

110TH CONGRESS
2D SESSION

H. R. 5469

To provide grants for the revitalization of waterfront brownfields.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 14, 2008

Ms. SLAUGHTER (for herself, Ms. SCHWARTZ, Mr. COHEN, Mr. SHAYS, Mr. McHUGH, Mr. BRALEY of Iowa, Mr. BLUMENAUER, Mr. THOMPSON of California, Mr. KING of New York, Mrs. MCCARTHY of New York, Mr. CUELLAR, Mr. SERRANO, Mr. HIGGINS, Mr. RUPPERSBERGER, Ms. SUTTON, Mr. SNYDER, Mr. BARROW, Ms. KAPTUR, and Mr. KENNEDY) introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To provide grants for the revitalization of waterfront brownfields.

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. WATERFRONT BROWNFIELDS GRANT.**

4 Section 104(k) of the Comprehensive Environmental
5 Response, Compensation, and Liability Act of 1980 (42
6 U.S.C. 9604(k)) is amended—

1 (1) by redesignating paragraphs (4) through
2 (12) as paragraphs (5) through (13);

3 (2) in paragraph (3) by striking “paragraphs
4 (4) and (5)” and inserting “paragraphs (5) and
5 (6)”;

6 (3) by inserting after paragraph (3) the fol-
7 lowing:

8 “(4) GRANTS FOR WATERFRONT BROWNFIELDS
9 REVITALIZATION.—

10 “(A) IN GENERAL.—Subject to paragraphs
11 (5) and (6), the President shall establish a pro-
12 gram to provide grants to eligible entities or
13 nonprofit organizations to be used at one or
14 more waterfront brownfield sites.

15 “(B) USE OF FUNDS.—Such grants may
16 be used for reuse planning, site characterization
17 and assessment, or remediation at waterfront
18 brownfields sites, including the integration of
19 activities related to the design and implementa-
20 tion of water quality improvements, low impact
21 development approaches, green infrastructure,
22 remediation and management of sediments, or
23 flood damage prevention associated with
24 brownfields remediation and reuse.

1 “(C) DEFINITION.—For purposes of this
2 section, the term ‘waterfront brownfield site’
3 means a brownfield site any part of which is ad-
4 jacent to a body of water.”;

5 (4) in paragraph (5)(A) (as redesignated by
6 paragraph (1) of this section) by inserting after
7 clause (ii) the following:

8 “(iii) WATERFRONT BROWNFIELDS
9 REVITALIZATION.—A grant made to an eli-
10 gible entity or nonprofit organization
11 under paragraph (4) may not exceed
12 \$500,000”; and

13 (5) in paragraph (7)(A) (as redesignated by
14 paragraph (1) of this section) by inserting “water-
15 front brownfields revitalization” after “community
16 involvement”; and

17 (6) by striking paragraph (13) (as redesignated
18 by paragraph (1) of this section) and inserting the
19 following:

20 “(13) FUNDING.—

21 “(A) AUTHORIZATION OF APPROPRIA-
22 TIONS.—There is authorized to be appropriated
23 to carry out this subsection \$220,000,000 for
24 each of fiscal years 2008 through 2012.

1 “(B) USE OF CERTAIN FUNDS.—Of the
2 amount made available under subparagraph (A)
3 \$55,000,000, or, if the amount made available
4 is less than \$220,000,000, 25 percent of the
5 amount made available, shall be used for site
6 characterization, assessment, and remediation
7 of facilities described in section
8 101(39)(D)(ii)(II); and

9 “(C) WATERFRONT BROWNFIELDS REVI-
10 TALIZATION.—There are authorized to be ap-
11 propriated such sums as may be necessary for
12 waterfront brownfields revitalization grants
13 under paragraph (4).”.

14 **SEC. 2. TASK FORCE.**

15 (a) ESTABLISHMENT.—The Administrator of the En-
16 vironmental Protection Agency shall establish and serve
17 as chairperson of a task force on waterfront brownfields
18 revitalization.

19 (b) MEMBERSHIP.—Members of the task force shall
20 include representatives who have expertise in waterfronts
21 or brownfields revitalization, including representatives
22 from the following:

23 (1) The Environmental Protection Agency.

24 (2) The National Oceanographic and Atmos-
25 pheric Administration.

1 (3) The Army Corps of Engineers.

2 (4) The Department of Transportation.

3 (5) The Department of Housing and Urban De-
4 velopment.

5 (6) The Economic Development Administration.

6 (7) The Fish and Wildlife Service.

7 (8) State and Local governments.

8 (9) Community-based organizations and other
9 interested parties.

10 (10) Any additional members the Administrator
11 chooses to include.

12 (c) DUTIES.—The task force shall identify—

13 (1) current and potential funding and technical
14 assistance resources for waterfront brownfields revi-
15 talization;

16 (2) barriers to and solutions for waterfront
17 brownfields revitalization; and

18 (3) methods to coordinate interagency efforts
19 for waterfront brownfields revitalization.

20 (d) REPORT.—Not later than 3 years after the date
21 of enactment of this Act, the Administrator of the Envi-
22 ronmental Protection Agency shall submit a report detail-
23 ing the findings of the task force in improving waterfront

- 1 brownfields revitalization to the appropriate committees of
- 2 Congress.

