

112TH CONGRESS
2^D SESSION

S. 3362

To reauthorize the National Dam Safety Program Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 29, 2012

Mr. AKAKA (for himself, Mr. BOOZMAN, Mr. WHITEHOUSE, and Mr. CRAPO) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To reauthorize the National Dam Safety Program Act, and for other purposes.

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 “Dam Safety Act of
5 2012”.

6 **SEC. 2. PURPOSE.**

7 The purpose of this Act and the amendments made
8 by this Act is to reduce the risks to life and property from
9 dam failure in the United States through the reauthoriza-
10 tion of an effective national dam safety program that

1 brings together the expertise and resources of the Federal
2 and non-Federal communities in achieving national dam
3 safety hazard reduction.

4 **SEC. 3. ADMINISTRATOR.**

5 (a) IN GENERAL.—The National Dam Safety Pro-
6 gram Act (33 U.S.C. 467 et seq.) is amended by striking
7 “Director” each place it appears and inserting “Adminis-
8 trator”.

9 (b) CONFORMING AMENDMENT.—Section 2 of the
10 National Dam Safety Program Act (33 U.S.C. 467) is
11 amended—

12 (1) by striking paragraph (3);

13 (2) by redesignating paragraphs (1) and (2) as
14 paragraphs (2) and (3), respectively; and

15 (3) by inserting before paragraph (2) (as redес-
16 igned by paragraph (2)) the following:

17 “(1) ADMINISTRATOR.—The term ‘Adminis-
18 trator’ means the Administrator of the Federal
19 Emergency Management Agency.”.

20 **SEC. 4. INSPECTION OF DAMS.**

21 Section 3(b)(1) of the National Dam Safety Program
22 Act (33 U.S.C. 467a(b)(1)) is amended by striking “or
23 maintenance” and inserting “maintenance, condition, or
24 provisions for emergency operations”.

1 **SEC. 5. NATIONAL DAM SAFETY PROGRAM.**

2 (1) OBJECTIVES.—Section 8(c) of the National
3 Dam Safety Program Act (33 U.S.C. 467f(c)) is
4 amended by striking paragraph (4) and inserting the
5 following:

6 “(4) develop and implement a comprehensive
7 dam safety hazard education and public awareness
8 program to assist the public in preparing for, miti-
9 gating, responding to, and recovering from dam inci-
10 dents;”.

11 (2) BOARD.—Section 8(f)(4) of the National
12 Dam Safety Program Act (33 U.S.C. 467f(f)(4)) is
13 amended by inserting “, representatives from non-
14 governmental organizations,” after “State agencies”.

15 **SEC. 6. PUBLIC AWARENESS AND OUTREACH FOR DAM**
16 **SAFETY.**

17 The National Dam Safety Program Act (33 U.S.C.
18 467 et seq.) is amended—

19 (1) by redesignating sections 11, 12, and 13 as
20 sections 12, 13, and 14, respectively; and

21 (2) by inserting after section 10 (33 U.S.C.
22 467g–1) the following:

23 **“SEC. 11. PUBLIC AWARENESS AND OUTREACH FOR DAM**
24 **SAFETY.**

25 “The Administrator, in consultation with other Fed-
26 eral agencies, State and local governments, dam owners,

1 the emergency management community, the private sec-
 2 tor, nongovernmental organizations and associations, in-
 3 stitutions of higher education, and any other appropriate
 4 entities shall carry out a nationwide public awareness and
 5 outreach program to assist the public in preparing for,
 6 mitigating, responding to, and recovering from dam inci-
 7 dents.”.

8 **SEC. 7. AUTHORIZATION OF APPROPRIATIONS.**

9 (1) NATIONAL DAM SAFETY PROGRAM.—

10 (A) ANNUAL AMOUNTS.—Section 14(a)(1)
 11 of the National Dam Safety Program Act (33
 12 U.S.C. 467j(a)(1)) (as so redesignated) is
 13 amended by striking “\$6,500,000” and all that
 14 follows through “2011” and inserting
 15 “\$9,200,000 for each of fiscal years 2012
 16 through 2016”.

17 (B) MAXIMUM AMOUNT OF ALLOCATION.—
 18 Section 14(a)(2)(B) of the National Dam Safe-
 19 ty Program Act (33 U.S.C. 467j(a)(2)(B)) (as
 20 so redesignated) is amended—

21 (i) by striking “The amount” and in-
 22 serting the following:

23 “(i) IN GENERAL.—The amount”; and

24 (ii) by adding at the end the fol-
 25 lowing:

1 “(ii) FISCAL YEAR 2013 AND SUBSE-
2 QUENT FISCAL YEARS.—For fiscal year
3 2013 and each subsequent fiscal year, the
4 amount of funds allocated to a State under
5 this paragraph may not exceed the amount
6 of funds committed by the State to imple-
7 ment dam safety activities.”.

8 (2) NATIONAL DAM INVENTORY.—Section 14(b)
9 of the National Dam Safety Program Act (33
10 U.S.C. 467j(b)) (as so redesignated) is amended by
11 striking “\$650,000” and all that follows through
12 “2011” and inserting “\$500,000 for each of fiscal
13 years 2012 through 2016”.

14 (3) PUBLIC AWARENESS.—Section 14 of the
15 National Dam Safety Program Act (33 U.S.C. 467j)
16 (as so redesignated) is amended—

17 (A) by redesignating subsections (c)
18 through (f) as subsections (d) through (g), re-
19 spectively; and

20 (B) by inserting after subsection (b) the
21 following:

22 “(c) PUBLIC AWARENESS.—There is authorized to be
23 appropriated to carry out section 11 \$1,000,000 for each
24 of fiscal years 2012 through 2016.”.

1 (4) RESEARCH.—Section 14(d) of the National
2 Dam Safety Program Act (as so redesignated) is
3 amended by striking “\$1,600,000” and all that fol-
4 lows through “2011” and inserting “\$1,450,000 for
5 each of fiscal years 2012 through 2016”.

6 (5) DAM SAFETY TRAINING.—Section 14(e) of
7 the National Dam Safety Program Act (as so redesi-
8 gnated) is amended by striking “\$550,000” and all
9 that follows through “2011” and inserting
10 “\$750,000 for each of fiscal years 2012 through
11 2016”.

12 (6) STAFF.—Section 14(f) of the National Dam
13 Safety Program Act (as so redesignated) is amended
14 by striking “\$700,000” and all that follows through
15 “2011” and inserting “\$1,000,000 for each of fiscal
16 years 2012 through 2016”.

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