

(A) a description, developed in consultation with the Fish and Wildlife Service of the Department of the Interior, of all marine mammal stranding agreements in place for the Arctic region of the United States, including species covered, response capabilities, facilities and equipment, and data collection and analysis capabilities;

(B) a list of State and local government agencies that have personnel trained to respond to marine mammal strandings in the Arctic region of the United States;

(C) an assessment of potential response and data collection partners and sources of local information and knowledge, including Alaska Native people and villages;

(D) an analysis of spatial and temporal trends in marine mammal strandings and unusual mortality events that are correlated with changing environmental conditions in the Arctic region of the United States;

(E) a description of training and other resource needs to meet emerging response requirements in the Arctic region of the United States;

(F) an analysis of oiled marine mammal response and rehabilitation capabilities in the Arctic region of the United States, including personnel, equipment, facilities, training, and husbandry capabilities, and an assessment of factors that affect response and rehabilitation success rates; and

(G) recommendations to address future stranding response needs for marine mammals in the Arctic region of the United States.

(Pub. L. 92-522, title IV, § 408B, as added Pub. L. 117-263, div. J, title CIV, § 10408(a), Dec. 23, 2022, 136 Stat. 3990.)

§ 1421g. Authorization of appropriations

There is authorized to be appropriated—

(1) to the Secretary for carrying out this subchapter (other than sections 1421d and 1421f of this title) \$250,000 for each of fiscal years 2023 through 2028;

(2) to the Secretary for carrying out section 1421f of this title, \$250,000 for each of fiscal years 2023 through 2028; and

(3) to the Fund, \$500,000 for for¹ each of fiscal years 2023 through 2028.

(Pub. L. 92-522, title IV, § 409, formerly title III, § 308, as added Pub. L. 102-587, title III, § 3003(a), Nov. 4, 1992, 106 Stat. 5066; renumbered title IV, § 408, and amended Pub. L. 103-238, § 24(b), (c)(5), (6), Apr. 30, 1994, 108 Stat. 565, 566; renumbered § 409, Pub. L. 106-555, title II, § 202(a)(1), Dec. 21, 2000, 114 Stat. 2767; Pub. L. 117-263, div. J, title CIV, § 10409, Dec. 23, 2022, 136 Stat. 3992.)

Editorial Notes

AMENDMENTS

2022—Par. (1). Pub. L. 117-263, § 10409(1), substituted “2023 through 2028;” for “1993 and 1994;”.

Par. (2). Pub. L. 117-263, § 10409(2), substituted “2023 through 2028;” for “1993 and 1994;”.

Par. (3). Pub. L. 117-263, § 10409(3), substituted “for each of fiscal years 2023 through 2028.” for “fiscal year 1993.”

¹ So in original.

1994—Par. (1). Pub. L. 103-238, § 24(c)(5), made technical amendment to references to sections 1421d and 1421f of this title to reflect renumbering of corresponding sections of original act.

Par. (2). Pub. L. 103-238, § 24(c)(6), made technical amendment to reference to section 1421f of this title to reflect renumbering of corresponding section of original act.

§ 1421h. Definitions

In this subchapter, the following definitions apply:

(1) The term “entangle” or “entanglement” means an event in the wild in which a living or dead marine mammal has gear, rope, line, net, or other material wrapped around or attached to the marine mammal and is—

(A) on lands under the jurisdiction of the United States, including beaches and shorelines; or

(B) in waters under the jurisdiction of the United States, including any navigable waters.

(2) Except as used in section 1421f-1 of this title, the term “Fund” means the Marine Mammal Unusual Mortality Event Fund established by section 1421d(a) of this title.

(3) The term “Health MAP” means the Marine Mammal Health Monitoring and Analysis Platform established under section 1421f-2(a)(1) of this title.

(4) The term “Observation System” means the National Integrated Coastal and Ocean Observation System established under section 3603 of title 33.

(5) The term “Office” means the Office of Protected Resources, in the National Marine Fisheries Service.

(6) The term “stranding” means an event in the wild in which—

(A) a marine mammal is dead and is—

(i) on a beach or shore of the United States; or

(ii) in waters under the jurisdiction of the United States (including any navigable waters); or

(B) a marine mammal is alive and is—

(i) on a beach or shore of the United States and unable to return to the water;

(ii) on a beach or shore of the United States and, although able to return to the water, is in need of apparent medical attention; or

(iii) in the waters under the jurisdiction of the United States (including any navigable waters), but is unable to return to its natural habitat under its own power or without assistance.

(7) The term “stranding network participant” means a person who is authorized by an agreement under section 1382(c) of this title to take marine mammals as described in section 1379(h)(1) of this title in response to a stranding.

(8) The term “Tissue Bank” means the National Marine Tissue Bank provided for under section 1421f(a) of this title.

(9) The term “unusual mortality event” means a stranding that—

(A) is unexpected;