

.....
(Original Signature of Member)

110TH CONGRESS
1ST SESSION

H. R.

To require the Secretary of the Army to operate and maintain as a system
the Chicago Sanitary and Ship Canal dispersal barriers.

IN THE HOUSE OF REPRESENTATIVES

Mrs. BIGGERT introduced the following bill; which was referred to the
Committee on _____

A BILL

To require the Secretary of the Army to operate and main-
tain as a system the Chicago Sanitary and Ship Canal
dispersal barriers.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Great Lakes Asian
5 Carp Barrier Act”.

6 **SEC. 2. CONSOLIDATION OF BARRIER PROJECTS.**

7 (a) IN GENERAL.—The Chicago Sanitary and Ship
8 Canal Dispersal Barrier Project (referred to in this section

1 as “Barrier I”) (as in existence on the date of enactment
2 of this Act), constructed as a demonstration project under
3 section 1202(i)(3) of the Nonindigenous Aquatic Nuisance
4 Prevention and Control Act of 1990 (16 U.S.C.
5 4722(i)(3)), and the project relating to the Chicago Sani-
6 tary and Ship Canal Dispersal Barrier, authorized by sec-
7 tion 345 of the District of Columbia Appropriations Act,
8 2005 (Public Law 108–335; 118 Stat. 1352) (referred to
9 in this section as “Barrier II”), shall be considered to con-
10 stitute a single project.

11 (b) ACTIVITIES RELATING TO BARRIER I AND BAR-
12 RIER II.—

13 (1) DUTIES OF SECRETARY OF THE ARMY.—

14 The Secretary of the Army, at Federal expense,
15 shall—

16 (A) upgrade and make permanent Barrier
17 I;

18 (B) construct Barrier II, notwithstanding
19 the project cooperation agreement with the
20 State of Illinois dated June 14, 2005;

21 (C) operate and maintain Barrier I and
22 Barrier II as a system to optimize effectiveness;

23 (D) conduct, in consultation with appro-
24 priate Federal, State, local, and nongovern-
25 mental entities, a study of a range of options

1 and technologies for reducing impacts of haz-
2 ards that may reduce the efficacy of the Bar-
3 riers; and

4 (E) provide to each State a credit in an
5 amount equal to the amount of funds contrib-
6 uted by the State toward Barrier II.

7 (2) APPLICATION OF CREDIT.—A State may
8 apply a credit received under paragraph (1)(E) to
9 any cost-sharing responsibility for an existing or fu-
10 ture Federal project with the Corps of Engineers in
11 the State.

12 (c) FEASIBILITY STUDY.—The Secretary, in con-
13 sultation with appropriate Federal, State, local, and non-
14 governmental entities, shall conduct, at Federal expense,
15 a feasibility study of the range of options and technologies
16 available to prevent the spread of aquatic nuisance species
17 between the Great Lakes and Mississippi River basins
18 through the Chicago Sanitary and Ship Canal and other
19 aquatic pathways.

20 (d) CONFORMING AMENDMENT.—Section 345 of the
21 District of Columbia Appropriations Act, 2005 (Public
22 Law 108–335; 118 Stat. 1352) is amended to read as fol-
23 lows:

24 “SEC. 345. There are authorized to be appropriated
25 such sums as may be necessary to carry out the Barrier

1 II project of the project for the Chicago Sanitary and Ship
2 Canal Dispersal Barrier, Illinois, initiated pursuant to sec-
3 tion 1135 of the Water Resources Development Act of
4 1986 (33 U.S.C. 2309a).”.