

The Committee recommends no funds for the Southeast Crescent Regional Commission.

NUCLEAR REGULATORY COMMISSION

SALARIES AND EXPENSES

Appropriations, 2015	\$1,003,233,000
Budget estimate, 2016	1,020,119,000
House allowance	1,003,233,000
Committee recommendation	990,000,000

REVENUES

Appropriations, 2015	-\$885,375,000
Budget estimate, 2016	-899,971,000
House allowance	-862,274,000
Committee recommendation	-872,864,000

NET APPROPRIATION

Appropriations, 2015	\$117,858,000
Budget estimate, 2016	120,148,000
House allowance	140,959,000
Committee recommendation	117,136,000

The Committee recommends \$990,000,000 for the Nuclear Regulatory Commission [Commission], a decrease of \$30,119,000 from the budget request. This amount is offset by estimated revenues of \$872,864,000, resulting in a net appropriation of \$117,136,000. In developing this recommendation, the Committee has consulted with the Commission to ensure it maintains its gold-standard health and safety mission while reducing low-priority work.

The recommendation includes three new control points to provide additional transparency to the Commission's budget execution process: Nuclear Reactor Safety; Nuclear Materials and Waste Safety; and Decommissioning and Low-Level Waste, as described below. Section 401 provides new reprogramming authority to the Commission between the accounts, subject to prior congressional approval, with a provision made for emergency circumstances. This reprogramming authority supersedes the Commission's existing guidance on internal reprogrammings.

Nuclear Reactor Safety.—The Committee recommends \$771,171,000 for Nuclear Reactor Safety, including \$270,150,000 for corporate support activities. This new control point includes the Commission's Operating Reactors and New Reactors business lines. The recommendation includes funding to continue licensing activities associated with awards made under the Department of Energy's Small Modular Reactor Licensing Technical Support program. The Commission is directed to report any transfer of more than \$500,000 across business lines, as identified in the budget request, to the Committee as soon as practicable.

Nuclear Materials and Waste Safety.—The Committee recommends \$219,000,000 for Nuclear Materials and Waste Safety, including \$61,033,000 for corporate support activities. This new control point includes the Commission's Fuel Facilities, Nuclear Material Users, and Spent Fuel Storage and Transportation business lines. The Committee notes that section 3 of title III includes a general provision for a pilot program for the consolidated storage

of used nuclear fuel. The Committee urges the Commission to be prepared to act promptly if this provision is enacted into law.

Decommissioning and Low-Level Waste.—The Committee recommends \$43,628,000 for Decommissioning and Low-Level Waste, including \$346,407,000 for corporate support.

Excess Unobligated Carryover.—The Committee recommendation authorizes the Commission to reallocate up to \$20,000,00 in unobligated carryover balances to supplement its fiscal year 2016 appropriation. The Committee notes that between fiscal year 2015 and fiscal year 2016 projections, the Commission will have carried over more than \$50,000,000 in unobligated balances. The Committee directs the Commission to discontinue its practice of carrying over such significant sums from prior fiscal years, which is largely derived from revenues. The Commission is directed to carry over only the minimum amount necessary for efficient execution of its mission, and to ensure that any rule or other requirement for collection of revenue or fees is calculated accordingly.

Integrated University Program.—Within available funds, the Committee recommends not less than \$15,000,000 for the Integrated University Program [IUP] to maintain specialists in radiation safety needed in healthcare, energy, defense, homeland security, environmental protection, agriculture, science, space exploration, construction, and industrial applications. Together with IUP funds from the Department of Energy's Office of Nuclear Energy and the National Nuclear Security Administration, this program ensures a highly qualified next generation of nuclear specialists. Funding for this program shall not be from prior year balances.

Agency Efficiency.—The Committee recognizes that the Commission is taking important steps to make the agency run more effectively. In February 2015, the Commission publicly released its report on the Project Aim 2020 initiative which forecasts the agency's workload over the next 5 years and recommends 12 adjustments to staffing, planning, and processes to make the Commission more effective in carrying out its mission. Specifically, this report envisions a reduction of 10 percent to both staffing and budget authority by 2020 from fiscal year 2015 levels due to a projected reduction in workload. The Commission, however, has not yet formally adopted the recommendations in the report, and consequently, the budget request for fiscal year 2016 was not fully informed by these recommendations. If the Committee were simply to adopt the Commission's fiscal year 2016 budget as proposed, significant time would be lost in implementing the recommendations, resulting in a need for a steep decline in resources over the next 3 fiscal years. Further, fully funding the Commission's budget request with the understanding that such funds would exceed the Commission's actual requirements would not be consistent with the Committee's responsibility to ensure taxpayer dollars are spent wisely.

The Committee recommendation, therefore, includes a reduction of \$30,119,000 from the Commission's request, with the majority directed at low-priority work and corporate support activities. This recommendation provides the Commission with the opportunity to find savings and begin to implement the Project Aim recommendations in earnest prior to fiscal year 2017. In choosing where to apply these reductions, the Commission should consider elimi-

nating low-value activities and expenses, and consolidating programs or offices for efficiency. The Commission is directed to not make reductions that would impact safety. Further, the Commission should not make reductions that would negatively impact the critical skill sets and highly technical staff that are needed to fulfil the agency’s mission. Allowing the Commission to begin making reductions this fiscal year will result in less drastic reductions over the next three fiscal years. The Commission is directed to report to the Committees on Appropriations of both Houses of Congress within 30 days after the date of enactment of this act on how it has applied the reductions to individual business lines.

Rulemaking Process.—The Committee is concerned that the staff-directed rulemaking process is inefficient and permits expenditure of significant agency resources in developing the technical basis and regulatory analysis for potential rules without prior Commission approval. The Committee believes that, in keeping with NRC’s Principles of Good Regulation, the Commission should return to the Commission-directed process outlined in the United States Nuclear Regulatory Commission Regulations Handbook (NUREG/BR–0053, Revision 6) [Handbook]. The Committee therefore directs the Commission to make conforming changes to NRC Management Directive 6.3, “The Rulemaking Process” to be consistent with the Handbook’s Commission-directed process. The Commission is directed to provide the Committees on Appropriations of both Houses of Congress with an updated directive not later than 90 days after the enactment of this act. The Commission is further directed to provide to the Committees on Appropriations of both Houses of Congress, not later than 30 days after the enactment of this act, a report that includes a general description and status of each proposed rule that is currently pending before the Commission, including the date on which the proposed rule was docketed.

Subsequent License Renewal.—The Committee continues to encourage the Commission to act expeditiously to ensure that a fair, effective, predictable, and efficient process for subsequent licensing is available for licensees actively planning to pursue second license renewal, including timely issuance of updated regulatory guidance to support receipt of the lead application in the 2018 timeframe.

OFFICE OF INSPECTOR GENERAL

GROSS APPROPRIATION

Appropriations, 2015	\$12,071,000
Budget estimate, 2016	12,136,000
House allowance	12,136,000
Committee recommendation	12,136,000

REVENUES

Appropriations, 2015	– \$10,099,000
Budget estimate, 2016	– 10,060,000
House allowance	– 10,060,000
Committee recommendation	– 10,060,000

NET APPROPRIATION

Appropriations, 2015	\$1,972,000
Budget estimate, 2016	2,076,000
House allowance	2,076,000
Committee recommendation	2,076,000

The Committee recommends \$12,136,000 for the Office of Inspector General, the same as the budget request, which is offset by revenues estimated at \$10,060,000, for a net appropriation of \$2,076,000. The Office of Inspector General serves both the Nuclear Regulatory Commission and the Defense Nuclear Facilities Safety Board, and the recommendation includes \$958,000 for that purpose that is not available from fee revenues.

The Committee encourages the Office of Inspector General to examine, through its audit program, additional savings and efficiencies at the Nuclear Regulatory Commission that could be realized through consolidations or other streamlining.

NUCLEAR WASTE TECHNICAL REVIEW BOARD

Appropriations, 2015	\$3,400,000
Budget estimate, 2016	3,600,000
House allowance	3,600,000
Committee recommendation	3,600,000

The Committee recommends \$3,600,000 for the Nuclear Waste Technical Review Board, the same as the budget request.

OFFICE OF THE FEDERAL COORDINATION FOR ALASKA NATURAL GAS TRANSPORTATION PROJECTS

Appropriations, 2015	
Budget estimate, 2016	\$1,000,000
House allowance	1,000,000
Committee recommendation	

The Committee does not recommend funding for the Office of the Federal Coordinator for Alaska Natural Gas Transportation Projects.

GENERAL PROVISIONS

Section 401. The Committee includes reprogramming language for the Nuclear Regulatory Commission.

Section 402. The Committee includes language on providing information to Congress.

Section 403. The Committee includes a technical correction.

TITLE V

GENERAL PROVISIONS

The following list of general provisions are recommended by the Committee:

Section 501. The provision prohibits the use of any funds provided in this bill from being used to influence congressional action.

Section 502. The provision addresses transfer authority under this act.

Section 503. The provision relates to Executive Order No. 13690.

PROGRAM, PROJECT, AND ACTIVITY

In fiscal year 2016, for purposes of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99-177), as amended, the following information provides the definition of the term "program, project or activity" for departments and agencies under the jurisdiction of the Energy and Water Development Appropriation bill. The term "program, project or activity" shall include the most specific level of budget items identified in the Energy and Water Development Appropriations Bill, 2016 and the report accompanying the bill.

If a sequestration order is necessary, in implementing the Presidential order, departments and agencies shall apply any percentage reduction required for fiscal year 2016 pursuant to the provisions of Public Law 99-177 to all items specified in the report accompanying the bill by the Senate Committee on Appropriations in support of the fiscal year 2016 budget estimates as modified by congressional action.

COMPLIANCE WITH PARAGRAPH 7, RULE XVI, OF THE
STANDING RULES OF THE SENATE

Paragraph 7 of rule XVI requires that Committee reports on general appropriations bills identify each Committee amendment to the House bill "which proposes an item of appropriation which is not made to carry out the provisions of an existing law, a treaty stipulation, or an act or resolution previously passed by the Senate during that session."

The Committee is filing an original bill, which is not covered under this rule, but reports this information in the spirit of full disclosure.

The Committee recommends funding for the following programs or activities which currently lack authorization for fiscal year 2016:

Corps of Engineers.—Individual studies and projects proposed for appropriations within this bill are specifically authorized by law. The appropriation accounts where the funding for the studies and projects are recommended are not considered to be authorized as there is no originating act providing for these appropriation accounts.

Department of Energy: Energy Conservation and Supply Activities:

Office of Fossil Energy: Fossil Energy R&D, Clean Coal, Naval Petroleum and Oil Shale Research;

Health, Safety and Security;

Non-Defense Environmental Management;

Office of Science;

Department of Administration;

National Nuclear Security Administration: Weapons Activities; Defense Nuclear Nonproliferation; Naval Reactors; Office of the Administrator;

Defense Environmental Management, Defense Site Acceleration Completion;

Other Defense Activities;

Defense Nuclear Waste Fund;

Office of Security and Performance Assurance;

Federal Energy Regulatory Commission;
Power Marketing Administrations: Southeastern, Southwestern,
Western Area; and
Energy Information Administration.

COMPLIANCE WITH PARAGRAPH 7(c), RULE XXVI, OF THE
STANDING RULES OF THE SENATE

Pursuant to paragraph 7(c) of rule XXVI, on June —, 2015, the Committee ordered favorably reported an original bill (S. 0000) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2016, and for other purposes, provided, that the bill be subject to amendment and that the bill be consistent with its spending allocations, by a recorded vote of 00–00, a quorum being present. The vote was as follows:

Yeas

Nays

COMPLIANCE WITH PARAGRAPH 12, RULE XXVI, OF THE
STANDING RULES OF THE SENATE

Paragraph 12 of rule XXVI requires that Committee reports on a bill or joint resolution repealing or amending any statute or part of any statute include “(a) the text of the statute or part thereof which is proposed to be repealed; and (b) a comparative print of that part of the bill or joint resolution making the amendment and of the statute or part thereof proposed to be amended, showing by stricken-through type and italics, parallel columns, or other appropriate typographical devices the omissions and insertions which would be made by the bill or joint resolution if enacted in the form recommended by the Committee.”

In compliance with this rule, changes in existing law proposed to be made by the bill are shown as follows: existing law to be omitted is enclosed in black brackets; new matter is printed in italic; and existing law in which no change is proposed is shown in roman.

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TITLE 42—THE PUBLIC HEALTH AND WELFARE
CHAPTER 109B—SECURE WATER

§ 10364. Water management improvement

(a) Authorization of grants and cooperative agreements

* * * * *

(e) Authorization of appropriations

There is authorized to be appropriated to carry out this section ~~[\$300,000,000]~~ \$500,000,000, to remain available until expended.

RECLAMATION SAFETY OF DAMS ACT OF 1978, PUBLIC
LAW 95-578

SEC. 2 * * *

* * * * *

SEC. 3 **[Construction]** *Except as provided in section 5B, construction authorized by this subchapter shall be for the purposes of dam safety and not for the specific purposes of providing additional conservation storage capacity or of developing benefits over and above those provided by the original dams and reservoirs. Nothing in this subchapter shall be construed to reduce the amount of project costs allocated to reimbursable purposes heretofore authorized.*

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SEC. 5 There are hereby authorized to be appropriated for fiscal year 1979 and ensuing fiscal years such sums as may be necessary, but not to exceed \$100,000,000 and, effective October 1, 1983, not to exceed an additional \$650,000,000 (October 1, 1983, price levels), and, effective October 1, 2000, not to exceed an additional \$95,000,000 (October 1, 2000, price levels), and, effective October 1, 2001, not to exceed an additional \$32,000,000 (October 1, 2001, price levels), and, effective October 1, 2003, not to exceed an additional \$540,000,000 (October 1, 2003, price levels), *and effective October 1, 2015, not to exceed an additional \$1,100,000,000 (October 1, 2003, price levels)*, plus or minus such amounts, if any, as may be justified by reason of ordinary fluctuations in construction costs as indicated by engineering cost indexes applicable to the types of construction involved herein, to carry out the provisions of this Act to remain available until expended if so provided by the appropriations Act: *Provided, That no funds exceeding ~~[\$1,250,000]~~ \$20,000,000 (October 1, 2003, price levels), as adjusted to reflect any ordinary fluctuations in construction costs indicated by applicable engineering cost indexes, shall be obligated for carrying out actual construction to modify an existing dam under authority of this Act prior to 30 calendar days from that date that the Secretary has transmitted a report on such existing dam to the **[Congress]** Committee on Natural Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate.* The report required to be submitted by this section will consist of a finding by the Secretary of the Interior to the effect that modifications are required to be made to insure the

safety of an existing dam. Such finding shall be accompanied by a technical report containing information on the need for structural modification, the corrective action deemed to be required, alternative solutions to structural modification that were considered, the estimated cost of needed modifications, and environmental impacts if any resulting from the implementation of the recommended plan of modification. *For modification expenditures between \$1,800,000 and \$20,000,000 (October 1, 2013, price levels), the Secretary of the Interior shall, at least 30 days before the date on which the funds are expended, submit written notice of the expenditures to the Committee on Natural Resources of the House of Representatives and Committee on Energy and Natural Resources of the Senate that provides a summary of the project, the cost of the project, and any alternatives that were considered.*

SEC. 5A. (a) * * *

* * * * *

(d) The Secretary may waive 1 or more of the requirements of subsections (a), (b), and (c), if the Secretary determines that implementation of the requirement could have an adverse impact on dam safety or security.

SEC. 5B. Notwithstanding section 3, if the Secretary, in her judgment, determines that additional project benefits, including but not limited to additional conservation storage capacity, are necessary and in the interests of the United States and the project and are feasible and not inconsistent with the purposes of this Act, the Secretary is authorized to develop additional project benefits through the construction of new or supplementary works on a project in conjunction with the Secretary's activities under section 2 of this Act and subject to the conditions described in the feasibility study, provided the costs associated with developing the additional project benefits are allocated to the authorized purposes of the structure and repaid consistent with all provisions of Federal Reclamation law (the Act of June 17, 1902, 43 U.S.C. 371 et seq.) and acts supplemental to and amendatory of that Act.

OMNIBUS CONSOLIDATED AND EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT, 1999, PUBLIC LAW 105-277

DIVISION A—OMNIBUS CONSOLIDATED APPROPRIATIONS

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TITLE III

GENERAL PROVISIONS

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BULK FUEL STORAGE TANK

SEC. 329. (a) **TRANSFER OF FUNDS.**—* * *

(b) **USE OF INTEREST ONLY.**—The interest produced from the investment of the Trans-Alaska Pipeline Liability Fund balance

that is transferred and deposited into the Oil Spill Liability Trust Fund under section 8102(a)(2)(B)(ii) of the Oil Pollution Act of 1990 (43 U.S.C. 1653 note) after June 16, 1998 shall be transferred annually by the National Pollution Funds Center to the Denali Commission for a program, to be developed in consultation with the Coast Guard, to repair or replace bulk fuel storage tanks in Alaska which are not in compliance with federal law, including the Oil Pollution Act of 1990, or State law *or for the construction and repair of barge mooring points and barge landing sites to facilitate pumping fuel from fuel transport barges into bulk fuel storage tanks.*

WATER SUPPLY, RELIABILITY, AND ENVIRONMENTAL IMPROVEMENT ACT, 2005, PUBLIC LAW 108-361

TITLE I—CALIFORNIA WATER SECURITY AND ENVIRONMENTAL ENHANCEMENT

SEC. 101. SHORT TITLE.

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SEC. 103. BAY DELTA PROGRAM.

(a) IN GENERAL.—

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(e) NEW AND EXPANDED AUTHORIZATIONS FOR FEDERAL AGENCIES.—

(1) IN GENERAL.—The heads of the Federal agencies described in this subsection are authorized to carry out the activities described in subsection (f) during each of fiscal years 2005 through **[2016]** 2020, in coordination with the Governor.

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(f) DESCRIPTION OF ACTIVITIES UNDER NEW AND EXPANDED AUTHORIZATIONS.—

(1) CONVEYANCE.— * * *

* * * * *

(3) LEVEE STABILITY.—

(A) IN GENERAL.— * * *

(B) REPORT.—Not later than 180 days after the date of enactment of this Act, the Secretary of the Army shall submit to the appropriate authorizing and appropriating committees of the Senate and the House of Representatives a report that describes the levee stability reconstruction projects and priorities that will be carried out under this title during each of fiscal years 2005 through **[2016]** 2020.

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SEC. 107. FEDERAL SHARE OF COSTS.

(a) IN GENERAL.—The Federal share of the cost of implementing the Calfed Bay-Delta Program for fiscal years 2005

through [2016] 2020 in the aggregate, as set forth in the Record of Decision, shall not exceed 33.3 percent.

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SEC. 109. AUTHORIZATION OF APPROPRIATION.

There are authorized to be appropriated to the Secretary and the heads of the Federal agencies to pay the Federal share of the cost of carrying out the new and expanded authorities described in subsections (e) and (f) of section 103 \$389,000,000 for the period of fiscal years 2005 through [2016] 2020, to remain available until expended.

**WATER RESOURCES DEVELOPMENT ACT OF 2007,
PUBLIC LAW 110-114**

TITLE V—MISCELLANEOUS

SEC. 5032. LOWELL CREEK TUNNEL, SEWARD, ALASKA.

(a) LONG-TERM MAINTENANCE AND REPAIR.—

(1) MAINTENANCE AND REPAIR.—* * *

(2) DURATION OF RESPONSIBILITIES.—The responsibility of the Secretary for long-term maintenance and repair of the tunnel shall continue until an alternative method of flood diversion is constructed and operational under this section, or [15] 20 years after the date of enactment of this Act, whichever is earlier.

BUDGETARY IMPACT OF BILL

PREPARED IN CONSULTATION WITH THE CONGRESSIONAL BUDGET OFFICE PURSUANT TO SEC. 308(A), PUBLIC LAW 93-344, AS AMENDED

[In millions of dollars]

	Budget authority		Outlays	
	Committee allocation	Amount in bill	Committee allocation	Amount in bill
Comparison of amounts in the bill with the subcommittee allocation for 2016: Subcommittee on Energy and Water Development:				
Mandatory				
Discretionary				
Security				
Nonsecurity				
Projections of outlays associated with the recommendation:				
2015				
2016				
2017				
2018				
2019 and future years				
Financial assistance to State and local governments for 2016				

