Hazard Potential Classification
16 System for Dams” (FEMA Publication Number
17 333).

18 (6) SECRETARY.—The term “Secretary” means
19 the Secretary of the Interior, acting through the As-
20 sistant Secretary for Indian Affairs, in consultation
21 with the Secretary of the Army.

22 (b) INDIAN DAM SAFETY DEFERRED MAINTENANCE
23 FUNDS.—

24 (1) HIGH-HAZARD FUND.—

1 (A) ESTABLISHMENT.—There is estab-
2 lished in the Treasury of the United States a
3 fund, to be known as the “High-Hazard Indian
4 Dam Safety Deferred Maintenance Fund”, con-
 sisting of—

6 (i) such amounts as are deposited in
7 the Fund under subparagraph (B); and

8 (ii) any interest earned on investment
9 of amounts in the Fund under subpara-
 graph (D).

11 (B) DEPOSITS TO FUND.—

12 (i) IN GENERAL.—For each of fiscal
13 years 2017 through 2023, the Secretary of
14 the Treasury shall deposit in the Fund
 \$22,750,000 from the general fund of the
16 Treasury.

17 (ii) AVAILABILITY OF AMOUNTS.—
18 Amounts deposited in the Fund under
19 clause (i) shall be used, subject to appro-
 priation, to carry out this section.

21 (C) EXPENDITURES FROM FUND.—

22 (i) IN GENERAL.—Subject to clause
23 (ii), for each of fiscal years 2017 through
24 2023, the Secretary may, to the extent
 provided in advance in appropriations Acts,

1 expend from the Fund, in accordance with
2 this section, not more than the sum of—

3 (I) \$22,750,000; and

4 (II) the amount of interest ac-
5 crued in the Fund.

6 (ii) ADDITIONAL EXPENDITURES.—

7 The Secretary may expend more than
8 \$22,750,000 for any fiscal year referred to
9 in clause (i) if the additional amounts are
10 available in the Fund as a result of a fail-
11 ure of the Secretary to expend all of the
12 amounts available under clause (i) in 1 or
13 more prior fiscal years.

14 (D) INVESTMENTS OF AMOUNTS.—

15 (i) IN GENERAL.—The Secretary of
16 the Treasury shall invest such portion of
17 the Fund as is not, in the judgment of the
18 Secretary, required to meet current with-
19 drawals.

20 (ii) CREDITS TO FUND.—The interest
21 on, and the proceeds from the sale or re-
22 demption of, any obligations held in the
23 Fund shall be credited to, and form a part
24 of, the Fund.

25 (E) TRANSFERS OF AMOUNTS.—

1 (i) IN GENERAL.—The amounts re-
2 quired to be transferred to the Fund under
3 this paragraph shall be transferred at least
4 monthly.

5 (ii) ADJUSTMENTS.—Proper adjust-
6 ment shall be made in amounts subse-
7 quently transferred to the extent prior esti-
8 mates are in excess of or less than the
9 amounts required to be transferred.

10 (F) TERMINATION.—On September 30,
11 2023—

12 (i) the Fund shall terminate; and

13 (ii) the unexpended and unobligated
14 balance of the Fund shall be transferred to
15 the general fund of the Treasury.

16 (2) LOW-HAZARD FUND.—

17 (A) ESTABLISHMENT.—There is estab-
18 lished in the Treasury of the United States a
19 fund, to be known as the “Low-Hazard Indian
20 Dam Safety Deferred Maintenance Fund”, con-
21 sisting of—

22 (i) such amounts as are deposited in
23 the Fund under subparagraph (B); and

1 (ii) any interest earned on investment
2 of amounts in the Fund under subpara-
3 graph (D).

4 (B) DEPOSITS TO FUND.—

5 (i) IN GENERAL.—For each of fiscal
6 years 2017 through 2023, the Secretary of
7 the Treasury shall deposit in the Fund
8 \$10,000,000 from the general fund of the
9 Treasury.

10 (ii) AVAILABILITY OF AMOUNTS.—
11 Amounts deposited in the Fund under
12 clause (i) shall be used, subject to appro-
13 priation, to carry out this section.

14 (C) EXPENDITURES FROM FUND.—

15 (i) IN GENERAL.—Subject to clause
16 (ii), for each of fiscal years 2017 through
17 2023, the Secretary may, to the extent
18 provided in advance in appropriations Acts,
19 expend from the Fund, in accordance with
20 this section, not more than the sum of—

21 (I) \$10,000,000; and

22 (II) the amount of interest ac-
23 crued in the Fund.

24 (ii) ADDITIONAL EXPENDITURES.—

25 The Secretary may expend more than

1 \$10,000,000 for any fiscal year referred to
2 in clause (i) if the additional amounts are
3 available in the Fund as a result of a fail-
4 ure of the Secretary to expend all of the
5 amounts available under clause (i) in 1 or
6 more prior fiscal years.

7 (D) INVESTMENTS OF AMOUNTS.—

8 (i) IN GENERAL.—The Secretary of
9 the Treasury shall invest such portion of
10 the Fund as is not, in the judgment of the
11 Secretary, required to meet current with-
12 drawals.

13 (ii) CREDITS TO FUND.—The interest
14 on, and the proceeds from the sale or re-
15 demption of, any obligations held in the
16 Fund shall be credited to, and form a part
17 of, the Fund.

18 (E) TRANSFERS OF AMOUNTS.—

19 (i) IN GENERAL.—The amounts re-
20 quired to be transferred to the Fund under
21 this paragraph shall be transferred at least
22 monthly.

23 (ii) ADJUSTMENTS.—Proper adjust-
24 ment shall be made in amounts subse-
25 quently transferred to the extent prior esti-

1 mates are in excess of or less than the
2 amounts required to be transferred.

3 (F) TERMINATION.—On September 30,
4 2023—

5 (i) the Fund shall terminate; and

6 (ii) the unexpended and unobligated
7 balance of the Fund shall be transferred to
8 the general fund of the Treasury.

9 (c) REPAIR, REPLACEMENT, AND MAINTENANCE OF
10 CERTAIN INDIAN DAMS.—

11 (1) PROGRAM ESTABLISHMENT.—

12 (A) IN GENERAL.—The Secretary shall es-
13 tablish a program to address the deferred main-
14 tenance needs of Indian dams that—

15 (i) create flood risks or other risks to
16 public or employee safety or natural or cul-
17 tural resources; and

18 (ii) unduly impede the management
19 and efficiency of Indian dams.

20 (B) FUNDING.—

21 (i) HIGH-HAZARD FUND.—Consistent
22 with subsection (b)(1)(B), the Secretary
23 shall use or transfer to the Bureau of In-
24 dian Affairs not less than \$22,750,000 of
25 amounts in the High-Hazard Indian Dam

1 Safety Deferred Maintenance Fund, plus
2 accrued interest, for each of fiscal years
3 2017 through 2023 to carry out mainte-
4 nance, repair, and replacement activities
5 for 1 or more of the Indian dams described
6 in paragraph (2)(A).

7 (ii) LOW-HAZARD FUND.—Consistent
8 with subsection (b)(2)(B), the Secretary
9 shall use or transfer to the Bureau of In-
10 dian Affairs not less than \$10,000,000 of
11 amounts in the Low-Hazard Indian Dam
12 Safety Deferred Maintenance Fund, plus
13 accrued interest, for each of fiscal years
14 2017 through 2023 to carry out mainte-
15 nance, repair, and replacement activities
16 for 1 or more of the Indian dams described
17 in paragraph (2)(B).

18 (C) COMPLIANCE WITH DAM SAFETY POLI-
19 CIES.—Maintenance, repair, and replacement
20 activities for Indian dams under this section
21 shall be carried out in accordance with the dam
22 safety policies of the Director of the Bureau of
23 Indian Affairs established to carry out the In-
24 dian Dams Safety Act of 1994 (25 U.S.C. 3801
25 et seq.).

1 (2) ELIGIBLE DAMS.—

2 (A) HIGH HAZARD POTENTIAL DAMS.—

3 The dams eligible for funding under paragraph
4 (1)(B)(i) are Indian high hazard potential dams
5 in the United States that—

6 (i) are included in the safety of dams
7 program established pursuant to the In-
8 dian Dams Safety Act of 1994 (25 U.S.C.
9 3801 et seq.); and

10 (iii)(I)(aa) are owned by the Federal
11 Government, as listed in the Federal inven-
12 tory required by Executive Order 13327
13 (40 U.S.C. 121 note; relating to Federal
14 real property asset management); and

15 (bb) are managed by the Bureau of
16 Indian Affairs (including dams managed
17 under contracts or compacts pursuant to
18 the Indian Self-Determination and Edu-
19 cation Assistance Act (25 U.S.C. 5301 et
20 seq.)); or

21 (II) have deferred maintenance docu-
22 mented by the Bureau of Indian Affairs.

23 (B) LOW HAZARD POTENTIAL DAMS.—The
24 dams eligible for funding under paragraph
25 (1)(B)(ii) are Indian low hazard potential dams

1 in the United States that, on the date of enact-
2 ment of this Act—

3 (i) are covered under the Indian
4 Dams Safety Act of 1994 (25 U.S.C. 3801
5 et seq.); and

6 (ii)(I)(aa) are owned by the Federal
7 Government, as listed in the Federal inven-
8 tory required by Executive Order 13327
9 (40 U.S.C. 121 note; relating to Federal
10 real property asset management); and

11 (bb) are managed by the Bureau of
12 Indian Affairs (including dams managed
13 under contracts or compacts pursuant to
14 the Indian Self-Determination and Edu-
15 cation Assistance Act (25 U.S.C. 5301 et
16 seq.)); or

17 (II) have deferred maintenance docu-
18 mented by the Bureau of Indian Affairs.

19 (3) REQUIREMENTS AND CONDITIONS.—Not
20 later than 120 days after the date of enactment of
21 this Act and as a precondition to amounts being ex-
22 pended from the Fund to carry out this subsection,
23 the Secretary, in consultation with representatives of
24 affected Indian tribes, shall develop and submit to
25 Congress—

1 (A) programmatic goals to carry out this
2 subsection that—

3 (i) would enable the completion of re-
4 pairing, replacing, improving, or per-
5 forming maintenance on Indian dams as
6 expeditiously as practicable, subject to the
7 dam safety policies of the Director of the
8 Bureau of Indian Affairs established to
9 carry out the Indian Dams Safety Act of
10 1994 (25 U.S.C. 3801 et seq.);

11 (ii) facilitate or improve the ability of
12 the Bureau of Indian Affairs to carry out
13 the mission of the Bureau of Indian Af-
14 fairs in operating an Indian dam; and

15 (iii) ensure that the results of govern-
16 ment-to-government consultation required
17 under paragraph (4) be addressed; and

18 (B) funding prioritization criteria to serve
19 as a methodology for distributing funds under
20 this subsection that take into account—

21 (i) the extent to which deferred main-
22 tenance of Indian dams poses a threat
23 to—

24 (I) public or employee safety or
25 health;

1 (II) natural or cultural resources;

2 or

3 (III) the ability of the Bureau of
4 Indian Affairs to carry out the mis-
5 sion of the Bureau of Indian Affairs
6 in operating an Indian dam;

7 (ii) the extent to which repairing, re-
8 placing, improving, or performing mainte-
9 nance on an Indian dam will—

10 (I) improve public or employee
11 safety, health, or accessibility;

12 (II) assist in compliance with
13 codes, standards, laws, or other re-
14 quirements;

15 (III) address unmet needs; or

16 (IV) assist in protecting natural
17 or cultural resources;

18 (iii) the methodology of the rehabilita-
19 tion priority index of the Secretary, as in
20 effect on the date of enactment of this Act;

21 (iv) the potential economic benefits of
22 the expenditures on job creation and gen-
23 eral economic development in the affected
24 tribal communities;

1 (v) the ability of an Indian dam to ad-
2 dress tribal, regional, and watershed level
3 flood prevention needs;

4 (vi) the need to comply with the dam
5 safety policies of the Director of the Bu-
6 reau of Indian Affairs established to carry
7 out the Indian Dams Safety Act of 1994
8 (25 U.S.C. 3801 et seq.);

9 (vii) the ability of the water storage
10 capacity of an Indian dam to be increased
11 to prevent flooding in downstream tribal
12 and nontribal communities; and

13 (viii) such other factors as the Sec-
14 retary determines to be appropriate to
15 prioritize the use of available funds that
16 are, to the fullest extent practicable, con-
17 sistent with tribal and user recommenda-
18 tions received pursuant to the consultation
19 and input process under paragraph (4).

20 (4) TRIBAL CONSULTATION AND USER
21 INPUT.—

22 (A) IN GENERAL.—Except as provided in
23 subparagraph (B), before expending funds on
24 an Indian dam pursuant to paragraph (1) and

1 not later than 60 days after the date of enact-
2 ment of this Act, the Secretary shall—

3 (i) consult with the Director of the
4 Bureau of Indian Affairs on the expendi-
5 ture of funds;

6 (ii) ensure that the Director of the
7 Bureau of Indian Affairs advises the In-
8 dian tribe that has jurisdiction over the
9 land on which a dam eligible to receive
10 funding under paragraph (2) is located on
11 the expenditure of funds; and

12 (iii) solicit and consider the input,
13 comments, and recommendations of the
14 landowners served by the Indian dam.

15 (B) EMERGENCIES.—If the Secretary de-
16 termines that an emergency circumstance exists
17 with respect to an Indian dam, subparagraph
18 (A) shall not apply with respect to that Indian
19 dam.

20 (5) ALLOCATION AMONG DAMS.—

21 (A) IN GENERAL.—Subject to subpara-
22 graph (B), to the maximum extent practicable,
23 the Secretary shall ensure that, for each of fis-
24 cal years 2017 through 2023, each Indian dam
25 eligible for funding under paragraph (2) that

1 has critical maintenance needs receives part of
2 the funding under paragraph (1) to address
3 critical maintenance needs.

4 (B) PRIORITY.—In allocating amounts
5 under paragraph (1)(B), in addition to consid-
6 ering the funding priorities described in para-
7 graph (3), the Secretary shall give priority to
8 Indian dams eligible for funding under para-
9 graph (2) that serve—

10 (i) more than 1 Indian tribe within an
11 Indian reservation; or

12 (ii) highly populated Indian commu-
13 nities, as determined by the Secretary.

14 (C) CAP ON FUNDING.—

15 (i) IN GENERAL.—Subject to clause
16 (ii), in allocating amounts under paragraph
17 (1)(B), the Secretary shall allocate not
18 more than \$10,000,000 to any individual
19 dam described in paragraph (2) during any
20 consecutive 3-year period.

21 (ii) EXCEPTION.—Notwithstanding
22 the cap described in clause (i), if the full
23 amount under paragraph (1)(B) cannot be
24 fully allocated to eligible Indian dams be-
25 cause the costs of the remaining activities

1 authorized in paragraph (1)(B) of an In-
2 dian dam would exceed the cap described
3 in clause (i), the Secretary may allocate
4 the remaining funds to eligible Indian
5 dams in accordance with this subsection.

6 (D) BASIS OF FUNDING.—Any amounts
7 made available under this paragraph shall be
8 nonreimbursable.

9 (E) APPLICABILITY OF ISDEAA.—The In-
10 dian Self-Determination and Education Assist-
11 ance Act (25 U.S.C. 5301 et seq.) shall apply
12 to activities carried out under this paragraph.

13 (d) TRIBAL SAFETY OF DAMS COMMITTEE.—

14 (1) ESTABLISHMENT OF COMMITTEE.—

15 (A) ESTABLISHMENT.—The Secretary of
16 the Interior shall establish within the Bureau of
17 Indian Affairs the Tribal Safety of Dams Com-
18 mittee (referred to in this paragraph as the
19 “Committee”).

20 (B) MEMBERSHIP.—

21 (i) COMPOSITION.—The Committee
22 shall be composed of 15 members, of
23 whom—

24 (I) 11 shall be appointed by the
25 Secretary of the Interior from among

1 individuals who, to the maximum ex-
2 tent practicable, have knowledge and
3 expertise in dam safety issues and
4 flood prevention and mitigation, of
5 whom not less than 1 shall be a mem-
6 ber of an Indian tribe in each of the
7 Bureau of Indian Affairs regions of—

- 8 (aa) the Northwest Region;
9 (bb) the Pacific Region;
10 (cc) the Western Region;
11 (dd) the Navajo Region;
12 (ee) the Southwest Region;
13 (ff) the Rocky Mountain Re-
14 gion;
15 (gg) the Great Plans Re-
16 gion; and
17 (hh) the Midwest Region;

18 (II) 2 shall be appointed by the
19 Secretary of the Interior from among
20 employees of the Bureau of Indian Af-
21 fairs who have knowledge and exper-
22 tise in dam safety issues and flood
23 prevention and mitigation;

24 (III) 1 shall be appointed by the
25 Secretary of the Interior from among

1 employees of the Bureau of Reclama-
2 tion who have knowledge and exper-
3 tise in dam safety issues and flood
4 prevention and mitigation; and

5 (IV) 1 shall be appointed by the
6 Secretary of the Army from among
7 employees of the Corps of Engineers
8 who have knowledge and expertise in
9 dam safety issues and flood preven-
10 tion and mitigation.

11 (ii) NONVOTING MEMBERS.—The
12 members of the Committee appointed
13 under subclauses (II) and (III) of clause
14 (i) shall be nonvoting members.

15 (iii) DATE.—The appointments of the
16 members of the Committee shall be made
17 as soon as practicable after the date of en-
18 actment of this Act.

19 (C) PERIOD OF APPOINTMENT.—Members
20 shall be appointed for the life of the Committee.

21 (D) VACANCIES.—Any vacancy in the
22 Committee shall not affect the powers of the
23 Committee, but shall be filled in the same man-
24 ner as the original appointment.

1 (E) INITIAL MEETING.—Not later than 30
2 days after the date on which all members of the
3 Committee have been appointed, the Committee
4 shall hold the first meeting.

5 (F) MEETINGS.—The Committee shall
6 meet at the call of the Chairperson.

7 (G) QUORUM.—A majority of the members
8 of the Committee shall constitute a quorum, but
9 a lesser number of members may hold hearings.

10 (H) CHAIRPERSON AND VICE CHAIR-
11 PERSON.—The Committee shall select a Chair-
12 person and Vice Chairperson from among the
13 members.

14 (2) DUTIES OF THE COMMITTEE.—

15 (A) STUDY.—The Committee shall conduct
16 a thorough study of all matters relating to the
17 modernization of the Indian Dams Safety Act
18 of 1994 (25 U.S.C. 3801 et seq.).

19 (B) RECOMMENDATIONS.—The Committee
20 shall develop recommendations for legislation to
21 improve the Indian Dams Safety Act of 1994
22 (25 U.S.C. 3801 et seq.).

23 (C) REPORT.—Not later than 1 year after
24 the date on which the Committee holds the first
25 meeting, the Committee shall submit a report

1 containing a detailed statement of the findings
2 and conclusions of the Committee, together
3 with recommendations for legislation that the
4 Committee considers appropriate, to—

5 (i) the Committee on Indian Affairs of
6 the Senate; and

7 (ii) the Committee on Natural Re-
8 sources of the House of Representatives.

9 (3) POWERS OF THE COMMITTEE.—

10 (A) HEARINGS.—The Committee may hold
11 such hearings, sit and act at such times and
12 places, take such testimony, and receive such
13 evidence as the Committee considers appro-
14 priate to carry out this paragraph.

15 (B) INFORMATION FROM FEDERAL AGEN-
16 CIES.—

17 (i) IN GENERAL.—The Committee
18 may secure directly from any Federal de-
19 partment or agency such information as
20 the Committee considers necessary to carry
21 out this paragraph.

22 (ii) REQUEST.—On request of the
23 Chairperson of the Committee, the head of
24 any Federal department or agency shall

1 furnish information described in clause (i)
2 to the Committee.

3 (C) POSTAL SERVICES.—The Committee
4 may use the United States mails in the same
5 manner and under the same conditions as other
6 departments and agencies of the Federal Gov-
7 ernment.

8 (D) GIFTS.—The Committee may accept,
9 use, and dispose of gifts or donations of serv-
10 ices or property.

11 (4) COMMITTEE PERSONNEL MATTERS.—

12 (A) COMPENSATION OF MEMBERS.—

13 (i) NON-FEDERAL MEMBERS.—Each
14 member of the Committee who is not an
15 officer or employee of the Federal Govern-
16 ment shall be compensated at a rate equal
17 to the daily equivalent of the annual rate
18 of basic pay prescribed for level IV of the
19 Executive Schedule under section 5315 of
20 title 5, United States Code, for each day
21 (including travel time) during which the
22 member is engaged in the performance of
23 the duties of the Committee.

24 (ii) FEDERAL MEMBERS.—Each mem-
25 ber of the Committee who is an officer or

1 employee of the Federal Government shall
2 serve without compensation in addition to
3 that received for services as an officer or
4 employee of the Federal Government.

5 (B) TRAVEL EXPENSES.—The members of
6 the Committee shall be allowed travel expenses,
7 including per diem in lieu of subsistence, at
8 rates authorized for employees of agencies
9 under subchapter I of chapter 57 of title 5,
10 United States Code, while away from their
11 homes or regular places of business in the per-
12 formance of services for the Committee.

13 (C) STAFF.—

14 (i) IN GENERAL.—

15 (I) APPOINTMENT.—The Chair-
16 person of the Committee may, without
17 regard to the civil service laws and
18 regulations, appoint and terminate an
19 executive director and such other ad-
20 ditional personnel as may be nec-
21 essary to enable the Committee to
22 perform the duties of the Committee.

23 (II) CONFIRMATION.—The em-
24 ployment of an executive director shall

1 be subject to confirmation by the
2 Committee.

3 (ii) COMPENSATION.—The Chair-
4 person of the Committee may fix the com-
5 pensation of the executive director and
6 other personnel without regard to chapter
7 51 and subchapter III of chapter 53 of
8 title 5, United States Code, relating to
9 classification of positions and General
10 Schedule pay rates, except that the rate of
11 pay for the executive director and other
12 personnel may not exceed the rate payable
13 for level V of the Executive Schedule under
14 section 5316 of that title.

15 (D) DETAIL OF GOVERNMENT EMPLOY-
16 EES.—Any Federal Government employee may
17 be detailed to the Committee without reim-
18 bursement, and such detail shall be without
19 interruption or loss of civil service status or
20 privilege.

21 (E) PROCUREMENT OF TEMPORARY AND
22 INTERMITTENT SERVICES.—The Chairperson of
23 the Committee may procure temporary and
24 intermittent services under section 3109(b) of
25 title 5, United States Code, at rates for individ-

1 uals that do not exceed the daily equivalent of
2 the annual rate of basic pay prescribed for level
3 V of the Executive Schedule under section 5316
4 of that title.

5 (5) TERMINATION OF THE COMMITTEE.—The
6 Committee shall terminate 90 days after the date on
7 which the Committee submits the report under para-
8 graph (2)(C).

9 (6) FUNDING.—Of the amounts authorized to
10 be expended from either Fund, \$1,000,000 shall be
11 made available from either Fund during fiscal year
12 2017 to carry out this subsection, to remain avail-
13 able until expended.

14 (e) INDIAN DAM SURVEYS.—

15 (1) TRIBAL REPORTS.—The Secretary shall re-
16 quest that, not less frequently than once every 180
17 days, each Indian tribe submit to the Secretary a re-
18 port providing an inventory of the dams located on
19 the land of the Indian tribe.

20 (2) BIA REPORTS.—Not less frequently than
21 once each year, the Secretary shall submit to Con-
22 gress a report describing the condition of each dam
23 under the partial or total jurisdiction of the Sec-
24 retary.

25 (f) FLOOD PLAIN MANAGEMENT PILOT PROGRAM.—

1 (1) ESTABLISHMENT.—The Secretary shall es-
2 tablish, within the Bureau of Indian Affairs, a flood
3 plain management pilot program (referred to in this
4 subsection as the “program”) to provide, at the re-
5 quest of an Indian tribe, guidance to the Indian
6 tribe relating to best practices for the mitigation and
7 prevention of floods, including consultation with the
8 Indian tribe on—

9 (A) flood plain mapping; or

10 (B) new construction planning.

11 (2) TERMINATION.—The program shall termi-
12 nate on the date that is 4 years after the date of en-
13 actment of this Act.

14 (3) FUNDING.—Of the amounts authorized to
15 be expended from either Fund, \$250,000 shall be
16 made available from either Fund during each of fis-
17 cal years 2017, 2018, and 2019 to carry out this
18 subsection, to remain available until expended.

19 **Subtitle B—Irrigation Rehabilita-**
20 **tion and Renovation for Indian**
21 **Tribal Governments and Their**
22 **Economies**

23 **SEC. 3201. DEFINITIONS.**

24 In this subtitle: