

**Calendar No. 555**111<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**S. 3539****[Report No. 111-284]**

To amend the Federal Water Pollution Control Act to establish a grant program to assist in the restoration of San Francisco Bay.

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## IN THE SENATE OF THE UNITED STATES

JUNE 25, 2010

Mrs. FEINSTEIN (for herself and Mrs. BOXER) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

SEPTEMBER 2, 2010

Reported under authority of the order of the Senate of August 5, 2010, by  
Mrs. BOXER, with an amendment

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

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**A BILL**

To amend the Federal Water Pollution Control Act to establish a grant program to assist in the restoration of San Francisco Bay.

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 “San Francisco Bay  
3 Restoration Act”.

4 **SEC. 2. SAN FRANCISCO BAY RESTORATION GRANT PRO-**  
5 **GRAM.**

6 Title I of the Federal Water Pollution Control Act  
7 (~~33~~ U.S.C. 1251 et seq.) is amended by adding at the end  
8 the following:

9 **“SEC. 123. SAN FRANCISCO BAY RESTORATION GRANT PRO-**  
10 **GRAM.**

11 **“(a) GRANT PROGRAM.—**

12 **“(1) IN GENERAL.—**The Administrator may  
13 provide grants to State and local agencies, and pub-  
14 lic or nonprofit agencies, institutions, and organiza-  
15 tions, for ecosystem restoration projects and habitat  
16 improvement for fish, waterfowl, and wildlife, in ac-  
17 cordance with the priorities described in the com-  
18 prehensive management plan for the San Francisco  
19 estuary developed under section 320.

20 **“(2) MAXIMUM AMOUNT OF GRANTS; NON-FED-**  
21 **ERAL SHARE.—**

22 **“(A) MAXIMUM AMOUNT OF GRANTS.—**A  
23 grant provided to any individual or entity under  
24 this section for a fiscal year shall not exceed an  
25 amount equal to 50 percent of the total cost of

1 eligible activities that are to be carried out  
2 using funds from the grant.

3 “(B) ~~NON-FEDERAL SHARE.~~—The non-  
4 Federal share of the total cost of any eligible  
5 activities that are carried out using funds from  
6 a grant provided under this section shall be—

7 “(i) not less than 50 percent; and

8 “(ii) provided from non-Federal  
9 sources.

10 “(b) ~~FUNDING.~~—

11 “(1) ~~AUTHORIZATION OF APPROPRIATIONS.~~—

12 There are authorized to be appropriated to the Ad-  
13 ministrator to carry out this section such sums as  
14 are necessary for each of fiscal years 2011 through  
15 2020.

16 “(2) ~~ADMINISTRATIVE EXPENSES.~~—Of the  
17 amount made available to carry out this section for  
18 a fiscal year, the Administrator shall use not more  
19 than 5 percent to pay administrative expenses in-  
20 curred in carrying out this section.”.

21 **SECTION 1. SHORT TITLE.**

22 *This Act may be cited as the “San Francisco Bay Res-*  
23 *toration Act”.*

1 **SEC. 2. SAN FRANCISCO BAY RESTORATION GRANT PRO-**  
 2 **GRAM.**

3 *Title I of the Federal Water Pollution Control Act (33*  
 4 *U.S.C. 1251 et seq.) is amended by adding at the end the*  
 5 *following:*

6 **“SEC. 123. SAN FRANCISCO BAY RESTORATION GRANT PRO-**  
 7 **GRAM.**

8 *“(a) GRANT PROGRAM.—*

9 *“(1) IN GENERAL.—Pursuant to section 320, the*  
 10 *Administrator may provide grants to State and local*  
 11 *agencies, and public or nonprofit agencies, institu-*  
 12 *tions, and organizations, for ecosystem restoration*  
 13 *projects and habitat improvement for fish, waterfowl,*  
 14 *and wildlife, in accordance with the priorities de-*  
 15 *scribed in the comprehensive conservation and man-*  
 16 *agement plan for the San Francisco estuary.*

17 *“(2) MAXIMUM AMOUNT OF GRANTS; NON-FED-*  
 18 *ERAL SHARE.—*

19 *“(A) MAXIMUM AMOUNT OF GRANTS.—A*  
 20 *grant provided to any individual or entity under*  
 21 *this section for a fiscal year shall not exceed an*  
 22 *amount equal to 75 percent of the total cost of*  
 23 *eligible activities that are to be carried out using*  
 24 *funds from the grant.*

25 *“(B) NON-FEDERAL SHARE.—The non-Fed-*  
 26 *eral share of the total cost of any eligible activi-*

1           *ties that are carried out using funds from a*  
2           *grant provided under this section shall be—*

3                     *“(i) not less than 25 percent; and*

4                     *“(ii) provided from non-Federal*  
5                     *sources.*

6           *“(b) FUNDING.—*

7                     *“(1) AUTHORIZATION OF APPROPRIATIONS.—*

8                     *There are authorized to be appropriated to the Ad-*  
9                     *ministrator to carry out this section such sums as are*  
10                    *necessary for each of fiscal years 2011 through 2020.*

11                    *“(2) ADMINISTRATIVE EXPENSES.—Of the*  
12                    *amount made available to carry out this section for*  
13                    *a fiscal year, the Administrator shall use not more*  
14                    *than 5 percent to pay administrative expenses in-*  
15                    *curring in carrying out this section.”.*

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