

112TH CONGRESS
1ST SESSION

S. 1197

To provide for a feasibility study before carrying out any Federal action relating to the Chicago Area Water System.

IN THE SENATE OF THE UNITED STATES

JUNE 15, 2011

Mr. COATS (for himself and Mr. LUGAR) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To provide for a feasibility study before carrying out any Federal action relating to the Chicago Area Water System.

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. DEFINITIONS.**

4 In this Act:

5 (1) CAWS.—The term “CAWS” means the
6 Chicago Area Water System.

7 (2) ECONOMIC IMPACT STATEMENT.—The term
8 “economic impact statement” means the economic
9 impact statement described in section 2(b).

1 (3) SECRETARY.—The term “Secretary” means
2 the Secretary of the Army, acting through the Chief
3 of Engineers.

4 **SEC. 2. DUTY TO ASSESS THE IMPACT OF FEDERAL ACTION**
5 **ON JOBS AND COMMERCIAL ACTIVITY.**

6 (a) IN GENERAL.—Prior to any major Federal ac-
7 tion, as determined by the Secretary, to prevent the intro-
8 duction or establishment of a population of aquatic nui-
9 sance species between the Great Lakes and the Mississippi
10 River Basins that would impact the flow of commerce or
11 commercial activity within the CAWS, the Secretary shall
12 prepare an economic impact statement as described in
13 subsection (b).

14 (b) ECONOMIC IMPACT STATEMENT.—

15 (1) CONTENTS.—An economic impact state-
16 ment required under subsection (a) shall include a
17 detailed statement by the Secretary relating to—

18 (A) the impact of the proposed action on
19 the flow of commerce and commercial activity;

20 (B) the impact of the proposed action on
21 jobs and job opportunities, including an assess-
22 ment of the quantity of jobs that would be lost
23 and gained as a result of the proposed action;

1 (C) any adverse economic effects that
2 could not be avoided if the proposal is imple-
3 mented;

4 (D) the alternatives to the proposed action,
5 including a cost-benefit analysis of each alter-
6 native;

7 (E) the relationship between any local
8 short-term impacts on commerce or commercial
9 activity and maintenance and enhancement of
10 long-term productivity and environmental val-
11 ues; and

12 (F) any adverse impacts to public or pri-
13 vate property that could result if the proposal
14 is implemented, including damage relating to
15 flooding or new water drainage patterns.

16 (2) CONSULTATION.—

17 (A) IN GENERAL.—Prior to preparing an
18 economic impact statement, the Secretary shall
19 consult with and obtain the comments of—

20 (i) any Federal or State agency that
21 has jurisdiction by law or special expertise
22 with respect to any of the activities de-
23 scribed in paragraph (1);

1 (ii) communities affected by the pro-
2 posed Federal action described in sub-
3 section (a); and

4 (iii) any other stakeholders.

5 (B) PUBLIC PARTICIPATION.—A copy of
6 each statement and any comments or views ob-
7 tained as a result of the consultation under sub-
8 paragraph (A) shall—

9 (i) be made available on a publicly ac-
10 cessible Internet site; and

11 (ii) accompany the proposal described
12 in subsection (a) through the applicable
13 Federal agency review process.

14 (3) COMBINING ENVIRONMENTAL AND ECO-
15 NOMIC IMPACT STATEMENTS.—An economic impact
16 statement under this Act may be combined with a
17 detailed statement of environmental impacts re-
18 quired to be prepared under the National Environ-
19 mental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

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