

form as the Administrator of the National Oceanic and Atmospheric Administration may require.

(Pub. L. 92-532, title IV, § 405, as added Pub. L. 101-593, title III, § 301, Nov. 16, 1990, 104 Stat. 2967.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 1447e, 1447f of this title.

**§ 1447e. Report on research program**

**(a) Preparation and submission of report**

Each Board receiving a grant under section 1447d of this title shall, not later than 2 years after the approval of its comprehensive plan under section 1447d of this title and at 2-year intervals thereafter, prepare and submit to the Administrator of the National Oceanic and Atmospheric Administration and the Administrator of the Environmental Protection Agency a report describing—

- (1) the findings and conclusions of research projects conducted in the region;
- (2) recommendations for improvements in the design or implementation of programs for the protection of the marine environment; and
- (3) available data and information concerning ecosystem health within the region.

**(b) Transmittal to Congress**

Upon receipt of a report prepared by a Board under subsection (a) of this section, the Administrator of the National Oceanic and Atmospheric Administration and the Administrator of the Environmental Protection Agency shall transmit a copy of such report to the Committees on Commerce, Science, and Transportation and on Environment and Public Works of the Senate and to the Committee on Merchant Marine and Fisheries of the House of Representatives.

(Pub. L. 92-532, title IV, § 406, as added Pub. L. 101-593, title III, § 301, Nov. 16, 1990, 104 Stat. 2969.)

ABOLITION OF HOUSE COMMITTEE ON MERCHANT MARINE AND FISHERIES

Committee on Merchant Marine and Fisheries of House of Representatives abolished and its jurisdiction transferred by House Resolution No. 6, One Hundred Fourth Congress, Jan. 4, 1995. Committee on Merchant Marine and Fisheries of House of Representatives treated as referring to Committee on Science of House of Representatives in case of provisions relating to marine research by section 1(b)(3) of Pub. L. 104-14, set out as a note preceding section 21 of Title 2, The Congress.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1447b of this title.

**§ 1447f. Authorization of appropriations**

**(a) In general**

For purposes of carrying out the provisions of this chapter, there are authorized to be appropriated \$18,000,000 for each of the fiscal years 1992 through 1996.

**(b) Allocation**

(1) Of funds appropriated in any fiscal year, not more than \$500,000 shall be reserved for ad-

ministration of this chapter by the National Oceanic and Atmospheric Administration and the Environmental Protection Agency.

(2) Funds appropriated in a fiscal year which are available after allocation pursuant to paragraph (1), shall be used to support the administrative costs of Boards established pursuant to section 1447b(a) of this title, provided that such funding does not exceed \$300,000 for each research Board in each fiscal year.

(3) Seventy-five percent of funds appropriated in a fiscal year available after allocation pursuant to paragraphs (1) and (2), shall be allocated equally among Boards located in regions submitting research project grant applications pursuant to section 1447d(b) of this title.

(4) Twenty-five percent of funds appropriated in a fiscal year available after allocation pursuant to paragraphs (1) and (2), shall be allocated among Boards located in regions submitting research project grant applications pursuant to section 1447d(b) of this title which, in the judgment of the Administrator of the National Oceanic and Atmospheric Administration, in consultation with the Administrator of the Environmental Protection Agency, propose the most needed and highest quality research.

(Pub. L. 92-532, title IV, § 407, as added Pub. L. 101-593, title III, § 301, Nov. 16, 1990, 104 Stat. 2969.)

**CHAPTER 33—COASTAL ZONE MANAGEMENT**

- |   |  |
|---|--|
| Sec.<br>1451.<br>1452.<br>1453.<br>1454.<br>1455. | Congressional findings.<br>Congressional declaration of policy.<br>Definitions.<br>Management program development grants.<br>Administrative grants.<br>(a) Authorization; matching funds.<br>(b) Grants to coastal states; requirements.<br>(c) Allocation of grants to coastal states.<br>(d) Mandatory adoption of State management program for coastal zone.<br>(e) Amendment or modification of State management program for coastal zone. |
| 1455a.  | Coastal resource improvement program.<br>(a) Definitions.<br>(b) Resource management improvement grants.<br>(c) Uses, terms and conditions of grants.<br>(d) State matching contributions; ratio; maximum amount of grants.<br>(e) Allocation of grants to local governments and other agencies.<br>(f) Other technical and financial assistance.  |
| 1455b.  | Protecting coastal waters.<br>(a) In general.<br>(b) Program contents.<br>(c) Program submission, approval, and implementation.<br>(d) Technical assistance.<br>(e) Inland coastal zone boundaries.<br>(f) Financial assistance.<br>(g) Guidance for coastal nonpoint source pollution control.<br>(h) Authorization of appropriations.<br>(i) Definitions.  |
| 1456.   | Coordination and cooperation.<br>(a) Federal agencies.<br>(b) Adequate consideration of views of Federal agencies.<br>(c) Consistency of Federal activities with State management programs; Presidential exemption; certification.   |

- Sec.
- (d) Application of local governments for Federal assistance; relationship of activities with approved management programs.
  - (e) Construction with other laws.
  - (f) Construction with existing requirements of water and air pollution programs.
  - (g) Concurrence with programs which affect inland areas.
  - (h) Mediation of disagreements.
  - (i) Application fee for appeals.
- 1456a. Coastal Zone Management Fund.
- 1456b. Coastal zone enhancement grants.
- (a) "Coastal zone enhancement objective" defined.
  - (b) Limits on grants.
  - (c) Evaluation of State proposals by Secretary.
  - (d) Promulgation of regulations by Secretary.
  - (e) No State contribution required.
  - (f) Funding.
  - (g) Eligibility; suspension of State for noncompliance.
- 1456c. Technical assistance.
1457. Public hearings.
1458. Review of performance.
- (a) Evaluation of adherence with terms of grant.
  - (b) Public participation; notice of meetings; reports.
  - (c) Suspension of financial assistance for noncompliance; notification of Governor; length of suspension.
  - (d) Withdrawal of approval of program.
  - (e) Notice and hearing.
1459. Records and audit.
- (a) Maintenance of records by recipients of grants or financial assistance.
  - (b) Access by Secretary and Comptroller General to records, books, etc., of recipients of grants or financial assistance for audit and examination.
1460. Walter B. Jones excellence in coastal zone management awards.
- (a) Establishment.
  - (b) Annual selection of recipients.
  - (c) Solicitation of nominations for local government recipients.
  - (d) Solicitation of nominations for graduate student recipients.
  - (e) Funding; types of awards.
1461. National Estuarine Research Reserve System.
- (a) Establishment of System.
  - (b) Designation of national estuarine reserves.
  - (c) Estuarine research guidelines.
  - (d) Promotion and coordination of estuarine research.
  - (e) Financial assistance.
  - (f) Evaluation of System performance.
  - (g) Report.
1462. Coastal zone management reports.
- (a) Biennial reports.
  - (b) Recommendations for legislation.
  - (c) Review of other Federal programs; report to Congress.
1463. Rules and regulations.
- 1463a. Omitted.
- 1463b. National Coastal Resources Research and Development Institute.
- (a) Establishment by Secretary; administration.
  - (b) Purposes of Institute.
  - (c) Determination of Institute policies.
  - (d) Establishment of Advisory Council; functions and composition.
  - (e) Administration of Institute.

- Sec.
- (f) Evaluation of Institute by Secretary.
  - (g) Report to Secretary.
  - (h) Access to Institute books, records, and documents.
  - (i) Status of Institute employees.
  - (j) Authorization of appropriations.
1464. Authorization of appropriations.
- (a) Sums appropriated to Secretary.
  - (b) Limitations.
  - (c) Reversion to Secretary of unobligated State funds; availability of funds.
1465. Appeals to Secretary.
- (a) Notice.
  - (b) Deadline.
  - (c) Application.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 544, 1455b, 3505, 3509 of this title; title 33 sections 1503, 1508, 2801; title 42 sections 9111, 9115; title 43 sections 1351, 1866; title 46 section 13101.

§ 1451. Congressional findings

The Congress finds that—

- (a) There is a national interest in the effective management, beneficial use, protection, and development of the coastal zone.
- (b) The coastal zone is rich in a variety of natural, commercial, recreational, ecological, industrial, and esthetic resources of immediate and potential value to the present and future well-being of the Nation.
- (c) The increasing and competing demands upon the lands and waters of our coastal zone occasioned by population growth and economic development, including requirements for industry, commerce, residential development, recreation, extraction of mineral resources and fossil fuels, transportation and navigation, waste disposal, and harvesting of fish, shellfish, and other living marine resources, have resulted in the loss of living marine resources, wildlife, nutrient-rich areas, permanent and adverse changes to ecological systems, decreasing open space for public use, and shoreline erosion.
- (d) The habitat areas of the coastal zone, and the fish, shellfish, other living marine resources, and wildlife therein, are ecologically fragile and consequently extremely vulnerable to destruction by man's alterations.
- (e) Important ecological, cultural, historic, and esthetic values in the coastal zone which are essential to the well-being of all citizens are being irretrievably damaged or lost.
- (f) New and expanding demands for food, energy, minerals, defense needs, recreation, waste disposal, transportation, and industrial activities in the Great Lakes, territorial sea, exclusive economic zone, and Outer Continental Shelf are placing stress on these areas and are creating the need for resolution of serious conflicts among important and competing uses and values in coastal and ocean waters;
- (g) Special natural and scenic characteristics are being damaged by ill-planned development that threatens these values.
- (h) In light of competing demands and the urgent need to protect and to give high priority to natural systems in the coastal zone, present state and local institutional arrangements for planning and regulating land and water uses in such areas are inadequate.