

(E) Grants provided under this paragraph shall be for a period up to 3 years, subject to annual review by the granting agency, and provide not more than 80 percent of the costs of the research activities carried out in connection with the grant.

(F) No funds made available to carry out this subsection may be used for the acquisition of real property (including buildings) or construction of any building.

(G) Nothing in this paragraph is intended to alter or abridge the authority under existing law of any Federal agency to make grants, or enter into contracts or cooperative agreements, using funds other than those authorized in this Act for the purposes of carrying out this paragraph.

(9) Funding

For each of the fiscal years 1991, 1992, 1993, 1994, and 1995, \$6,000,000 of amounts in the Fund shall be available to carry out the regional research program in paragraph (8), such amounts to be available in equal amounts for the regional research program in each region; except that if the agencies represented on the Interagency Committee determine that regional research needs exist which cannot be addressed within such funding limits, such agencies may use their authority under paragraph (10) to make additional grants to meet such needs. For the purposes of this paragraph, the research program carried out by the Prince William Sound Oil Spill Recovery Institute established under section 2731 of this title, shall not be eligible to receive grants under this paragraph until the authorization for funding under section 2736(b) of this title expires.

(10) Grants

In carrying out the research and development program established under this subsection, the agencies represented on the Interagency Committee may enter into contracts and cooperative agreements and make grants to universities, research institutions, and other persons. Such contracts, cooperative agreements, and grants shall address research and technology priorities set forth in the oil pollution research plan under subsection (b) of this section.

(11) Utilization of resources

In carrying out research under this section, the Department of Transportation shall continue to utilize the resources of the Research and Special Programs Administration of the Department of Transportation, to the maximum extent practicable.

(d) International cooperation

In accordance with the research plan submitted under subsection (b) of this section, the Interagency Committee shall coordinate and cooperate with other nations and foreign research entities in conducting oil pollution research, development, and demonstration activities, including controlled field tests of oil discharges.

(e) Biennial reports

The Chairman of the Interagency Committee shall submit to Congress every 2 years on Octo-

ber 30 a report on the activities carried out under this section in the preceding 2 fiscal years, and on activities proposed to be carried out under this section in the current 2 fiscal year period.

(f) Funding

Not to exceed \$22,000,000 of amounts in the Fund shall be available annually to carry out this section except for subsection (c)(8) of this section. Of such sums—

(1) funds authorized to be appropriated to carry out the activities under subsection (c)(4) of this section shall not exceed \$5,000,000 for fiscal year 1991 or \$3,500,000 for any subsequent fiscal year; and

(2) not less than \$3,000,000 shall be available for carrying out the activities in subsection (c)(6) of this section for fiscal years 1992, 1993, 1994, and 1995.

All activities authorized in this section, including subsection (c)(8) of this section, are subject to appropriations.

(Pub. L. 101-380, title VII, § 7001, Aug. 18, 1990, 104 Stat. 559; Pub. L. 101-537, title II, § 2002, Nov. 8, 1990, 104 Stat. 2375; Pub. L. 101-646, title IV, § 4002, Nov. 29, 1990, 104 Stat. 4788; Pub. L. 104-324, title XI, §§ 1102(c)(2), 1108, Oct. 19, 1996, 110 Stat. 3966, 3968; Pub. L. 104-332, § 2(h)(1), (2), Oct. 26, 1996, 110 Stat. 4091.)

REFERENCES IN TEXT

This Act, referred to in subsec. (c)(8)(G), is Pub. L. 101-380, Aug. 18, 1990, 104 Stat. 484, as amended, known as the Oil Pollution Act of 1990, which is classified principally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 2701 of this title and Tables.

AMENDMENTS

1996—Subsec. (c)(2)(D). Pub. L. 104-324, § 1108, inserted “, and the Center for Marine Training and Safety in Galveston, Texas” before semicolon at end.

Subsec. (c)(6). Pub. L. 104-332, § 2(h)(1), made technical amendment to Pub. L. 104-646, § 4002(1). See 1990 Amendment note below.

Subsec. (c)(9). Pub. L. 104-324, § 1102(c)(2), inserted “until the authorization for funding under section 2736(b) of this title expires” before period at end.

Subsec. (f). Pub. L. 104-332 made technical amendment to Pub. L. 101-646, § 4002(2). See 1990 Amendment note below.

1990—Subsec. (c)(6). Pub. L. 101-537, § 2002(1), and Pub. L. 101-646, § 4002(1), as amended by Pub. L. 104-332, § 2(h)(1), made substantially identical amendments, substituting “4” for “3” and inserting cl. (D).

Subsec. (f). Pub. L. 101-537, § 2002(2), and Pub. L. 101-646, § 4002(2), as amended by Pub. L. 104-332, amended subsec. (f) identically, substituting “\$22,000,000” for “\$21,250,000” in introductory provisions and “\$3,000,000” for “\$2,250,000” in par. (2).

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

For transfer of functions, personnel, assets, and liabilities of the Federal Emergency Management Agency, including the functions of the Director of the Fed-

eral Emergency Management Agency relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 313(1), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

DELEGATION OF FUNCTIONS

Functions of President under subsec. (a)(3) of this section delegated to Secretary of the Department in which the Coast Guard is operating by section 8(h) of Ex. Ord. No. 12777, Oct. 18, 1991, 56 F.R. 54769, as amended, set out as a note under section 1321 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 2731 of this title.

CHAPTER 41—NATIONAL COASTAL MONITORING

Sec.	
2801.	Purposes.
2802.	Definitions.
2803.	Comprehensive Coastal Water Quality Monitoring Program.
	(a) Authority; joint implementation.
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2804.	Report to Congress.
2805.	Authorization of appropriations.
	(a) NOAA authorization.
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CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in section 1914 of this title.

§ 2801. Purposes

The purposes of this chapter are to—

- (1) establish a comprehensive national program for consistent monitoring of the Nation's coastal ecosystems;
- (2) establish long-term water quality assessment and monitoring programs for high priority coastal waters that will enhance the ability of Federal, State, and local authorities to develop and implement effective remedial programs for those waters;
- (3) establish a system for reviewing and evaluating the scientific, analytical, and technological means that are available for monitoring the environmental quality of coastal ecosystems;
- (4) establish methods for identifying uniform indicators of coastal ecosystem quality;
- (5) provide for periodic, comprehensive reports to Congress concerning the quality of the Nation's coastal ecosystems;
- (6) establish a coastal environment information program to distribute coastal monitoring information;
- (7) provide state¹ programs authorized under the Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et seq.) with information necessary to design land use plans and coastal zone regulations that will contribute to the protection of coastal ecosystems; and
- (8) provide certain water pollution control programs authorized under the Federal Water

Pollution Control Act (33 U.S.C. 1251 et seq.) with information necessary to design and implement effective coastal water pollution controls.

(Pub. L. 92-532, title V, §501, as added Pub. L. 102-567, title V, §501, Oct. 29, 1992, 106 Stat. 4293.)

REFERENCES IN TEXT

The Coastal Zone Management Act of 1972, referred to in par. (7), is title III of Pub. L. 89-454 as added by Pub. L. 92-583, Oct. 27, 1972, 86 Stat. 1280, as amended, which is classified generally to chapter 33 (§1451 et seq.) of Title 16, Conservation. For complete classification of this Act to the Code, see Short Title note set out under section 1451 of Title 16 and Tables.

The Federal Water Pollution Control Act, referred to in par. (8), is act June 30, 1948, ch. 758, as amended generally by Pub. L. 92-500, §2, Oct. 18, 1972, 86 Stat. 816, which is classified generally to chapter 26 (§1251 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 1251 of this title and Tables.

SHORT TITLE

Title V of Pub. L. 92-532, which comprises this chapter, is popularly known as the "National Coastal Monitoring Act".

§ 2802. Definitions

For the purposes of this chapter, the term—

- (1) "Administrator" means the Administrator of the Environmental Protection Agency;
- (2) "coastal ecosystem" means a system of interacting biological, chemical, and physical components throughout the water column, water surface, and benthic environment of coastal waters;
- (3) "coastal water quality" means the physical, chemical and biological parameters that relate to the health and integrity of coastal ecosystems;
- (4) "coastal water quality monitoring" means a continuing program of measurement, analysis, and synthesis to identify and quantify coastal water quality conditions and trends to provide a technical basis for decisionmaking;
- (5) "coastal waters" means waters of the Great Lakes, including their connecting waters and those portions of rivers, streams, and other bodies of water having unimpaired connection with the open sea up to the head of tidal influence, including wetlands, intertidal areas, bays, harbors, and lagoons, including waters of the territorial sea of the United States and the contiguous zone;¹ and
- (6) "Under Secretary" means Under Secretary of Commerce for Oceans and Atmosphere.

(Pub. L. 92-532, title V, §502, as added Pub. L. 102-567, title V, §501, Oct. 29, 1992, 106 Stat. 4294.)

TERRITORIAL SEA AND CONTIGUOUS ZONE OF UNITED STATES

For extension of territorial sea and contiguous zone of United States, see Proc. No. 5928 and Proc. No. 7219, respectively, set out as notes under section 1331 of Title 43, Public Lands.

¹ So in original. Probably should be capitalized.

¹ So in original. The closing quotation marks preceding the semicolon probably should not appear.