

Union Calendar No. 130

106<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 1243**

[Report No. 106-224]

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**A BILL**

To reauthorize the National Marine Sanctuaries  
Act.

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JULY 12, 1999

Reported with amendments, committed to the Committee  
of the Whole House on the State of the Union, and or-  
dered to be printed

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 24, 1999

Mr. SAXTON introduced the following bill; which was referred to the  
Committee on Resources

JULY 12, 1999

Additional sponsors: Mr. FALEOMAVAEGA, Mr. PALLONE, Mrs. NAPOLITANO,  
Mr. ORTIZ, and Mr. VENTO

JULY 12, 1999

Reported with amendments, committed to the Committee of the Whole House  
on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italics]

[For text of introduced bill, see copy of bill as introduced on March 24, 1999]

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## A BILL

To reauthorize the National Marine Sanctuaries Act.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 *This Act may be cited as the “National Marine Sanc-*  
3 *tuaries Enhancement Act of 1999”.*

4 **TITLE I—NATIONAL MARINE**  
5 **SANCTUARIES**

6 **SEC. 101. AMENDMENT OF NATIONAL MARINE SANC-**  
7 **TUARIES ACT.**

8 *Except as otherwise expressly provided, whenever in*  
9 *this title an amendment or repeal is expressed in terms of*  
10 *an amendment to, or repeal of, a section or other provision,*  
11 *the reference shall be considered to be made to a section or*  
12 *other provision of the National Marine Sanctuaries Act (16*  
13 *U.S.C. 1431 et seq.).*

14 **SEC. 102. FINDINGS; PURPOSES AND POLICIES.**

15 *(a) FINDINGS.—Section 301(a) (16 U.S.C. 1431(a)) is*  
16 *amended—*

17 *(1) in paragraph (2) by inserting “cultural, ar-*  
18 *chaeological,” after “educational,”; and*

19 *(2) in paragraph (5) by inserting “of national*  
20 *marine sanctuaries managed as the National Marine*  
21 *Sanctuary System” after “program”.*

22 *(b) PURPOSES AND POLICIES.—Section 301(b) (16*  
23 *U.S.C. 1431) is amended—*

24 *(1) in paragraph (1) by inserting before the*  
25 *semicolon at the end the following: “, and to manage*

1 *these areas as the National Marine Sanctuary Sys-*  
2 *tem”;* and

3 (2) *in paragraph (4) by inserting before the*  
4 *semicolon at the end the following: “and of the nat-*  
5 *ural, historical, cultural, and archaeological resources*  
6 *of the National Marine Sanctuary System”.*

7 **SEC. 103. DEFINITIONS.**

8 *Section 302 (16 U.S.C. 1432) is amended as follows:*

9 (1) *Paragraph (2) is amended by striking “Mag-*  
10 *nuson Fishery” and inserting “Magnuson-Stevens*  
11 *Fishery”;*

12 (2) *Paragraph (6) is amended by striking “and”*  
13 *after the semicolon at the end of subparagraph (B),*  
14 *by inserting “and” after the semicolon at the end of*  
15 *subparagraph (C), and by adding after subparagraph*  
16 *(C) the following:*

17 “(D) *the cost of curation and conservation*  
18 *of archaeological, historical, and cultural sanc-*  
19 *tuary resources;”.*

20 (3) *Paragraph (7) is amended by inserting “, in-*  
21 *cluding costs related to seizure, forfeiture, storage, or*  
22 *disposal arising from liability under section 312”*  
23 *after “injury”.*

24 (4) *In paragraph (8) by inserting “cultural, ar-*  
25 *chaeological,” after “educational,”.*



1 **“SEC. 303. NATIONAL MARINE SANCTUARY SYSTEM.**

2       “(a) *ESTABLISHMENT OF SYSTEM; SANCTUARY DES-*  
3 *IGNATION STANDARDS.—There is established the National*  
4 *Marine Sanctuary System, which shall consist of national*  
5 *marine sanctuaries designated by the Secretary in accord-*  
6 *ance with this title.”.*

7       (b) *SANCTUARY DESIGNATION STANDARDS.—Section*  
8 *303(b)(1) (16 U.S.C. 1433(b)(1)) is amended by striking*  
9 *“and” at the end of subparagraph (H), by striking the pe-*  
10 *riod at the end of subparagraph (I) and inserting a semi-*  
11 *colon, and by adding at the end the following:*

12               “(J) *the area’s value as a site for moni-*  
13 *toring and assessment activities; and*

14               “(K) *the value of the area as an addition*  
15 *to the System.”.*

16       (c) *REPEAL.—Section 303(b)(3) (16 U.S.C. 1433(3))*  
17 *is repealed.*

18 **SEC. 105. PROCEDURES FOR SANCTUARY DESIGNATION**  
19 **AND IMPLEMENTATION.**

20       (a) *SUBMISSION OF NOTICE OF PROPOSED DESIGNA-*  
21 *TION TO CONGRESS.—Section 304(a)(1)(C) (16 U.S.C.*  
22 *1434(a)(1)(C)) is amended to read as follows:*

23               “(C) *no later than the day on which the no-*  
24 *tice required under subparagraph (A) is sub-*  
25 *mitted to Office of the Federal Register, the Sec-*  
26 *retary shall submit a copy of that notice and the*

1           *draft sanctuary designation documents prepared*  
2           *pursuant to section 304(a)(2) to the Committee*  
3           *on Resources of the House of Representatives and*  
4           *the Committee on Commerce, Science and Trans-*  
5           *portation of the Senate;”.*

6           **(b) SANCTUARY DESIGNATION DOCUMENTS.**—*Section*  
7           *304(a)(2) (16 U.S.C. 1434(a)(2)) is amended to read as fol-*  
8           *lows:*

9                   **“(2) SANCTUARY DESIGNATION DOCUMENTS.**—  
10           *The Secretary shall prepare sanctuary designation*  
11           *documents on the proposal that include the following:*

12                           **“(A) A draft environmental impact state-**  
13                           *ment pursuant to the National Environmental*  
14                           *Policy Act of 1969 (42 U.S.C. 4321 et seq.).*

15                           **“(B)(i) A resource assessment report docu-**  
16                           *menting present and potential uses of the area*  
17                           *proposed to be designated as a national marine*  
18                           *sanctuary, including commercial and rec-*  
19                           *reational fishing, research and education, min-*  
20                           *erals and energy development, subsistence uses,*  
21                           *and other commercial, governmental, or rec-*  
22                           *reational uses.*

23                           **“(i) The Secretary, in consultation with**  
24                           *the Secretary of the Interior, shall draft and in-*  
25                           *clude in the report a resource assessment section*

1           *regarding any commercial, governmental, or rec-*  
2           *reational resource uses in the area under consid-*  
3           *eration that are subject to the primary jurisdic-*  
4           *tion of the Department of the Interior.*

5           *“(iii) The Secretary, in consultation with*  
6           *the Secretary of Defense, the Secretary of En-*  
7           *ergy, and the Administrator, shall draft and in-*  
8           *clude in the report a resource assessment section*  
9           *that includes any information on past, present,*  
10          *or proposed future disposal or discharge of mate-*  
11          *rials in the vicinity of the area proposed to be*  
12          *designated as a national marine sanctuary. Pub-*  
13          *lic disclosure by the Secretary of such informa-*  
14          *tion shall be consistent with national security*  
15          *regulations.*

16          *“(C) A management plan for the proposed*  
17          *national marine sanctuary that includes the fol-*  
18          *lowing:*

19                  *“(i) The terms of the proposed designa-*  
20                  *tion.*

21                  *“(ii) Proposed mechanisms to coordi-*  
22                  *nate existing regulatory and management*  
23                  *authorities within the proposed sanctuary.*

24                  *“(iii) The proposed goals and objec-*  
25                  *tives, management responsibilities, resource*

1            *studies, and appropriate strategies for man-*  
2            *aging sanctuary resources of the proposed*  
3            *sanctuary, including innovative approaches*  
4            *such as marine zoning, interpretation and*  
5            *education, research, monitoring and assess-*  
6            *ment, resource protection, restoration, en-*  
7            *forcement, and surveillance activities.*

8            *“(iv) An evaluation of the advantages*  
9            *of cooperative State and Federal manage-*  
10           *ment if all or part of the proposed sanc-*  
11           *tuary is within the territorial limits of any*  
12           *State or is superjacent to the subsoil and*  
13           *seabed within the seaward boundary of a*  
14           *State, as that boundary is established under*  
15           *the Submerged Lands Act (43 U.S.C. 1301*  
16           *et seq.).*

17           *“(v) The proposed regulations referred*  
18           *to in paragraph (1)(A).*

19           *“(D) Maps depicting the boundaries of the*  
20           *proposed sanctuary.*

21           *“(E) The basis of the findings made under*  
22           *section 303(a)(2) with respect to the area.*

23           *“(F) An assessment of the considerations*  
24           *under section 303(b)(1).*

1                   “(G) *An estimate of the annual cost to the*  
2                   *Federal Government of the proposed designation,*  
3                   *including costs of personnel, equipment and fa-*  
4                   *cilities, enforcement, research, and public edu-*  
5                   *cation.*”.

6           (c) *TERMS OF DESIGNATION.*—Section 304(a)(4) (16  
7 *U.S.C. 1434(a)(4)) is amended by inserting “cultural, ar-*  
8 *chaeological,” after “educational,”.*

9           (d) *WITHDRAWAL OF DESIGNATION.*—Section  
10 *304(b)(2) (16 U.S.C. 1434(b)(2)) is amended by inserting*  
11 *“or System” after “sanctuary”.*

12           (e) *FEDERAL AGENCY ACTIONS AFFECTING SANC-*  
13 *TUARY RESOURCES.*—Section 304(d) (16 U.S.C. 1434(d))  
14 *is amended by adding at the end the following:*

15                   “(4) *FAILURE TO FOLLOW ALTERNATIVE.*—*If the*  
16                   *head of a Federal agency takes an action other than*  
17                   *an alternative recommended by the Secretary and*  
18                   *such action results in the destruction or loss of or in-*  
19                   *jury to a sanctuary resource, the head of the agency*  
20                   *shall promptly prevent and mitigate further damage*  
21                   *and restore or replace the sanctuary resource in a*  
22                   *manner approved by the Secretary.*”.

23           (f) *LIMITATION ON DESIGNATION OF NEW SANC-*  
24 *TUARIES.*—Section 304 (16 U.S.C. 1434) *is amended by*  
25 *adding at the end the following:*

1       “(f) *LIMITATION ON DESIGNATION OF NEW SANC-*  
2 *TUARIES.*—

3               “(1) *FUNDING REQUIRED.*—*The Secretary may*  
4 *not prepare any sanctuary designation documents for*  
5 *a proposed designation of a national marine sanc-*  
6 *tuary, unless the Secretary has published a finding*  
7 *that—*

8                       “(A) *the addition of a new sanctuary will*  
9 *not have a negative impact on the System; and*

10                      “(B) *sufficient resources were available in*  
11 *the fiscal year in which the finding is made to—*

12                               “(i) *effectively implement sanctuary*  
13 *management plans for each sanctuary in*  
14 *the System; and*

15                               “(ii) *complete site characterization*  
16 *studies and inventory known sanctuary re-*  
17 *sources, including cultural resources, for*  
18 *each sanctuary in the System within 10*  
19 *years after the date that the finding is made*  
20 *if the resources available for those activities*  
21 *are maintained at the same level for each*  
22 *fiscal year in that 10-year period.*

23               “(2) *LIMITATION ON APPLICATION.*—*Paragraph*  
24 *(1) does not apply to any sanctuary designation doc-*

1        *uments for a Thunder Bay National Marine Sanc-*  
2        *tuary.”.*

3        **SEC. 106. PROHIBITED ACTIVITIES.**

4        *Section 306 (16 U.S.C. 1436) is amended—*

5                *(1) in the matter preceding paragraph (1) by in-*  
6                *serting “for any person” after “unlawful”;*

7                *(2) in paragraph (2) by inserting “offer for sale,*  
8                *purchase, import, export,” after “sell”; and*

9                *(3) by amending paragraph (3) to read as fol-*  
10               *lows:*

11               *“(3) interfere with the enforcement of this title*  
12               *by—*

13                        *“(A) refusing to permit any officer author-*  
14                        *ized to enforce this title to board a vessel subject*  
15                        *to such person’s control for the purposes of con-*  
16                        *ducting any search or inspection in connection*  
17                        *with the enforcement of this title;*

18                        *“(B) forcibly assaulting, resisting, opposing,*  
19                        *impeding, intimidating, or interfering with any*  
20                        *person authorized by the Secretary to implement*  
21                        *this title or any such authorized officer in the*  
22                        *conduct of any search or inspection performed*  
23                        *under this title; or*

24                        *“(C) knowingly and willfully submitting*  
25                        *false information to the Secretary or any officer*

1           *authorized to enforce this title in connection with*  
2           *any search or inspection conducted under this*  
3           *title; or”.*

4 **SEC. 107. ENFORCEMENT.**

5           *(a) POWERS OF AUTHORIZED OFFICERS TO AR-*  
6 *REST.—Section 307(b) (16 U.S.C. 1437(b)) is amended by*  
7 *striking “and” after the semicolon at the end of paragraph*  
8 *(4), by striking the period at the end of paragraph (5) and*  
9 *inserting “; and”, and by adding at the end the following:*

10           *“(6) arrest any person, if there is reasonable*  
11           *cause to believe that such person has committed an*  
12           *act prohibited by section 306(3).”.*

13           *(b) CRIMINAL OFFENSES.—Section 307 (16 U.S.C.*  
14 *1437) is amended by redesignating subsections (c) through*  
15 *(j) in order as subsections (d) through (k), and by inserting*  
16 *after subsection (b) the following:*

17           *“(c) CRIMINAL OFFENSES.—*

18           *“(1) OFFENSES.—A person is guilty of an of-*  
19           *fense under this subsection if the person commits any*  
20           *act prohibited by section 306(3).*

21           *“(2) PUNISHMENT.—Any person that is guilty of*  
22           *an offense under this subsection—*

23           *“(A) except as provided in subparagraph*  
24           *(B), shall be fined under title 18, United States*

1           *Code, imprisoned for not more than 6 months, or*  
2           *both; or*

3           “(B) *in the case a person who in the com-*  
4           *mission of such an offense uses a dangerous*  
5           *weapon, engages in conduct that causes bodily*  
6           *injury to any person authorized to enforce this*  
7           *title or any person authorized to implement the*  
8           *provisions of this title, or places any such person*  
9           *in fear of imminent bodily injury, shall be fined*  
10           *under title 18, United States Code, imprisoned*  
11           *for not more than 10 years, or both.”.*

12           (c) *SUBPOENAS OF ELECTRONIC FILES.*—*Subsection*  
13           *(g) of section 307 (16 U.S.C. 1437), as redesignated by this*  
14           *section, is amended by inserting “electronic files,” after*  
15           *“books,”.*

16           **SEC. 108. MONITORING.**

17           (a) *PROVISION OF SUPPORT OR COORDINATION.*—*Sec-*  
18           *tion 309(a) (16 U.S.C. 1440(a)) is amended by inserting*  
19           *“, support, or coordinate” after “conduct”.*

20           (b) *SANCTUARY RESOURCE CENTERS.*—*Section 309*  
21           *(16 U.S.C. 1440) is amended by adding at the end the fol-*  
22           *lowing:*

23           “(c) *SANCTUARY RESOURCE CENTERS.*—(1) *The Sec-*  
24           *retary may establish facilities to promote national marine*  
25           *sanctuaries and the purposes and policies of this title.*

1       “(2) *The Secretary may establish a facility under this*  
2 *subsection in partnership with any person located near a*  
3 *national marine sanctuary, pursuant to an agreement*  
4 *under section 311.*”.

5 **SEC. 109. SPECIAL USE PERMITS.**

6       *Section 310 (16 U.S.C. 1441) is amended—*

7           (1) *in subsection (b)(4), by inserting “, or post*  
8 *an equivalent bond,” after “general liability insur-*  
9 *ance”;*

10          (2) *by amending subsection (c)(2)(C) to read as*  
11 *follows:*

12           “(C) *an amount that represents the fair*  
13 *market value of the use of the sanctuary re-*  
14 *sources.*”;

15          (3) *in subsection (c)(3)(B), by striking “desig-*  
16 *nating and”;*

17          (4) *in subsection (c) by inserting after para-*  
18 *graph (3) the following:*

19           “(4) *WAIVER OR REDUCTION OF FEES.—The Sec-*  
20 *retary may accept in-kind contributions in lieu of a*  
21 *fee under paragraph (2)(C), or waive or reduce any*  
22 *fee assessed under this subsection for any activity that*  
23 *does not derive profit from the use of sanctuary re-*  
24 *sources.*”; *and*

25          (5) *by adding at the end the following:*

1       “(g) NOTICE.—The Secretary shall provide public no-  
2       tice of any determination that a category of activity may  
3       require a special use permit under this section.”.

4       **SEC. 110. AGREEMENTS, DONATIONS, AND ACQUISITIONS.**

5       (a) AGREEMENTS AND GRANTS.—Section 311(a) (16  
6       U.S.C. 1442(a)) is amended to read as follows:

7       “(a) AGREEMENTS AND GRANTS.—The Secretary may  
8       enter into cooperative agreements, contracts, or other agree-  
9       ments with, or make grants to, States, local governments,  
10       regional agencies, interstate agencies, or other persons to  
11       carry out the purposes and policies of this title.”.

12       (b) USE OF RESOURCES FROM OTHER GOVERNMENT  
13       AGENCIES.—Section 311 (16 U.S.C. 1442) is amended by  
14       adding at the end the following:

15       “(e) USE OF RESOURCES OF OTHER GOVERNMENT  
16       AGENCIES.—The Secretary may, whenever appropriate,  
17       enter into an agreement with a State or other Federal agen-  
18       cy to use the personnel, services or facilities of such agency  
19       on a reimbursable or non-reimbursable basis, to assist in  
20       carrying out the purposes and policies of this title.

21       “(f) AUTHORITY TO OBTAIN GRANTS.—Notwith-  
22       standing any other provision of law that prohibits a Fed-  
23       eral agency from receiving assistance, the Secretary may  
24       apply for, accept, and use grants from other Federal agen-  
25       cies, States, local governments, regional agencies, interstate

1 agencies, foundations, or other persons, to carry out the  
2 purposes and policies of this title.”.

3 **SEC. 111. DESTRUCTION OF, LOSS OF, OR INJURY TO, SANC-**  
4 **TUARY RESOURCES.**

5 *Section 312 (16 U.S.C. 1443) is amended—*

6 *(1) in subsection (c)—*

7 *(A) by inserting “(1)” before the first sen-*  
8 *tence;*

9 *(B) in paragraph (1) (as so designated) in*  
10 *the first sentence by striking “in the United*  
11 *States district court for the appropriate dis-*  
12 *trict”; and*

13 *(C) by adding at the end the following:*

14 *“(2) An action under this subsection may be brought*  
15 *in the United States district court for any district in*  
16 *which—*

17 *“(A) the defendant is located, resides, or is doing*  
18 *business, in the case of an action against a person;*

19 *“(B) the vessel is located, in the case of an action*  
20 *against a vessel; or*

21 *“(C) the destruction of, loss of, or injury to a*  
22 *sanctuary resource occurred.”; and*

23 *(2) by adding at the end the following:*

24 *“(e) STATUTE OF LIMITATIONS.—An action for re-*  
25 *sponse costs or damages under subsection (c) shall be barred*

1 *unless the complaint is filed within 3 years after the date*  
2 *on which the Secretary completes a damage assessment and*  
3 *restoration plan for the sanctuary resources to which the*  
4 *action relates.”.*

5 **SEC. 112. AUTHORIZATION OF APPROPRIATIONS.**

6 *Section 313 (16 U.S.C. 1444) is amended to read as*  
7 *follows:*

8 **“SEC. 313. AUTHORIZATION OF APPROPRIATIONS.**

9 *“There are authorized to be appropriated to the*  
10 *Secretary—*

11 *“(1) to carry out this title, \$26,000,000 for each*  
12 *of fiscal years 2000, 2001, 2002, 2003, and 2004; and*

13 *“(2) for construction projects at national marine*  
14 *sanctuaries, \$3,000,000 for each of fiscal years 2000,*  
15 *2001, 2002, 2003, and 2004.”.*

16 **SEC. 113. ADVISORY COUNCILS.**

17 *Section 315(a) (16 U.S.C. 1445a(a)) is amended by*  
18 *striking “provide assistance to” and inserting “advise”.*

19 **SEC. 114. USE OF NATIONAL MARINE SANCTUARY PROGRAM**

20 **SYMBOLS.**

21 *Section 316 (16 U.S.C. 1445b) is amended—*

22 *(1) in subsection (a)(4) by striking “use of any*  
23 *symbol published under paragraph (1)” and inserting*  
24 *“manufacture, reproduction, or other use of any sym-*

1 *bol published under paragraph (1), including the sale*  
 2 *of items bearing such a symbol,”;*

3 *(2) by amending subsection (e)(3) to read as fol-*  
 4 *lows:*

5 *“(3) to manufacture, reproduce, or otherwise use*  
 6 *any symbol adopted by the Secretary under subsection*  
 7 *(a)(1), including to sell any item bearing such a sym-*  
 8 *bol, unless authorized by the Secretary under sub-*  
 9 *section (a)(4) or subsection (f); or”;* and

10 *(3) by adding at the end the following:*

11 *“(f) COLLABORATIONS.—The Secretary may authorize*  
 12 *the use of a symbol adopted by the Secretary under sub-*  
 13 *section (a)(1) by any person engaged in a collaborative ef-*  
 14 *fort with the Secretary to carry out the purposes and poli-*  
 15 *cies of this title and to benefit a national marine sanctuary*  
 16 *or the System.”.*

17 **SEC. 115. CLERICAL AMENDMENTS.**

18 *(a) CORRECTION OF REFERENCES TO FORMER COM-*  
 19 *MITTEE.—The following provisions are amended by striking*  
 20 *“Merchant Marine and Fisheries” and inserting “Re-*  
 21 *sources”:*

22 *(1) Section 303(b)(2)(A) (16 U.S.C. 6*  
 23 *1433(b)(2)(A)).*

24 *(2) Section 304(a)(6) (16 U.S.C. 1434(a)(6)).*

25 *(3) Section 314(b)(1) (16 U.S.C. 1445(b)(1)).*

1       **(b) CORRECTION OF REFERENCE TO RENAMED ACT.**—

2               Section 315(b)(2) (16 U.S.C. 1445a(b)(2)) is  
3       amended by striking “Fishery Conservation and Man-  
4       agement”.

5       **(c) MISCELLANEOUS.**—Section 312(a)(1) (16 U.S.C.  
6       1443(a)(1)) is amended by striking “UNITED STATES” and  
7       inserting “UNITED STATES”.

## 8                               **TITLE II—RESERVES**

### 9       **SEC. 201. POLICIES AND PURPOSES.**

10       **(a) DECLARATION OF POLICY.**—Section 303 of Public  
11       Law 94–370 (16 U.S.C. 1452) is amended by striking  
12       “and” after the semicolon in paragraph (5), by striking the  
13       period at the end of paragraph (6) and inserting a semi-  
14       colon, and by adding at the end the following:

15               “(7) to use Federal, State, and community part-  
16       nerships developed through the system established by  
17       section 315 to improve the understanding, steward-  
18       ship, and management of coastal areas; and

19               “(8) to encourage the development, application,  
20       and transfer to local, State, and Federal resources  
21       managers of innovative coastal and estuarine re-  
22       sources management technologies and techniques that  
23       promote the long-term conservation of coastal and es-  
24       tuarine resources.”.

25       **(b) PURPOSE.**—

1           (1) *IN GENERAL.*—Section 315(a) of such Act  
2           (16 U.S.C. 1461(a)) is amended by adding at the end  
3           the following: “The purpose of each national estuarine  
4           reserve and of the System is to improve the under-  
5           standing, stewardship, and management of coastal  
6           areas.”.

7           (2) *DEFINITION.*—Section 304(8) of such Act (16  
8           U.S.C. 1453(8)) is amended to read as follows:  
9           “(8) The term ‘national estuarine reserve’ means an  
10          area that is a national estuarine reserve under section  
11          315.”.

12       **SEC. 202. AREAS THAT MAY BE DESIGNATED.**

13          Section 315(b) of such Act (16 U.S.C. 1461(b)) is  
14          amended by adding at the end the following:  
15          “An area designated under this section may include any  
16          part or all of an estuary and any island, transitional area,  
17          and upland in, adjoining, or adjacent to such estuary, that  
18          constitutes, to the extent feasible, a natural unit.”.

19       **SEC. 203. DONATIONS.**

20          Section 315(e) of such Act (16 U.S.C. 1461(e)) is  
21          amended by adding at the end the following:

22          “(4)(A) The Secretary may—

23                  “(i) enter into cooperative agreements or con-  
24                  tracts, with, or make grants to, any nonprofit organi-  
25                  zation established to benefit a national estuarine re-

1       *serve, authorizing the organization to solicit dona-*  
2       *tions to carry out projects, other than general admin-*  
3       *istration of the reserve or the System, that are con-*  
4       *sistent with the purpose of the reserve and the System;*  
5       *and*

6               *“(i) accept donations of funds and services for*  
7       *use in carrying out projects, other than general ad-*  
8       *ministration of a national estuarine reserve or the*  
9       *System, that are consistent with the purpose of the re-*  
10       *serve and the System.*

11               *“(B) Donations accepted under this paragraph shall*  
12       *be considered as a gift or bequest to or for the use of the*  
13       *United States for carrying out this section.”.*

14       **SEC. 204. EVALUATIONS.**

15               *Section 315(f)(1) of such Act (16 U.S.C. 1461(f)(1))*  
16       *is amended by inserting “coordination with State programs*  
17       *established under section 306,” after “including”.*

18       **SEC. 205. AUTHORIZATION.**

19               *Section 318(a) of such Act (16 U.S.C. 1464(a)) is*  
20       *amended by striking “and” after the semicolon at the end*  
21       *of paragraph (1)(C), and by striking paragraph (2) and*  
22       *inserting the following:*

23                       *“(2) for grants under section 315—*

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

25                               *“(B) \$8,000,000 for fiscal year 2001;*

1                   “(C) \$9,000,000 for fiscal year 2002;  
2                   “(D) \$10,000,000 for fiscal year 2003; and  
3                   “(E) \$11,000,000 for fiscal year 2004; and  
4                   “(3) for grants for construction projects at na-  
5                   tional estuarine reserves designated under section 315,  
6                   \$12,000,000 for each of fiscal years 2000, 2001, 2002,  
7                   2003, and 2004.”.

Amend the title so as to read: “A bill to reauthorize and amend the National Marine Sanctuaries Act, and for other purposes.”.