

114TH CONGRESS  
1ST SESSION

# S. 504

To amend the Federal Water Pollution Control Act to protect and restore  
the Great Lakes.

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## IN THE SENATE OF THE UNITED STATES

FEBRUARY 12, 2015

Ms. BALDWIN (for herself, Mr. KIRK, Ms. STABENOW, Mr. DURBIN, Mr. PETERS, Mrs. GILLIBRAND, Mr. FRANKEN, Mr. SCHUMER, Mr. BROWN, Ms. KLOBUCHAR, and Mr. DONNELLY) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

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## A BILL

To amend the Federal Water Pollution Control Act to protect  
and restore the Great Lakes.

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 “Great Lakes Ecological  
5 and Economic Protection Act of 2015”.

6 **SEC. 2. GREAT LAKES PROVISION MODIFICATIONS.**

7 (a) FINDINGS; PURPOSE.—Section 118(a) of the  
8 Federal Water Pollution Control Act (33 U.S.C. 1268(a))  
9 is amended—

1 (1) in paragraph (1)—

2 (A) by striking subparagraph (B) and in-  
3 serting the following:

4 “(B) the United States should seek to at-  
5 tain the goals embodied in the Great Lakes  
6 Restoration Initiative Action Plan, the Great  
7 Lakes Regional Collaboration Strategy, and the  
8 Great Lakes Water Quality Agreement of 1978  
9 (including subsequent amendments); and”;

10 (B) in subparagraph (C), by inserting “,  
11 tribal,” after “State”;

12 (2) by striking paragraph (2) and inserting the  
13 following:

14 “(2) PURPOSE.—The purpose of this section is  
15 to achieve the goals established in the Great Lakes  
16 Restoration Initiative Action Plan, the Great Lakes  
17 Regional Collaboration Strategy, and the Great  
18 Lakes Water Quality Agreement through—

19 “(A) improved organization and definition  
20 of mission on the part of the Agency;

21 “(B) the funding of grants, contracts, and  
22 interagency agreements for protection, restora-  
23 tion, and pollution control in the Great Lakes  
24 area; and

25 “(C) improved accountability.”; and

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

3           “(3) DEFINITIONS.—In this section:

4                   “(A) AGENCY.—The term ‘Agency’ means  
5 the Environmental Protection Agency.

6                   “(B) AREA OF CONCERN.—The term ‘area  
7 of concern’ means a geographic area located  
8 within the Great Lakes, in which beneficial uses  
9 are impaired and which has been officially des-  
10 igned as an area of concern under Annex 2  
11 of the Great Lakes Water Quality Agreement.

12                   “(C) GREAT LAKES.—The term ‘Great  
13 Lakes’ means Lake Ontario, Lake Erie, Lake  
14 Huron (including Lake St. Clair), Lake Michi-  
15 gan, and Lake Superior, and the connecting  
16 channels (Saint Mary’s River, Saint Clair River,  
17 Detroit River, Niagara River, and Saint Law-  
18 rence River to the Canadian Border).

19                   “(D) GREAT LAKES MAYOR.—The term  
20 ‘Great lakes mayor’ means a mayor of a mu-  
21 nicipality located in a Great Lakes State.

22                   “(E) GREAT LAKES REGIONAL COLLABO-  
23 RATION STRATEGY.—The term ‘Great Lakes  
24 Regional Collaboration Strategy’ means the  
25 Great Lakes Regional Collaboration Strategy to

1 Protect and Restore the Great Lakes, released  
2 on December 12, 2005, including any amend-  
3 ments or updates thereafter.

4 “(F) GREAT LAKES STATE.—The term  
5 ‘Great Lakes State’ means any of the States of  
6 Illinois, Indiana, Michigan, Minnesota, New  
7 York, Ohio, Pennsylvania, and Wisconsin.

8 “(G) GREAT LAKES SYSTEM.—The term  
9 ‘Great Lakes System’ means all the streams,  
10 rivers, lakes, and other bodies of water within  
11 the drainage basin of the Great Lakes.

12 “(H) GREAT LAKES WATER QUALITY  
13 AGREEMENT.—The term ‘Great Lakes Water  
14 Quality Agreement’ means the Agreement on  
15 Great Lakes Water Quality, 1978, signed at  
16 Ottawa on November 22, 1978 (30 UST 1383;  
17 TIAS 9257), between the United States and  
18 Canada.

19 “(I) LAKEWIDE MANAGEMENT PLAN.—The  
20 term ‘Lakewide Management Plan’ means a  
21 written document that embodies a systematic  
22 and comprehensive ecosystem approach to re-  
23 storing and protecting the beneficial uses of the  
24 open waters of each of the Great Lakes, in ac-

1 cordance with article VI and Annex 2 of the  
2 Great Lakes Water Quality Agreement.

3 “(J) POTENTIALLY RESPONSIBLE  
4 PARTY.—The term ‘potentially responsible  
5 party’ means an individual or entity that may  
6 be liable under any Federal or State authority  
7 that is being used or may be used to facilitate  
8 the cleanup and protection of the Great Lakes.

9 “(K) PROGRAM OFFICE.—The term ‘Pro-  
10 gram Office’ means the Great Lakes National  
11 Program Office established by this section.

12 “(L) REMEDIAL ACTION PLAN.—The term  
13 ‘Remedial Action Plan’ means a written docu-  
14 ment that embodies a systematic and com-  
15 prehensive ecosystem approach to restoring and  
16 protecting the beneficial uses of areas of con-  
17 cern, in accordance with article VI and Annex  
18 2 of the Great Lakes Water Quality Agreement.

19 “(M) RESEARCH OFFICE.—The term ‘Re-  
20 search Office’ means the Great Lakes Research  
21 Office established by subsection (d)(1).

22 “(N) SITE CHARACTERIZATION.—The term  
23 ‘site characterization’ means a process for mon-  
24 itoring and evaluating the nature and extent of  
25 sediment contamination in accordance with the

1 guidance of the Agency for the assessment of  
2 contaminated sediment in an area of concern lo-  
3 cated wholly or partially within the United  
4 States.”.

5 (b) GREAT LAKES MANAGEMENT.—Section 118(c) of  
6 the Federal Water Pollution Control Act (33 U.S.C.  
7 1268(c)) is amended—

8 (1) in paragraph (1)—

9 (A) in subparagraph (A), by striking “;”  
10 and inserting a semicolon;

11 (B) by striking subparagraph (E);

12 (C) by redesignating subparagraphs (C)  
13 and (D) as subparagraphs (D) and (E), respec-  
14 tively;

15 (D) in subparagraph (D) (as so redesi-  
16 gnated), by adding “and” at the end;

17 (E) in subparagraph (E) (as so redesi-  
18 gnated), by striking “; and” and inserting a pe-  
19 riod; and

20 (F) by inserting after subparagraph (B)  
21 the following:

22 “(C) coordinate with the Great Lakes  
23 Interagency Task Force, as required under  
24 paragraph (8);”;

1           (2) in paragraph (3)(C), by striking “subpara-  
2           graph (c)(1)(C) of this section” and inserting “para-  
3           graph (1)(D)”;

4           (3) by striking paragraph (6) and inserting the  
5           following:

6           “(6) GREAT LAKES GOVERNANCE AND MANAGE-  
7           MENT.—

8           “(A) GREAT LAKES ADVISORY BOARD.—

9           “(i) ESTABLISHMENT.—The Adminis-  
10           trator shall establish an advisory board, to  
11           be known as the ‘Great Lakes Advisory  
12           Board’, to provide advice and recommenda-  
13           tions to the Administrator on matters per-  
14           taining to Great Lakes restoration and  
15           protection.

16           “(ii) MEMBERSHIP.—The Great  
17           Lakes Advisory Board shall be composed  
18           of not fewer than 12 and not more than 20  
19           members of whom—

20           “(I) 1 shall be appointed by the  
21           Great Lakes Governors to represent  
22           the interests of all of the Great Lakes  
23           States;

24           “(II) 1 shall be appointed by the  
25           Great Lakes mayors to represent the

1 interests of local governments in the  
2 Great Lakes Region;

3 “(III) 1 shall be from a Great  
4 Lakes tribal government; and

5 “(IV) the remaining members  
6 shall be appointed by the Adminis-  
7 trator and shall include, in a manner  
8 that ensures to the maximum extent  
9 practicable geographic representation  
10 of the Great Lakes basin, representa-  
11 tives of or individuals affiliated with—

12 “(aa) environmental groups;

13 “(bb) hunting, fishing, and  
14 conservation organizations;

15 “(cc) businesses;

16 “(dd) agricultural groups;

17 “(ee) foundations;

18 “(ff) environmental justice  
19 organizations;

20 “(gg) academia; and

21 “(hh) State, local, and tribal  
22 governments.

23 “(iii) MEETINGS.—

24 “(I) IN GENERAL.—The Great  
25 Lakes Advisory Board shall meet not



1 less frequently than once every 180  
2 days.

3 “(II) OPEN TO PUBLIC.—The  
4 meetings of the Great Lakes Advisory  
5 Board shall be open to the public.

6 “(iv) OPERATION.—The Great Lakes  
7 Advisory Board shall—

8 “(I) operate on a collaborative  
9 basis; and

10 “(II) seek input from a broad va-  
11 riety of stakeholders.

12 “(v) COSTS.—The members of the  
13 Great Lakes Advisory Board shall be al-  
14 lowed travel expenses, including per diem  
15 in lieu of subsistence, at rates authorized  
16 for employees of agencies under subchapter  
17 I of chapter 57 of title 5, United States  
18 Code, while away from their homes or reg-  
19 ular places of business in the performance  
20 of services for the Board.”;

21 (4) by striking paragraph (7) and inserting the  
22 following:

23 “(7) GREAT LAKES RESTORATION INITIA-  
24 TIVE.—

25 “(A) FINDINGS.—Congress finds that—

1           “(i) the goal of the Great Lakes pro-  
2           gram of the Agency is to restore and main-  
3           tain the chemical, physical, and biological  
4           integrity of the Great Lakes basin eco-  
5           system; and

6           “(ii) in 2010, the Agency, in coordina-  
7           tion with Federal partners, commenced im-  
8           plementation of a new Great Lakes Res-  
9           toration Initiative (referred to in this para-  
10          graph as the ‘Initiative’), which is de-  
11          signed—

12                   “(I) to identify programs and  
13                   projects that are strategically se-  
14                   lected—

15                           “(aa) to target the most sig-  
16                           nificant environmental problems  
17                           in the Great Lakes ecosystem;  
18                           and

19                           “(bb) to implement the  
20                           Great Lakes Regional Collabora-  
21                           tion Strategy;

22                   “(II) to be based on the work of  
23                   the Great Lakes Interagency Task  
24                   Force established under paragraph  
25                   (8)(B); and

1                   “(III) to represent the commit-  
2                   ment of the Federal Government to  
3                   significantly advancing Great Lakes  
4                   protection and restoration.

5                   “(B) FOCUS AREAS.—The Initiative shall  
6                   prioritize work done by non-Federal partners  
7                   using funding made available for the Great  
8                   Lakes for priority areas for each fiscal year,  
9                   such as—

10                   “(i) the remediation of toxic sub-  
11                   stances and areas of concern;

12                   “(ii) the prevention and control of  
13                   invasive species and the impacts of invasive  
14                   species;

15                   “(iii) the protection and restoration of  
16                   nearshore health and the prevention and  
17                   mitigation of nonpoint source pollution;

18                   “(iv) habitat and wildlife protection  
19                   and restoration, including wetlands res-  
20                   toration and preservation;

21                   “(v) accountability, monitoring, eval-  
22                   uation, communication, and partnership  
23                   activities; and

24                   “(vi) other areas prioritized by the  
25                   Great Lakes Advisory Board.

1           “(C) PROJECTS.—Pursuant to the Initia-  
2           tive, the Agency shall consult with Federal  
3           partners, including the Great Lakes Inter-  
4           agency Task Force, and take into consideration  
5           the recommendations of the Great Lakes Advi-  
6           sory Board to select the best combination of  
7           programs and projects for Great Lakes protec-  
8           tion and restoration using principles and cri-  
9           teria such as—

10                   “(i) the ability to achieve strategic  
11                   and measurable environmental outcomes  
12                   that implement the Great Lakes Collabora-  
13                   tion Strategy and the Great Lakes Water  
14                   Quality Agreement;

15                   “(ii) the feasibility of—

16                           “(I) prompt implementation;

17                           “(II) timely achievement of re-  
18                           sults; and

19                           “(III) the ability to leverage re-  
20                           sources; and

21                   “(iii) opportunities for improved inter-  
22                   agency and inter-organizational coordina-  
23                   tion and collaboration to reduce duplication  
24                   and streamline efforts.

25           “(D) IMPLEMENTATION OF PROJECTS.—

1           “(i) IN GENERAL.—Funds made avail-  
2           able to carry out the Initiative shall be  
3           used to strategically implement—

4                   “(I) Federal projects; and

5                   “(II) projects carried out in co-  
6                   ordination with States, Indian tribes,  
7                   municipalities, institutions of higher  
8                   education, and other organizations.

9           “(ii) TRANSFER OF FUNDS.—Of  
10           amounts made available for environmental  
11           programs and management for the Great  
12           Lakes Restoration Initiative, the Adminis-  
13           trator may—

14                   “(I) transfer not more than  
15                   \$475,000,000 to the head of any Fed-  
16                   eral department or agency, with the  
17                   concurrence of the department or  
18                   agency head, to carry out activities to  
19                   support the Initiative and the Great  
20                   Lakes Water Quality Agreement;

21                   “(II) enter into an interagency  
22                   agreement with the head of any Fed-  
23                   eral department or agency to carry  
24                   out activities described in subclause  
25                   (I); and

1                   “(III) make grants to govern-  
2                   mental entities, nonprofit organiza-  
3                   tions, institutions, and educational in-  
4                   stitutions for use in carrying out plan-  
5                   ning, research, monitoring, outreach,  
6                   training, studies, surveys, investiga-  
7                   tions, experiments, demonstration  
8                   projects, and implementation relating  
9                   to the activities described in subclause  
10                   (I).

11                   “(E) SCOPE.—

12                   “(i) IN GENERAL.—Projects shall be  
13                   carried out pursuant to the Initiative on  
14                   multiple levels, including—

15                   “(I) local;

16                   “(II) Great Lakes-wide; and

17                   “(III) Great Lakes basin-wide.

18                   “(ii) LIMITATION.—No funds made  
19                   available to carry out the Initiative may be  
20                   used for any water infrastructure activity  
21                   (other than a green infrastructure project  
22                   that improves habitat and other ecosystem  
23                   functions in the Great Lakes) for which  
24                   amounts are made available from—

1                   “(I) a State water pollution con-  
2                   trol revolving fund established under  
3                   title VI; or

4                   “(II) a State drinking water re-  
5                   volving loan fund established under  
6                   section 1452 of the Safe Drinking  
7                   Water Act (42 U.S.C. 300j-12).

8                   “(F) ACTIVITIES BY OTHER FEDERAL  
9                   AGENCIES.—Each relevant Federal department  
10                  and agency shall, to the maximum extent prac-  
11                  ticable—

12                  “(i) maintain the base level of funding  
13                  for the Great Lakes activities of the agen-  
14                  cy; and

15                  “(ii) identify new activities and  
16                  projects to support the environmental goals  
17                  of the Initiative.

18                  “(G) FUNDING.—

19                  “(i) AUTHORIZATION OF APPROPRIA-  
20                  TIONS.—There is authorized to be appro-  
21                  priated to carry out the Initiative  
22                  \$475,000,000 for each of fiscal years 2016  
23                  through 2020.

24                  “(ii) PARTNERSHIPS.—Of the  
25                  amounts made available to carry out the

1 Initiative, the Administrator shall transfer  
2 expeditiously to the Federal partners of the  
3 Initiative such sums as are necessary for  
4 subsequent use and distribution by the  
5 Federal partners in accordance with this  
6 section.”;

7 (5) by striking paragraph (8) and inserting the  
8 following:

9 “(8) GREAT LAKES INTERAGENCY TASK  
10 FORCE.—

11 “(A) DEFINITION OF TASK FORCE.—In  
12 this paragraph, the term ‘Task Force’ means  
13 the Great Lakes Interagency Task Force estab-  
14 lished under subparagraph (B).

15 “(B) ESTABLISHMENT.—There is estab-  
16 lished a task force, to be known as the ‘Great  
17 Lakes Interagency Task Force’ as described in  
18 Executive Order 13340 (33 U.S.C. 1268 note),  
19 relating to the establishment of Great Lakes  
20 Interagency Task Force and promotion of re-  
21 gional collaboration of national significance for  
22 Great Lakes.

23 “(C) MEMBERSHIP.—

24 “(i) COMPOSITION.—The Task Force  
25 shall be composed of—



1 “(I) the Administrator, who shall  
2 serve as Chair;

3 “(II) the Secretary of State;

4 “(III) the Secretary of the Inte-  
5 rior;

6 “(IV) the Secretary of Agri-  
7 culture;

8 “(V) the Secretary of Commerce;

9 “(VI) the Secretary of Housing  
10 and Urban Development;

11 “(VII) the Secretary of Trans-  
12 portation;

13 “(VIII) the Secretary of Home-  
14 land Security;

15 “(IX) the Secretary of the Army;  
16 and

17 “(X) the Chair of the Council on  
18 Environmental Quality.

19 “(ii) DELEGATION.—Any member of  
20 the Task Force may delegate any duty of  
21 the member of the Task force described in  
22 this paragraph to any person who—

23 “(I) is a member of the depart-  
24 ment, agency, or office of the member;  
25 and

1                   “(II)(aa) is an officer of the  
2                   United States appointed by the Presi-  
3                   dent; or

4                   “(bb) is a full-time employee  
5                   compensated at a rate of pay not less  
6                   than the minimum annual rate of  
7                   basic pay for GS–15 under section  
8                   5332 of title 5, United States Code.

9                   “(D) COORDINATION AND ASSISTANCE.—

10                   The Program Office shall—

11                   “(i) coordinate, to the maximum ex-  
12                   tent practicable, with the Task Force; and

13                   “(ii) assist the Task Force with the  
14                   performance of the functions of the Task  
15                   Force.

16                   “(E) DUTIES.—The Task Force, as a body  
17                   or through member agencies, shall—

18                   “(i) collaborate with Canada, prov-  
19                   inces of Canada, and binational bodies in-  
20                   volved in the Great Lakes region regarding  
21                   policies, strategies, projects, and priorities  
22                   for the Great Lakes System;

23                   “(ii)(I) coordinate the development of  
24                   Federal policies, strategies, projects, and  
25                   priorities for addressing the restoration

1 and protection of the Great Lakes System  
2 consistent with—

3 “(aa) the Great Lakes Water  
4 Quality Agreement;

5 “(bb) the Great Lakes Regional  
6 Collaboration Strategy; and

7 “(cc) the Great Lakes Restora-  
8 tion Initiative Action Plan;

9 “(II) take into consideration any rec-  
10 ommendations of the Great Lakes Advisory  
11 Board; and

12 “(III) assist in the appropriate man-  
13 agement of the Great Lakes System;

14 “(iii) develop outcome-based goals for  
15 the Great Lakes System (relying on exist-  
16 ing data and science-based indicators of  
17 water quality, related environmental fac-  
18 tors, and other information) that—

19 “(I) focus on outcomes such as  
20 cleaner water, improved public health,  
21 sustainable fisheries, and biodiversity  
22 of the Great Lakes System;

23 “(II) ensure that Federal poli-  
24 cies, strategies, projects, and priorities  
25 support measurable results; and

1                   “(III) are consistent with the  
2                   Great Lakes Regional Collaboration  
3                   Strategy and the Great Lakes Res-  
4                   toration Initiative Action Plan;

5                   “(iv) exchange information regarding  
6                   policies, strategies, projects, and activities  
7                   of the agencies represented on the Task  
8                   Force relating to—

9                   “(I) the Great Lakes System;

10                  “(II) the Great Lakes Water  
11                  Quality Agreement;

12                  “(III) the Great Lakes Restora-  
13                  tion Initiative Action Plan; and

14                  “(IV) the Great Lakes Regional  
15                  Collaboration Strategy;

16                  “(v) coordinate government action as-  
17                  sociated with the Great Lakes System;

18                  “(vi) seek input from nongovern-  
19                  mental organizations, States, and local and  
20                  tribal governments;

21                  “(vii) ensure coordinated scientific  
22                  and other research associated with the  
23                  Great Lakes System;

24                  “(viii) provide assistance and support  
25                  to agencies represented on the Task Force

1 in activities relating to the Great Lakes  
2 System;

3 “(ix) after receipt of recommendations  
4 from the Great Lakes Advisory Board, es-  
5 tablish annual priorities with respect to  
6 Great Lakes protection and restoration,  
7 consistent with priorities for the Great  
8 Lakes Collaboration Strategy and Great  
9 Lakes Water Quality Agreement; and

10 “(x) not later than 1 year after the  
11 date of enactment of the Great Lakes Eco-  
12 logical and Economic Protection Act of  
13 2015 and every 5 years thereafter—

14 “(I) in coordination with the  
15 Great Lakes Governors, Great Lakes  
16 mayors, tribal leaders, and nongovern-  
17 mental organizations—

18 “(aa) review the Great  
19 Lakes Regional Collaboration  
20 Strategy and the Great Lakes  
21 Restoration Initiative Action  
22 Plan; and

23 “(bb) update and revise the  
24 Great Lakes Restoration Initia-  
25 tive Action Plan—

1                   “(AA) to reflect the  
2                   most comprehensive sci-  
3                   entific information available;  
4                   and

5                   “(BB) to improve the  
6                   implementation of the Great  
7                   Lakes Regional Collabora-  
8                   tion Strategy; and

9                   “(II) submit a report to Congress  
10                  on what actions have and have not  
11                  been implemented with respect to the  
12                  recommendations made by—

13                  “(aa) the Great Lakes Advi-  
14                  sory Board;

15                  “(bb) the Great Lakes may-  
16                  ors;

17                  “(cc) the Great Lakes Gov-  
18                  ernors; and

19                  “(dd) tribal leaders in Great  
20                  Lakes States.”;

21                  (6) by striking paragraph (10) and inserting  
22                  the following:

23                  “(10) REPORTS.—

24                         “(A) ANNUAL COMPREHENSIVE RESTORA-  
25                         TION REPORT.—Not later than 90 days after

1 the end of each fiscal year, the Administrator  
2 shall submit to Congress and make publicly  
3 available a comprehensive report on the overall  
4 health of the Great Lakes that includes—

5 “(i) a description of the achievements  
6 during the fiscal year in implementing the  
7 Great Lakes Water Quality Agreement and  
8 any other applicable agreements and  
9 amendments that—

10 “(I) demonstrate, by category  
11 (including categories for judicial en-  
12 forcement, research, State cooperative  
13 efforts, and general administration)  
14 the amounts expended on Great Lakes  
15 water quality initiatives for the fiscal  
16 year;

17 “(II) describe the progress made  
18 during the fiscal year in implementing  
19 the system of surveillance of the water  
20 quality in the Great Lakes System, in-  
21 cluding the monitoring of groundwater  
22 and sediment, with a particular focus  
23 on toxic pollutants;

24 “(III) describe the prospects of  
25 meeting the goals and objectives of

1 the Great Lakes Water Quality Agree-  
2 ment; and

3 “(IV) provide a comprehensive  
4 assessment of the planned efforts to  
5 be pursued in the succeeding fiscal  
6 year for implementing the Great  
7 Lakes Water Quality Agreement and  
8 any other applicable agreements and  
9 amendments that—

10 “(aa) indicate, by category  
11 (including categories for judicial  
12 enforcement, research, State co-  
13 operative efforts, and general ad-  
14 ministration) the amount antici-  
15 pated to be expended on Great  
16 Lakes water quality initiatives  
17 for the applicable fiscal year; and

18 “(bb) include a report on  
19 programs administered by other  
20 Federal agencies that make re-  
21 sources available for Great Lakes  
22 water quality management ef-  
23 forts;

24 “(ii) a detailed list of accomplish-  
25 ments of the Great Lakes Restoration Ini-



1           tiative with respect to each organizational  
2           element of the Initiative and the means by  
3           which progress will be evaluated;

4           “(iii) recommendations for stream-  
5           lining the work of advisory and coordi-  
6           nating committees (such as the Great  
7           Lakes Regional Collaboration and the  
8           United States Policy Committee), including  
9           a recommendation for eliminating any such  
10          entity if the work of the entity—

11                   “(I) is duplicative; or

12                   “(II) complicates the protection  
13                   and restoration of the Great Lakes;  
14                   and

15           “(iv) with respect to each priority es-  
16           tablished under paragraph (8)(E)(ix) dur-  
17           ing the fiscal year, the reasons why the  
18           Administrator implemented, or did not im-  
19           plement, the priorities and recommenda-  
20           tions.

21           “(B) CROSSCUT BUDGET.—Not later than  
22           45 days after the date of submission of the  
23           budget of the President to Congress, the Direc-  
24           tor of the Office of Management and Budget, in  
25           coordination with the Governor of each Great

1 Lakes State and the Task Force, shall submit  
2 to Congress and make publicly available a fi-  
3 nancial report, certified by the head of each  
4 agency that has budget authority for Great  
5 Lakes restoration activities, containing—

6 “(i) an interagency budget crosscut  
7 report that—

8 “(I) describes the budget pro-  
9 posed, including funding allocations  
10 by each agency for the Great Lakes  
11 Restoration Initiative;

12 “(II) identifies any adjustments  
13 from the budget request;

14 “(III) identifies the funding in  
15 any amount for each of the Federal  
16 agencies that carry out restoration  
17 and protection activities in the subse-  
18 quent fiscal year, separately reporting  
19 the amount of funding to be provided  
20 under each law pertaining to the  
21 agency;

22 “(IV) compares specific funding  
23 levels allocated for participating Fed-  
24 eral agencies from fiscal year to fiscal  
25 year; and

1                   “(V) identifies all expenditures  
2                   since fiscal year 2004 by the Federal  
3                   Government and State governments  
4                   for Great Lakes restoration activities;

5                   “(ii) a detailed accounting of all funds  
6                   received and obligated by all Federal agen-  
7                   cies and, to the maximum extent prac-  
8                   ticable, State agencies using Federal  
9                   funds, for Great Lakes restoration activi-  
10                  ties during the current and previous fiscal  
11                  years;

12                  “(iii) a budget for the proposed  
13                  projects (including a description of the  
14                  project, authorization level, and project  
15                  status) to be carried out in the subsequent  
16                  fiscal year with the Federal share of funds  
17                  for activities; and

18                  “(iv) a listing of all projects to be un-  
19                  dertaken in the subsequent fiscal year with  
20                  the Federal share of funds for activities.”;  
21                  and

22                  (7) in paragraph (11)(H), by striking clause (i)  
23                  and inserting the following:

24                  “(i) AUTHORIZATION.—In addition to  
25                  other amounts authorized to be appro-

1            appropriated pursuant to this section, there are  
2            authorized to be appropriated to carry out  
3            this paragraph—

4                            “(I) \$50,000,000 for each of fis-  
5                            cal years 2004 through 2010; and

6                            “(II) \$150,000,000 for each of  
7                            fiscal years 2016 through 2020.”.

8            (c) AUTHORIZATION OF APPROPRIATIONS.—Section  
9            118(h) of the Federal Water Pollution Control Act (33  
10            U.S.C. 1268(h)) is amended—

11                    (1) by redesignating paragraphs (1) through  
12                    (3) as subparagraphs (A) through (C), respectively,  
13                    and indenting the subparagraphs appropriately;

14                    (2) by striking “There are authorized” and in-  
15                    sserting the following:

16                            “(1) IN GENERAL.—There are authorized”; and

17                            (3) by adding at the end the following:

18                            “(2) PROGRAM OFFICE.—There is authorized to  
19                    be appropriated to the Program Office to carry out  
20                    this section \$25,000,000 for each of fiscal years  
21                    2016 through 2020.”.

22            (d) EFFECT OF SECTION.—Nothing in this section  
23            or an amendment made by this section affects—

24                    (1) the jurisdiction, powers, or prerogatives  
25                    of—

1           (A) any department, agency, or officer  
2 of—

3           (i) the Federal Government; or

4           (ii) any State or tribal government; or

5           (B) any international body established by  
6 treaty with authority relating to the Great  
7 Lakes (as defined in section 118(a)(3) of the  
8 Federal Water Pollution Control Act (33 U.S.C.  
9 1268(a)(3))); or

10          (2) any other Federal or State authority that is  
11 being used or may be used to facilitate the cleanup  
12 and protection of the Great Lakes (as so defined).

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