

109TH CONGRESS
1ST SESSION

H. R. 3552

To reauthorize the Coastal Barrier Resources Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2005

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

A BILL

To reauthorize the Coastal Barrier Resources 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 Barrier Re-
5 sources Reauthorization Act of 2005”.

6 **SEC. 2. DIGITAL MAPPING PILOT PROJECT FINALIZATION.**

7 (a) IN GENERAL.—Not later than 2 years after the
8 date of enactment of this Act, the Secretary of the Interior
9 shall prepare and submit to the Committee on Environ-
10 ment and Public Works of the Senate and the Committee
11 on Resources of the House of Representatives a report re-

1 guarding the digital maps of the John H. Chafee Coastal
2 Barrier Resources System units and otherwise protected
3 areas created under the digital mapping pilot project, car-
4 ried out under section 6 of the Coastal Barrier Resources
5 Reauthorization Act of 2000 (16 U.S.C. 3503 note).

6 (b) CONSULTATION IN PREPARING REPORT.—The
7 Secretary shall prepare the report required under sub-
8 section (a) in consultation with the Governors of the
9 States in which System units and otherwise protected
10 areas are located, and after providing the opportunity for
11 submission of, and considering, public comment.

12 (c) REPORT CONTENT.—The report required under
13 subsection (a) shall contain—

14 (1) final recommended digital maps created
15 under such pilot project;

16 (2) recommendations for the adoption of such
17 digital maps by the Congress;

18 (3) a summary of the comments received from
19 the Governors of the States, other government offi-
20 cials, and the public regarding the digital maps;

21 (4) a summary and update of the protocols and
22 findings of the report required under section 6(d) of
23 the Coastal Barrier Resources Reauthorization Act
24 of 2000 (16 U.S.C. 3503 note); and

1 (5) an analysis of the benefit, if any, that the
2 public will receive by utilizing digital mapping tech-
3 nology for all System units and otherwise protected
4 areas.

5 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
6 authorized to be appropriated to the Secretary to carry
7 out this section \$500,000 for each of fiscal years 2006
8 through 2007.

9 **SEC. 3. DIGITAL MAPPING PROJECT FOR THE REMAINING**
10 **JOHN H. CHAFEE COASTAL BARRIER RE-**
11 **SOURCES SYSTEM UNITS AND OTHERWISE**
12 **PROTECTED AREAS.**

13 (a) IN GENERAL.—The Secretary of the Interior shall
14 carry out a project to create digital versions of all of the
15 John H. Chafee Coastal Barrier Resources System maps
16 referred to in section 4(a) of the Coastal Barrier Re-
17 sources Act (16 U.S.C. 3503(a)), including otherwise pro-
18 tected areas, as defined in section 12 of the Coastal Bar-
19 rier Improvement Act of 1990 (16 U.S.C. 3503 note), that
20 were not included in the pilot project under section 6 of
21 the Coastal Barrier Resources Reauthorization Act of
22 2000 (16 U.S.C. 3503 note).

23 (b) DATA.—

24 (1) USE OF EXISTING DATA.—To the maximum
25 extent practicable, in carrying out the project under

1 this section, the Secretary shall use digital spatial
2 data in the possession of Federal, State, and local
3 agencies, including digital orthophotos, color infra-
4 red photography, wetlands data, and property parcel
5 data.

6 (2) PROVISION OF DATA BY OTHER AGEN-
7 CIES.—The head of a Federal agency that possesses
8 data referred to in paragraph (1) shall, upon request
9 of the Secretary, promptly provide the data to the
10 Secretary at no cost.

11 (3) PROVISION OF DATA BY NON-FEDERAL
12 AGENCIES.—State and local agencies, and other en-
13 tities, that possess data referred to in paragraph (1)
14 are encouraged, upon request of the Secretary, to
15 promptly provide the data to the Secretary at no
16 cost.

17 (4) ADDITIONAL DATA.—If the Secretary deter-
18 mines that data necessary to carry out the project
19 under this section does not exist, the Director of the
20 United States Fish and Wildlife Service shall enter
21 into an agreement with the Director of the United
22 States Geological Survey under which the United
23 States Geological Survey shall obtain, in cooperation
24 with the heads of other Federal agencies, as appro-
25 priate, and provide to the Director of the United

1 States Fish and Wildlife Service the data required to
2 carry out this section.

3 (5) DATA STANDARDS.—All data used or cre-
4 ated to carry out this section shall comply with—

5 (A) the National Spatial Data Infrastruc-
6 ture established by Executive Order 12906 (59
7 Fed Reg. 17671 (April 13, 1994)); and

8 (B) any other standards established by the
9 Federal Geographic Data Committee estab-
10 lished by Office of Management and Budget
11 Circular A–16.

12 (c) REPORT.—

13 (1) IN GENERAL.—Not later than 5 years after
14 the transmittal of the report described in section 2,
15 the Secretary shall prepare and submit to the Com-
16 mittee on Environment and Public Works of the
17 Senate and the Committee on Resources of the
18 House of Representatives a report regarding the dig-
19 ital maps created under this section.

20 (2) CONSULTATION IN PREPARING REPORT.—
21 The Secretary shall prepare the report required
22 under this subsection in consultation with the Gov-
23 ernors of the States in which the System units and
24 otherwise protected areas are located and after pro-

1 viding opportunity for submission of, and consid-
2 ering, public comment.

3 (3) REPORT CONTENT.—The report required
4 under this subsection shall contain—

5 (A) the extent to which the boundary lines
6 on the digital maps differ from the boundary
7 lines on the original maps;

8 (B) a summary of the comments received
9 from Governors, other government officials, and
10 the public regarding the digital maps created
11 under this section;

12 (C) recommendations for the adoption of
13 the digital maps created under this section by
14 the Congress;

15 (D) recommendations for expansion of the
16 existing System and otherwise protected areas,
17 after considering the inventories, assessments,
18 and recommendations of participating States
19 under section 4;

20 (E) a summary and update on the imple-
21 mentation and use of the digital maps created
22 under the digital mapping pilot project carried
23 out under section 6 of the Coastal Barrier Re-
24 sources Reauthorization Act of 2000 (16 U.S.C.
25 3503 note);

1 (F) a description of the feasibility of, and
2 the amount of funding necessary for, making all
3 of the System unit and otherwise protected area
4 maps available to the public in digital format;
5 and

6 (G) a description of the feasibility of, and
7 the amount of funding necessary for, facili-
8 tating the integration of digital System unit
9 and otherwise protected area boundaries into
10 Federal, State, and local planning tools.

11 **SEC. 4. GRANT PROGRAM FOR COMPREHENSIVE INVEN-**
12 **TORY AND ASSESSMENT OF UNDEVELOPED**
13 **COASTAL BARRIERS.**

14 (a) IN GENERAL.—The Secretary of Interior shall es-
15 tablish a program to provide grants to States for the pur-
16 pose of identifying, assessing, and recommending addi-
17 tional eligible coastal barriers, or portions thereof, along
18 the Atlantic and Gulf coasts and the shore areas of the
19 Great Lakes of the United States, for inclusion in the
20 John H. Chafee Coastal Barrier Resources System or for
21 treatment as otherwise protected areas.

22 (b) INVENTORY.—Subject to funds being made avail-
23 able under the program, the Secretary shall develop cri-
24 teria for soliciting and reviewing grant proposals from,
25 and issuing grants to States in which System units or oth-

1 erwise protected areas are located. The criteria shall in-
2 clude a requirement that States that receive grants
3 through the program shall conduct a comprehensive state-
4 wide inventory of all coastal barriers, or portions thereof,
5 that—

6 (1) are undeveloped coastal barriers as defined
7 in section 3(1) of the Coastal Barrier Resources Act
8 (16 U.S.C. 3502(1));

9 (2) are not currently designated as a System
10 unit or otherwise protected area;

11 (3) consist of five acres or more, of land above
12 mean high tide; and

13 (4) have a minimum of approximately one-quar-
14 ter mile of shoreline on the unprotected (seaward)
15 side of the coastal barrier.

16 (c) REPORT.—Each State receiving a grant under
17 this section, in accordance with the criteria developed by
18 the Secretary under subsection (b), shall prepare and sub-
19 mit to the Secretary a report regarding the inventory
20 under subsection (b).

21 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

22 Section 10 of the Coastal Barrier Resources Act (16
23 U.S.C. 3510) is amended to read as follows:

1 **“SEC. 10. AUTHORIZATION OF APPROPRIATIONS.**

2 “There is authorized to be appropriated to the Sec-
3 retary for carrying out this Act \$3,000,000 for each of
4 fiscal years 2006 through 2010.”.

○