AAPA Legislation Update for Harbors and Navigation Committee

Jim Walker

November 17, 2020
FY21 Nav 1 Number Request

- 7th year of post cards for association Hill visits
- WCI, DCA, PNWA, NAWE
- ‘Very effective’ per appropriations staff
- FY16: $2.75B
We Urge Congress to Support $4.4 Billion for the 2021 Corps Navigation Program

<table>
<thead>
<tr>
<th>Program</th>
<th>2021 Stakeholders</th>
<th>2020 Omnibus</th>
<th>2021 Pres Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>COASTAL NAVIGATION</strong></td>
<td>$3.035 B</td>
<td>$2.688 B</td>
<td>$1.618 B</td>
</tr>
<tr>
<td>Investigations</td>
<td>$20 M</td>
<td>$14 M</td>
<td>$5 M</td>
</tr>
<tr>
<td>Construction</td>
<td>$1.300 B</td>
<td>$1.092 B</td>
<td>$634 M</td>
</tr>
<tr>
<td>Operations &amp; Maintenance</td>
<td>$1.665 B</td>
<td>$1.532 B</td>
<td>$979 M</td>
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<tr>
<td>Donor and Energy Ports</td>
<td>$50 M</td>
<td>$50 M</td>
<td>$0 M</td>
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<tr>
<td><strong>INLAND NAVIGATION</strong></td>
<td>$1.325 B</td>
<td>$1.183 B</td>
<td>$750 M</td>
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<tr>
<td>Investigations</td>
<td>$25 M</td>
<td>$23 M</td>
<td>$9 M</td>
</tr>
<tr>
<td>Construction</td>
<td>$400 M</td>
<td>$364 M</td>
<td>$15 M</td>
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<tr>
<td>Operations &amp; Maintenance</td>
<td>$900 M</td>
<td>$796 M</td>
<td>$726 M</td>
</tr>
<tr>
<td><strong>MS RIVER &amp; TRIBUTARIES</strong></td>
<td>$40 M</td>
<td>$39 M</td>
<td>$41 M</td>
</tr>
<tr>
<td><strong>TOTAL NAVIGATION</strong></td>
<td>$4.4 B</td>
<td>$3.910 B</td>
<td>$2.409 B</td>
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</table>
# FY 2021 Corps Coastal Navigation Funding, $millions

<table>
<thead>
<tr>
<th></th>
<th>Investigations</th>
<th>Const</th>
<th>MR&amp;T</th>
<th>O&amp;M</th>
<th>Total</th>
<th>Pbud + Pots</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Pres Budget</strong></td>
<td>14</td>
<td>634</td>
<td>5</td>
<td>979</td>
<td>1632</td>
<td></td>
</tr>
<tr>
<td><strong>House Pots</strong></td>
<td>11</td>
<td>60</td>
<td>5</td>
<td>682</td>
<td>758</td>
<td>2390</td>
</tr>
<tr>
<td><strong>Senate Pots</strong></td>
<td>10.5</td>
<td>242.4</td>
<td>1.67</td>
<td>704.6</td>
<td>959.2</td>
<td>2591.2</td>
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<tr>
<td><strong>FY 2020</strong></td>
<td>14</td>
<td>1092*</td>
<td>5</td>
<td>1582</td>
<td>2693</td>
<td></td>
</tr>
</tbody>
</table>

*includes $360 million for 1-time regional dredging pilot program
Coastal Navigation Construction Projects

Most Ever?

• Boston
• Brazos/Brownsville*
• Charleston
• Corpus Christi
• Freeport
• Galveston*
• MS River

• Mobile
• Norfolk*
• Port Everglades
• Sabine Neches WW
• Savannah
• Seattle*
• Soo Locks

*Awaiting ‘new start’ construction funds
2020 Key Legislative Advocacy Efforts

✓ FY20 Appropriations Plus-Ups –
  ✓ PIDP, BUILD, PSGP, DERA
✓ CARES Act – HMT Full Use
✓ Maritime Workers Deemed Essential
✓ 2.5M Cloth Mask Distribution to Ports & Partners
✓ AAPA-CBP Working Group & Terminal Design Standards
✓ No Tariffs on mobile harbor cranes
✓ MTSERA authorization & FY21 Appropriations
✓ Getting Back to Safe Cruising
✓ Ongoing WRDA efforts
HMT Legislation

AAPA’s HMT 4 pillars

• Full use of HMT annual revenues – tax collections plus interest on unspent balance

• Permanent and expanded Donor and Energy Transfer Port program

• Funding assurances for Great Lakes region (10% of HMT revenues)

• Funding assurances for Emerging Harbors (10% of HMT revenues)
HMTF Legislation Update

• Mar 27: CARES Act passes, addressing AAPA Pillar 1, Full HMT use
  • Budget cap adjustment for up to prior year HMT revenues
  • Takes effect Jan 1, 2021 or upon WRDA enactment whichever comes first
  • AAPA pushing to get other 3 pillars in WRDA

• May 6: Senate AWIA reported out of Committee without the HMT provision
  • R’s needed more time to evaluate w/Corps
  • D’s prepared Murray Amendment

• July 29: House passed their WRDA bill, HR 7575

• Aug: House and Senate WRDA negotiations began
116th Congress Lame Duck Legislation

- Maritime Transportation System Emergency Relief Act, MTSERA
  - Need a program for ports; Programs for airports
  - Seeking $1.5 billion for port costs related to pandemic
  - National Defense Authorization Act, NDAA is the legislative vehicle

- Water Resources Development Act, WRDA
  - Address HMT funds distribution framework
  - Authorizes new construction projects and new studies

- FY 2021 Appropriations
  - PIDP and BUILD Grants along with MTSERA funding in DoT’s THUD approp
  - HMT funds in Corps’ Energy and Water Development approp
  - Port Security Grants in FEMA’s DHS approp
  - Diesel Emission Reduction Act in EPA’s Interior and Env approp
Covid-19 Economic Recovery

• Early consideration of including recovery efforts in Phase 3, Cares act.

• AAPA’s 19 Mar 2020 letter identified
  • $1B for the PIDP/PIIP efforts – fund the balance of 2019 qualified proposals
  • $4.5B for Corps coastal navigation - $2B for channel maintenance and $2.5B to complete channel improvement projects, including some new starts
2021 Efforts

• Infrastructure Funding – be prepared
• Completion funding for coastal navigation construction projects
• Pursue the $9.3B in unspent HMT tax collections to properly restore and maintain Federal navigation channels
• Ports need to work with Corps on
  1. Some form of channel availability performance measure
  2. An estimate of the cost to achieve ‘state of good repair’ and/or ‘well maintained’
Summary

• Need all Ports to support HMT language in WRDA
• Support WRDA passage in 2020
• Ports discuss channel performance measures and funding needs issues with your Corps District

Thanks for all you do!