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2D SESSION

# S. 1534

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IN THE HOUSE OF REPRESENTATIVES

OCTOBER 6, 2000

Referred to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## AN ACT

To reauthorize the Coastal Zone Management 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 “Coastal Zone Manage-  
5       ment Act of 2000”.

1 **SEC. 2. AMENDMENT OF COASTAL ZONE MANAGEMENT**  
2 **ACT.**

3 Except as otherwise expressly provided, whenever in  
4 this Act an amendment or repeal is expressed in terms  
5 of an amendment to, or repeal of, a section or other provi-  
6 sion, the reference shall be considered to be made to a  
7 section or other provision of the Coastal Zone Manage-  
8 ment Act of 1972 (16 U.S.C. 1451 et seq.).

9 **SEC. 3. FINDINGS.**

10 Section 302 (16 U.S.C. 1451) is amended—

11 (1) by redesignating paragraphs (a) through  
12 (m) as paragraphs (1) through (13);

13 (2) by inserting “ports,” in paragraph (3) (as  
14 so redesignated) after “fossil fuels,”;

15 (3) by inserting “including coastal waters and  
16 wetlands,” in paragraph (4) (as so redesignated)  
17 after “zone,”;

18 (4) by striking “therein,” in paragraph (4) (as  
19 so redesignated) and inserting “dependent on that  
20 habitat,”;

21 (5) by striking “well-being” in paragraph (5)  
22 (as so redesignated) and inserting “quality of life”;

23 (6) by striking paragraph (11) (as so redesign-  
24 ated) and inserting the following:

25 “(11) Land and water uses in the coastal zone  
26 and coastal watersheds may significantly affect the

1 quality of coastal waters and habitats, and efforts to  
2 control coastal water pollution from activities in  
3 these areas must be improved.”; and

4 (7) by adding at the end thereof the following:

5 “(14) There is a need to enhance cooperation  
6 and coordination among states and local commu-  
7 nities, to encourage local community-based solutions  
8 that address the impacts and pressures on coastal  
9 resources and on public facilities and public service  
10 caused by continued coastal demands, and to in-  
11 crease state and local capacity to identify public in-  
12 frastructure and open space needs and develop and  
13 implement plans which provide for sustainable  
14 growth, resource protection and community revital-  
15 ization.”.

16 **SEC. 4. POLICY.**

17 Section 303 (16 U.S.C. 1452) is amended—

18 (1) by striking “the states” in paragraph (2)  
19 and inserting “state and local governments”;

20 (2) by striking “waters,” each place it appears  
21 in paragraph (2)(C) and inserting “waters and habi-  
22 tats,”;

23 (3) by striking “agencies and state and wildlife  
24 agencies; and” in paragraph (2)(J) and inserting  
25 “and wildlife management; and”;

1 (4) by inserting “other countries,” after “agen-  
2 cies,” in paragraph (5);

3 (5) by striking “and” at the end of paragraph  
4 (5);

5 (6) by striking “zone.” in paragraph (6) and in-  
6 serting “zone;”; and

7 (7) by adding at the end thereof the following:

8 “(7) to create and use a National Estuarine  
9 Research Reserve System as a Federal, state, and  
10 community partnership to support and enhance  
11 coastal management and stewardship; and

12 “(8) to encourage the development, application,  
13 and transfer of innovative coastal and estuarine en-  
14 vironmental technologies and techniques for the  
15 long-term conservation of coastal ecosystems.”.

16 **SEC. 5. CHANGES IN DEFINITIONS.**

17 Section 304 (16 U.S.C. 1453) is amended—

18 (1) by striking “and the Trust Territories of  
19 the Pacific Islands,” in paragraph (4);

20 (2) by striking paragraph (8) and inserting the  
21 following:

22 “(8) The term ‘estuarine reserve’ means a  
23 coastal protected area which may include any part  
24 or all of an estuary and any island, transitional area,  
25 and upland in, adjoining, or adjacent to the estuary,

1 and which constitutes to the extent feasible a nat-  
2 ural unit, established to provide long-term opportu-  
3 nities for conducting scientific studies and edu-  
4 cational and training programs that improve the un-  
5 derstanding, stewardship, and management of estu-  
6 aries.”; and

7 (3) by adding at the end thereof the following:

8 “(19) The term ‘coastal nonpoint pollution con-  
9 trol strategies and measures’ means strategies and  
10 measures included as part of the coastal nonpoint  
11 pollution control program under section 6217 of the  
12 Coastal Zone Act Reauthorization Amendments of  
13 1990 (16 U.S.C. 1455b).

14 “(20) The term ‘qualified local entity’ means—

15 “(A) any local government;

16 “(B) any areawide agency referred to in  
17 section 204(a)(1) of the Demonstration Cities  
18 and Metropolitan Development Act of 1966 (42  
19 U.S.C. 3334 (a)(1));

20 “(C) any regional agency;

21 “(D) any interstate agency;

22 “(E) any nonprofit organization; or

23 “(F) any reserve established under section  
24 315.”.

1 **SEC. 6. REAUTHORIZATION OF MANAGEMENT PROGRAM**  
2 **DEVELOPMENT GRANTS.**

3 Section 305 (16 U.S.C. 1454) is amended to read as  
4 follows:

5 **“SEC. 305. MANAGEMENT PROGRAM DEVELOPMENT**  
6 **GRANTS.**

7 “(a) STATES WITHOUT PROGRAMS.—In fiscal years  
8 2001, 2002, 2003, and 2004, the Secretary may make a  
9 grant annually to any coastal state without an approved  
10 program if the coastal state demonstrates to the satisfac-  
11 tion of the Secretary that the grant will be used to develop  
12 a management program consistent with the requirements  
13 set forth in section 306. The amount of any such grant  
14 shall not exceed \$200,000 in any fiscal year, and shall re-  
15 quire State matching funds according to a 4-to-1 ratio of  
16 Federal-to-State contributions. After an initial grant is  
17 made to a coastal state under this subsection, no subse-  
18 quent grant may be made to that coastal state under this  
19 subsection unless the Secretary finds that the coastal state  
20 is satisfactorily developing its management program. No  
21 coastal state is eligible to receive more than 4 grants  
22 under this subsection.

23 “(b) SUBMITTAL OF PROGRAM FOR APPROVAL.—A  
24 coastal state that has completed the development of its  
25 management program shall submit the program to the  
26 Secretary for review and approval under section 306.”.

1 **SEC. 7. ADMINISTRATIVE GRANTS.**

2 (a) PURPOSES.—Section 306(a) (16 U.S.C. 1455(a))  
3 is amended by inserting “including developing and imple-  
4 menting coastal nonpoint pollution control program com-  
5 ponents,” after “program,”.

6 (b) EQUITABLE ALLOCATION OF FUNDING.—Section  
7 306(c) (16 U.S.C. 1455(c)) is amended by adding at the  
8 end thereof “In promoting equity, the Secretary shall con-  
9 sider the overall change in grant funding under this sec-  
10 tion from the preceding fiscal year and minimize the rel-  
11 ative increases or decreases among all the eligible States.  
12 The Secretary shall ensure that each eligible State receives  
13 increased funding under this section in any fiscal year for  
14 which the total amount appropriated to carry out this sec-  
15 tion is greater than the total amount appropriated to carry  
16 out this section for the preceding fiscal year.

17 (c) ACQUISITION CRITERIA.—Section 306(d)(10)(B)  
18 (16 U.S.C. 1455(d)(10)(B)) is amended by striking “less  
19 than fee simple” and inserting “other”.

20 **SEC. 8. COASTAL RESOURCE IMPROVEMENT PROGRAM.**

21 Section 306A (16 U.S.C. 1455a) is amended—

22 (1) by inserting “or other important coastal  
23 habitats” in subsection (b)(1)(A) after “306(d)(9)”;

24 (2) by inserting “or historic” in subsection  
25 (b)(2) after “urban”;

1           (3) by adding at the end of subsection (b) the  
2 following:

3           “(5) The coordination and implementation of  
4 approved coastal nonpoint pollution control plans.

5           “(6) The preservation, restoration, enhance-  
6 ment or creation of coastal habitats.”;

7           (4) by striking “and” after the semicolon in  
8 subsection (c)(2)(D);

9           (5) by striking “section.” in subsection  
10 (c)(2)(E) and inserting “section;”;

11           (6) by adding at the end of subsection (c)(2)  
12 the following:

13           “(F) work, resources, or technical support  
14 necessary to preserve, restore, enhance, or cre-  
15 ate coastal habitats; and

16           “(G) the coordination and implementation  
17 of approved coastal nonpoint pollution control  
18 plans.”; and

19           (7) by striking subsections (d), (e), and (f) and  
20 inserting after subsection (c) the following:

21           “(d) SOURCE OF FEDERAL GRANTS; STATE MATCH-  
22 ING CONTRIBUTIONS.—

23           “(1) IN GENERAL.—If a coastal state chooses  
24 to fund a project under this section, then—

1           “(A) it shall submit to the Secretary a  
2 combined application for grants under this sec-  
3 tion and section 306;

4           “(B) it shall match the combined amount  
5 of such grants in the ratio required by section  
6 306(a) for grants under that section; and

7           “(C) the Federal funding for the project  
8 shall be a portion of that state’s annual alloca-  
9 tion under section 306(a).

10          “(2) USE OF FUNDS.—Grants provided under  
11 this section may be used to pay a coastal state’s  
12 share of costs required under any other Federal pro-  
13 gram that is consistent with the purposes of this  
14 section.

15          “(e) ALLOCATION OF GRANTS TO QUALIFIED LOCAL  
16 ENTITY.—With the approval of the Secretary, the eligible  
17 coastal state may allocate to a qualified local entity a por-  
18 tion of any grant made under this section for the purpose  
19 of carrying out this section; except that such an allocation  
20 shall not relieve that state of the responsibility for ensur-  
21 ing that any funds so allocated are applied in furtherance  
22 of the state’s approved management program.

23          “(f) ASSISTANCE.—The Secretary shall assist eligible  
24 coastal states in identifying and obtaining from other Fed-

1 eral agencies technical and financial assistance in achiev-  
 2 ing the objectives set forth in subsection (b).”.

3 **SEC. 9. COASTAL ZONE MANAGEMENT FUND.**

4 (a) TREATMENT OF LOAN REPAYMENTS.—Section  
 5 308(a)(2) (16 U.S.C. 1456a(a)(2)) is amended to read as  
 6 follows:

7 “(2) Loan repayments made under this  
 8 subsection—

9 “(A) shall be retained by the Secretary and  
 10 deposited into the Coastal Zone Management  
 11 Fund established under subsection (b); and

12 “(B) subject to amounts provided in Ap-  
 13 propriations Acts, shall be available to the Sec-  
 14 retary for purposes of this title and transferred  
 15 to the Operations, Research, and Facilities ac-  
 16 count of the National Oceanic and Atmospheric  
 17 Administration to offset the costs of imple-  
 18 menting this title.”.

19 (b) USE OF AMOUNTS IN FUND.—Section 308(b) (16  
 20 U.S.C. 1456a(b)) is amended by striking paragraphs (2)  
 21 and (3) and inserting the following:

22 “(2) Subject to Appropriation Acts, amounts in  
 23 the Fund shall be available to the Secretary to carry  
 24 out the provisions of this Act.”.

1 **SEC. 10. COASTAL ZONE ENHANCEMENT GRANTS.**

2 Section 309 (16 U.S.C. 1456b) is amended—

3 (1) by striking subsection (a)(1) and inserting  
4 the following:

5 “(1) Protection, restoration, enhancement, or  
6 creation of coastal habitats, including wetlands,  
7 coral reefs, marshes, and barrier islands.”;

8 (2) by inserting “and removal” after “entry” in  
9 subsection (a)(4);

10 (3) by striking “on various individual uses or  
11 activities on resources, such as coastal wetlands and  
12 fishery resources.” in subsection (a)(5) and inserting  
13 “of various individual uses or activities on coastal  
14 waters, habitats, and resources, including sources of  
15 polluted runoff.”;

16 (4) by adding at the end of subsection (a) the  
17 following:

18 “(10) Development and enhancement of coastal  
19 nonpoint pollution control program components, in-  
20 cluding the satisfaction of conditions placed on such  
21 programs as part of the Secretary’s approval of the  
22 programs.

23 “(11) Significant emerging coastal issues as  
24 identified by coastal states, in consultation with the  
25 Secretary and qualified local entities.”;

1           (5) by striking “proposals, taking into account  
2           the criteria established by the Secretary under sub-  
3           section (d).” in subsection (c) and inserting “pro-  
4           posals.”;

5           (6) by striking subsection (d) and redesignating  
6           subsection (e) as subsection (d);

7           (7) by striking “section, up to a maximum of  
8           \$10,000,000 annually” in subsection (f) and insert-  
9           ing “section.”; and

10          (8) by redesignating subsections (f) and (g) as  
11          subsections (e) and (f), respectively.

12 **SEC. 11. COASTAL COMMUNITY PROGRAM.**

13          The Act is amended by inserting after section 309  
14          the following:

15 **“SEC. 309A. COASTAL COMMUNITY PROGRAM.**

16          “(a) COASTAL COMMUNITY GRANTS.—The Secretary  
17          may make grants to any coastal state that is eligible under  
18          subsection (b)—

19                 “(1) to assist coastal communities in assessing  
20                 and managing growth, public infrastructure, and  
21                 open space needs in order to provide for sustainable  
22                 growth, resource protection and community revital-  
23                 ization;

24                 “(2) to provide management-oriented research  
25                 and technical assistance in developing and imple-

1       menting community-based growth management and  
2       resource protection strategies in qualified local enti-  
3       ties;

4               “(3) to fund demonstration projects which have  
5       high potential for improving coastal zone manage-  
6       ment at the local level;

7               “(4) to assist in the adoption of plans, strate-  
8       gies, policies, or procedures to support local commu-  
9       nity-based environmentally-protective solutions to  
10      the impacts and pressures on coastal uses and re-  
11      sources caused by development and sprawl that  
12      will—

13                       “(A) revitalize previously developed areas;

14                       “(B) undertake conservation activities and  
15      projects in undeveloped and environmentally  
16      sensitive areas;

17                       “(C) emphasize water-dependent uses; and

18                       “(D) protect coastal waters and habitats;

19               and

20               “(5) to assist coastal communities to coordinate  
21      and implement approved coastal nonpoint pollution  
22      control strategies and measures that reduce the  
23      causes and impacts of polluted runoff on coastal wa-  
24      ters and habitats.”.

1       “(b) ELIGIBILITY.—To be eligible for a grant under  
2 this section for a fiscal year, a coastal state shall—

3           “(1) have a management program approved  
4 under section 306; and

5           “(2) in the judgment of the Secretary, be mak-  
6 ing satisfactory progress in activities designed to re-  
7 sult in significant improvement in achieving the  
8 coastal management objectives specified in section  
9 303(2)(A) through (K).

10       “(c) ALLOCATIONS; SOURCE OF FEDERAL GRANTS;  
11 STATE MATCHING CONTRIBUTIONS.—

12           “(1) ALLOCATION.—Grants under this section  
13 shall be allocated to coastal states as provided in  
14 section 306(e).

15           “(2) APPLICATION; MATCHING.—If a coastal  
16 state chooses to fund a project under this section,  
17 then—

18           “(A) it shall submit to the Secretary a  
19 combined application for grants under this sec-  
20 tion and section 306; and

21           “(B) it shall match the amount of the  
22 grant under this section on the basis of a total  
23 contribution of section 306, 306A, and this sec-  
24 tion so that, in aggregate, the match is 1:1.

1 “(d) ALLOCATION OF GRANTS TO QUALIFIED LOCAL  
2 ENTITY.—

3 “(1) IN GENERAL.—With the approval of the  
4 Secretary, the eligible coastal state may allocate to  
5 a qualified local entity amounts received by the state  
6 under this section.

7 “(2) ASSURANCES.—A coastal state shall en-  
8 sure that amounts allocated by the state under para-  
9 graph (1) are used by the qualified local entity in  
10 furtherance of the state’s approved management  
11 program, specifically furtherance of the coastal man-  
12 agement objectives specified in section 303(2).

13 “(e) ASSISTANCE.—The Secretary shall assist eligible  
14 coastal states and qualified local entities in identifying and  
15 obtaining from other Federal agencies technical and finan-  
16 cial assistance in achieving the objectives set forth in sub-  
17 section (a).”.

18 **SEC. 12. TECHNICAL ASSISTANCE.**

19 Section 310(b) (16 U.S.C. 1456c(b)) is amended by  
20 adding at the end thereof the following:

21 “(4) The Secretary may conduct a program to  
22 develop and apply innovative coastal and estuarine  
23 environmental technology and methodology through  
24 a cooperative program. The Secretary may make ex-

1 tramural grants in carrying out the purpose of this  
2 subsection.”.

3 **SEC. 13. PERFORMANCE REVIEW.**

4 Section 312(a) (16 U.S.C. 1458(a)) is amended by  
5 inserting “coordinated with National Estuarine Research  
6 Reserves in the state” after “303(2)(A) through (K),”.

7 **SEC. 14. WALTER B. JONES AWARDS.**

8 Section 314 (16 U.S.C. 1460) is amended—

9 (1) by striking “shall, using sums in the Coast-  
10 al Zone Management Fund established under section  
11 308” in subsection (a) and inserting “may, using  
12 sums available under this Act”;

13 (2) by striking “field.” in subsection (a) and in-  
14 serting the following: “field of coastal zone manage-  
15 ment. These awards, to be known as the ‘Walter B.  
16 Jones Awards’, may include—

17 “(1) cash awards in an amount not to exceed  
18 \$5,000 each;

19 “(2) research grants; and

20 “(3) public ceremonies to acknowledge such  
21 awards.”;

22 (3) by striking “shall elect annually—” in sub-  
23 section (b) and inserting “may select annually if  
24 funds are available under subsection (a)—”; and

25 (4) by striking subsection (e).

1 **SEC. 15. NATIONAL ESTUARINE RESEARCH RESERVE SYS-**  
2 **TEM.**

3 (a) Section 315(a) (16 U.S.C. 1461(a)) is amended  
4 by striking “consists of—” and inserting “is a network  
5 of areas protected by Federal, state, and community part-  
6 nerships which promotes informed management of the Na-  
7 tion’s estuarine and coastal areas through interconnected  
8 programs in resource stewardship, education and training,  
9 and scientific understanding consisting of—”.

10 (b) Section 315(b)(2)(C) (16 U.S.C. 1461(b)(2)(C))  
11 is amended by striking “public education and interpreta-  
12 tion; and”; and inserting “education, interpretation, train-  
13 ing, and demonstration projects; and”.

14 (c) Section 315(c) (16 U.S.C. 1461(c)) is amended—

15 (1) by striking “RESEARCH” in the subsection  
16 caption and inserting “RESEARCH, EDUCATION, AND  
17 RESOURCE STEWARDSHIP”;

18 (2) by striking “conduct of research” and in-  
19 serting “conduct of research, education, and re-  
20 source stewardship”;

21 (3) by striking “coordinated research” in para-  
22 graph (1)) and inserting “coordinated research, edu-  
23 cation, and resource stewardship”;

24 (4) by striking “research” before “principles”  
25 in paragraph (2);

1           (5) by striking “research programs” in para-  
2           graph (2) and inserting “research, education, and  
3           resource stewardship programs”;

4           (6) by striking “research” before “methodolo-  
5           gies” in paragraph (3);

6           (7) by striking “data,” in paragraph (3) and in-  
7           serting “information,”;

8           (8) by striking “research” before “results” in  
9           paragraph (3);

10          (9) by striking “research purposes;” in para-  
11          graph (3) and inserting “research, education, and  
12          resource stewardship purposes;”;

13          (10) by striking “research efforts” in para-  
14          graph (4) and inserting “research, education, and  
15          resource stewardship efforts”;

16          (11) by striking “research” in paragraph (5)  
17          and inserting “research, education, and resource  
18          stewardship”; and

19          (12) by striking “research” in the last sentence.

20          (d) Section 315(d) (16 U.S.C. 1461(d)) is  
21          amended—

22                 (1) by striking “ESTUARINE RESEARCH.—” in  
23                 the subsection caption and inserting “ESTUARINE  
24                 RESEARCH, EDUCATION, AND RESOURCE STEWARD-  
25                 SHIP.—”;

1           (2) by striking “research purposes” and insert-  
2           ing “research, education, and resource stewardship  
3           purposes”;

4           (3) by striking paragraph (1) and inserting the  
5           following:

6           “(1) giving reasonable priority to research, edu-  
7           cation, and stewardship activities that use the Sys-  
8           tem in conducting or supporting activities relating to  
9           estuaries; and”;

10          (4) by striking “research.” in paragraph (2)  
11          and inserting “research, education, and resource  
12          stewardship activities.”; and

13          (5) by adding at the end thereof the following:

14          “(3) establishing partnerships with other Fed-  
15          eral and state estuarine management programs to  
16          coordinate and collaborate on estuarine research.”.

17          (e) Section 315(e) (16 U.S.C. 1461(e)) is amended—

18               (1) by striking “reserve,” in paragraph  
19               (1)(A)(i) and inserting “reserve; and”;

20               (2) by striking “and constructing appropriate  
21               reserve facilities, or” in paragraph (1)(A)(ii) and in-  
22               serting “including resource stewardship activities  
23               and constructing reserve facilities; and”;

24               (3) by striking paragraph (1)(A)(iii);

1           (4) by striking paragraph (1)(B) and inserting  
2 the following:

3           “(B) to any coastal state or public or pri-  
4 vate person for purposes of—

5           “(i) supporting research and moni-  
6 toring associated with a national estuarine  
7 reserve that are consistent with the re-  
8 search guidelines developed under sub-  
9 section (c); or

10           “(ii) conducting educational, interpre-  
11 tive, or training activities for a national es-  
12 tuarine reserve that are consistent with the  
13 education guidelines developed under sub-  
14 section (c).”;

15           (5) by striking “therein or \$5,000,000, which-  
16 ever amount is less.” in paragraph (3)(A) and in-  
17 serting “therein. Non-Federal costs associated with  
18 the purchase of any lands and waters, or interests  
19 therein, which are incorporated into the boundaries  
20 of a reserve up to 5 years after the costs are in-  
21 curred, may be used to match the Federal share.”;

22           (6) by striking “and (iii)” in paragraph (3)(B);

23           (7) by striking “paragraph (1)(A)(iii)” in para-  
24 graph (3)(B) and inserting “paragraph (1)(B)”;

1 (8) by striking “entire System.” in paragraph  
2 (3)(B) and inserting “System as a whole.”; and

3 (9) by adding at the end thereof the following:

4 “(4) The Secretary may—

5 “(A) enter into cooperative agreements, fi-  
6 nancial agreements, grants, contracts, or other  
7 agreements with any nonprofit organization, au-  
8 thorizing the organization to solicit donations to  
9 carry out the purposes and policies of this sec-  
10 tion, other than general administration of re-  
11 serves or the System and which are consistent  
12 with the purposes and policies of this section;  
13 and

14 “(B) accept donations of funds and serv-  
15 ices for use in carrying out the purposes and  
16 policies of this section, other than general ad-  
17 ministration of reserves or the System and  
18 which are consistent with the purposes and poli-  
19 cies of this section.

20 Donations accepted under this section shall be con-  
21 sidered as a gift or bequest to or for the use of the  
22 United States for the purpose of carrying out this  
23 section.”.

24 (f) Section 315(f)(1) (16 U.S.C. 1461(f)(1)) is  
25 amended by inserting “coordination with other state pro-

1 grams established under sections 306 and 309A,” after  
2 “including”.

3 **SEC. 16. COASTAL ZONE MANAGEMENT REPORTS.**

4 Section 316 (16 U.S.C. 1462) is amended—

5 (1) by striking “to the President for trans-  
6 mittal” in subsection (a);

7 (2) by striking “zone and an evaluation of the  
8 effectiveness of financial assistance under section  
9 308 in dealing with such consequences;” and insert-  
10 ing “zone;” in the provision designated as (10) in  
11 subsection (a);

12 (3) by inserting “education,” after the “stud-  
13 ies,” in the provision designated as (12) in sub-  
14 section (a);

15 (4) by striking “Secretary” in the first sentence  
16 of subsection (c)(1) and inserting “Secretary, in con-  
17 sultation with coastal states, and with the participa-  
18 tion of affected Federal agencies,”;

19 (5) by striking the second sentence of sub-  
20 section (c)(1) and inserting the following: “The Sec-  
21 retary, in conducting such a review, shall coordinate  
22 with, and obtain the views of, appropriate Federal  
23 agencies.”;

24 (6) by striking “shall promptly” in subsection  
25 (c)(2) and inserting “shall, within 4 years after the

1 date of enactment of the Coastal Zone Management  
2 Act of 2000,”; and

3 (7) by adding at the end of subsection (c)(2)  
4 the following: “If sufficient funds and resources are  
5 not available to conduct such a review, the Secretary  
6 shall so notify the Congress.”.

7 **SEC. 17. AUTHORIZATION OF APPROPRIATIONS.**

8 Section 318 (16 U.S.C. 1464) is amended—

9 (1) by striking paragraphs (1) and (2) of sub-  
10 section (a) and inserting the following:

11 “(1) for grants under sections 306, 306A, and  
12 309—

13 “(A) \$70,000,000 for fiscal year 2000;

14 “(B) \$80,000,000 for fiscal year 2001;

15 “(C) \$83,500,000 for fiscal year 2002;

16 “(D) \$87,000,000 for fiscal year 2003;

17 and

18 “(E) \$90,500,000 for fiscal year 2004;

19 “(2) for grants under section 309A—

20 “(A) \$25,000,000 for fiscal year 2000;

21 “(B) \$26,000,000 for fiscal year 2001;

22 “(C) \$27,000,000 for fiscal year 2002;

23 “(D) \$28,000,000 for fiscal year 2003;

24 and

25 “(E) \$29,000,000 for fiscal year 2004;

1 of which \$10,000,000, or 35 percent, whichever is  
2 less, shall be for purposes set forth in section  
3 309A(a)(5);

4 “(3) for grants under section 315—

5 “(A) \$7,000,000 for fiscal year 2000;

6 “(B) \$12,000,000 for fiscal year 2001;

7 “(C) \$13,000,000 for fiscal year 2002;

8 “(D) \$14,000,000 for fiscal year 2003;

9 and

10 “(E) \$15,000,000 for fiscal year 2004;

11 “(4) for grants to fund construction projects at  
12 estuarine reserves designated under section 315,  
13 \$12,000,000 for each of fiscal years 2000, 2001,  
14 2002, 2003, and 2004; and

15 “(5) for costs associated with administering this  
16 title, \$6,500,000 for fiscal year 2000 and such sums  
17 as are necessary for fiscal years 2001–2004.”;

18 (2) by striking “306 or 309.” in subsection (b)  
19 and inserting “306.”;

20 (3) by striking “during the fiscal year, or dur-  
21 ing the second fiscal year after the fiscal year, for  
22 which” in subsection (c) and inserting “within 3  
23 years from when”;

24 (4) by striking “under the section for such re-  
25 verted amount was originally made available.” in

1 subsection (c) and inserting “to states under this  
2 Act.”; and

3 (5) by adding at the end thereof the following:

4 “(d) PURCHASE OF OTHERWISE UNAVAILABLE FED-  
5 ERAL PRODUCTS AND SERVICES.—Federal funds allo-  
6 cated under this title may be used by grantees to purchase  
7 Federal products and services not otherwise available.

8 “(e) RESTRICTION ON USE OF AMOUNTS FOR PRO-  
9 GRAM, ADMINISTRATIVE, OR OVERHEAD COSTS.—Except  
10 for funds appropriated under subsection (a)(5), amounts  
11 appropriated under this section shall be available only for  
12 grants to states and shall not be available for other pro-  
13 gram, administrative, or overhead costs of the National  
14 Oceanic and Atmospheric Administration or the Depart-  
15 ment of Commerce.”.

16 **SEC. 18. SENSE OF CONGRESS.**

17 It is the sense of Congress that the Undersecretary  
18 for Oceans and Atmosphere should re-evaluate the calcula-  
19 tion of shoreline mileage used in the distribution of fund-  
20 ing under the Coastal Zone Management Program to en-  
21 sure equitable treatment of all regions of the coastal zone,

1 including the Southeastern States and the Great Lakes  
2 States.

Passed the Senate September 28 (legislative day,  
September 22), 2000.

Attest:

GARY SISCO,  
*Secretary.*