

103D CONGRESS
1ST SESSION

H. R. 1899

To establish a Gulf of Mexico economic and environmental protection program, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

APRIL 28, 1993

Mr. LAUGHLIN (for himself, Mr. CALLAHAN, Mr. ANDREWS of Texas, Mr. BACCHUS of Florida, Mr. BACHUS of Alabama, Mr. BEVILL, Mr. BILIRAKIS, Mr. BLACKWELL, Mr. BOEHLERT, Mr. BORSKI, Mr. BROOKS, Mr. BROWDER, Mr. BRYANT, Ms. BYRNE, Mr. CHAPMAN, Mr. CLEMENT, Mr. COLEMAN, Mr. COSTELLO, Mr. CRAMER, Ms. DANNER, Ms. ESHOO, Mr. EVERETT, Mr. FIELDS of Texas, Mr. FROST, Mr. PETE GEREN of Texas, Mr. GENE GREEN of Texas, Mr. HALL of Texas, Mr. HAYES, Mr. HILLIARD, Mr. HUTTO, Mr. JEFFERSON, Mr. LIVINGSTON, Mr. MCCURDY, Mr. MONTGOMERY, Mr. OBERSTAR, Mr. ORTIZ, Mr. PARKER, Mr. PETERSON of Florida, Mr. PETRI, Mr. PICKLE, Mr. POSHARD, Mr. RAHALL, Mr. SANGMEISTER, Mr. SARPALIUS, Mr. SHAW, Mr. TANNER, Mr. TAUZIN, Mr. TAYLOR of Mississippi, Mr. TEJEDA, Mrs. THURMAN, Mr. WASHINGTON, Mr. WILSON, and Mr. WISE) introduced the following bill; which was referred jointly to the Committees on Merchant Marine and Fisheries, Public Works and Transportation, and Science, Space, and Technology

A BILL

To establish a Gulf of Mexico economic and environmental protection program, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Gulf of Mexico Eco-
3 nomic and Environmental Protection Act of 1993”.

4 **SEC. 2. FINDINGS; PURPOSES.**

5 (a) FINDINGS.—

6 (1) GULF OF MEXICO AS AN ECONOMIC AND
7 ENVIRONMENTAL RESOURCE.—Congress finds that
8 the Gulf of Mexico is an extraordinary economic and
9 environmental resource that—

10 (A) accounts for 97 percent of offshore
11 natural gas, and 83 percent of offshore oil pro-
12 duction of the United States;

13 (B) generates, from oil and gas develop-
14 ment, Federal revenues that have historically
15 been exceeded only by revenues from the Fed-
16 eral income tax;

17 (C) contributes annually to the economy of
18 the United States, from tourism-related dollars,
19 approximately \$20,000,000,000;

20 (D) accounts for 45 percent of the ship-
21 ping of imports and exports handled by the
22 ports of the United States;

23 (E) accounts for 11 of the 20 ports that
24 handle the greatest quantity of tonnage in the
25 United States;

1 (F) produces approximately 18 percent of
2 the commercial fish yield in the United States;

3 (G) yields more than 2½ times the amount
4 of shrimp that is produced by all other shrimp
5 fisheries of the United States combined;

6 (H) borders about half of the total wetland
7 area of the continental United States; and

8 (I) provides critical estuarine habitat for
9 large populations of finfish, shellfish, waterfowl,
10 shorebirds, colonial nesting birds, and 75 per-
11 cent of the migratory waterfowl that traverses
12 the United States.

13 (2) ENVIRONMENTAL CONCERNS.—Congress
14 finds that—

15 (A) the Gulf of Mexico is showing signs of
16 deterioration in environmental quality, including
17 excess nutrients, toxic substances and the pres-
18 ence of pathogens;

19 (B) concerns over human health have re-
20 sulted in the permanent or conditional closure
21 of 3,400,000 acres of shellfish growing areas
22 along the coast of the Gulf of Mexico;

23 (C) the region of the Gulf of Mexico is
24 experiencing extensive losses of marshes,
25 mangroves, and seagrass beds that are critical

1 and highly productive habitat for a wide variety
2 of estuarine and marine organisms;

3 (D) the Gulf of Mexico is uniquely suscep-
4 tible to catastrophic weather events that accel-
5 erate coastal erosion, destroy wetlands and
6 other critical habitat, hamper economic activity,
7 and threaten shipping and commerce;

8 (E) inherent oceanic and atmospheric cir-
9 culation patterns around the Gulf of Mexico
10 render the marine environment of the Gulf an
11 integral component of the environment of the
12 Wider Caribbean Region; and

13 (F) water from two thirds of the land area
14 of the 48 contiguous States plus a part of Can-
15 ada and over half the Republic of Mexico enters
16 the Gulf of Mexico, having a significant impact
17 on the Gulf.

18 (3) NATIONAL CONSEQUENCES.—Congress
19 finds that—

20 (A) the Gulf of Mexico is a national treas-
21 ure that is beset by environmental deterioration
22 that is so extensive and complex that no single
23 Gulf State or Federal agency can address the
24 environmental problems alone; and

1 (B) the long-term deterioration of the envi-
2 ronmental quality of the Gulf of Mexico con-
3 stitutes a threat to the national interest.

4 (b) PURPOSES.—The purposes of this Act are to—

5 (1) establish a comprehensive Gulf of Mexico
6 Program that coordinates the participation of Fed-
7 eral agencies and departments and agencies of
8 States and political subdivisions of States;

9 (2) develop a coordinated comprehensive joint
10 plan for the economic and environmental protection
11 of the Gulf;

12 (3) focus on improving water quality in the
13 Gulf of Mexico, reducing coastal erosion, ameliorat-
14 ing the economic loss of fisheries in the Gulf, and
15 other economic and environmental issues; and

16 (4) establish a Gulf of Mexico Program Office
17 to carry out the purposes referred to in paragraphs
18 (1) through (3).

19 **SEC. 3. DEFINITIONS.**

20 As used in this Act, unless the context expressly im-
21 plies otherwise:

22 (1) ADMINISTRATOR.—The term “Adminis-
23 trator” means the Administrator of the Environ-
24 mental Protection Agency.

1 (2) AGENCY.—The term “Agency” means the
2 Environmental Protection Agency.

3 (3) BOARD.—The term “Board” means the
4 Gulf of Mexico Executive Board established under
5 section 6(a).

6 (4) COMMITTEE.—The term “Committee”
7 means the Gulf Citizens Advisory Committee estab-
8 lished under section 6(b).

9 (5) DIRECTOR.—The term “Director” means
10 the Director of the Program Office.

11 (6) FEDERAL AGENCY.—The term “Federal
12 agency” means the Environmental Protection Agen-
13 cy, the Department of the Army, the Department of
14 Agriculture, the Department of Transportation, the
15 Department of Commerce, the Department of the
16 Interior, any other Federal agency that has jurisdic-
17 tion over coastal and marine resources, and any
18 other Federal agency that the Board determines to
19 be necessary to develop and implement the prelimi-
20 nary Plan or final Plan.

21 (7) FINAL PLAN.—The term “final Plan”
22 means the final coordinated comprehensive joint
23 plan for the Gulf promulgated by the Administrator
24 under section 7.

1 (8) GOVERNOR.—The term “Governor” means
2 a Governor of a Gulf State.

3 (9) GULF.—The term “Gulf” means the Gulf of
4 Mexico.

5 (10) GULF REGION.—The term “Gulf region”
6 means the geographic region of the Gulf States and
7 the Gulf.

8 (11) GULF STATE.—The term “Gulf State”
9 means—

10 (A) Alabama;

11 (B) Florida;

12 (C) Louisiana;

13 (D) Mississippi; or

14 (E) Texas.

15 (12) GULF STATES.—The term “Gulf States”
16 means the States referred to in subparagraphs (A)
17 through (E) of paragraph (11).

18 (13) INSTITUTION OF HIGHER EDUCATION.—
19 The term “institution of higher education” has the
20 meaning provided in section 1201(a) of the Higher
21 Education Act of 1965 (20 U.S.C. 1141(a)).

22 (14) NON-FEDERAL AGENCY.—The term “non-
23 Federal agency” means any department or agency of
24 a Gulf State or political subdivision of a Gulf State

1 or an interstate entity referred to in section 6(a)(2).

2 The term shall include a Gulf port authority.

3 (15) PRELIMINARY PLAN.—The term “prelimi-
4 nary Plan” means the preliminary coordinated com-
5 prehensive joint plan for the Gulf that is developed
6 by the Board under section 7.

7 (16) PROGRAM.—The term “Program” means
8 the Gulf of Mexico Program authorized under sec-
9 tion 4(a).

10 (17) PRIVATE ENTITY.—The term “private en-
11 tity” includes any local citizens group, institution of
12 higher education, private business, or nonprofit or-
13 ganization.

14 (18) PROGRAM OFFICE.—The term “Program
15 Office” means the Gulf of Mexico Program Office
16 established under section 5.

17 (19) WIDER CARIBBEAN REGION.—The term
18 “Wider Caribbean region” means the Gulf of Mex-
19 ico, the Caribbean Sea, and areas of the Atlantic
20 Ocean adjacent to the Caribbean Sea, south of 30
21 degrees north latitude and within 200 nautical miles
22 of the Atlantic coast of the countries that are sig-
23 natories to the Convention for the Protection and
24 Development of the Marine Environment of the

1 Wider Caribbean Region, with Annex, done at
2 Cartagena on March 24, 1993 (TIAS 11085).

3 **SEC. 4. GULF OF MEXICO PROGRAM.**

4 (a) AUTHORIZATION.—There is hereby authorized an
5 interagency program for the preservation and protection
6 of the economic and environmental resources of the Gulf.
7 The program shall be known as the “Gulf of Mexico Pro-
8 gram”. The Environmental Protection Agency shall serve
9 as the lead agency of the Program.

10 (b) REORGANIZATION OF EXISTING PROGRAM.—As
11 soon as is practicable, the Administrator shall reorganize
12 the Gulf of Mexico Program (as in effect on the day before
13 the date of enactment of this Act). The Administrator
14 shall transfer the functions of the program described in
15 this subsection to the Program.

16 (c) AGREEMENTS; MEMORANDA.—(1) To carry out
17 the interagency program, the Administrator shall enter
18 into an agreement or memorandum of understanding with
19 the head of each Federal agency for the participation of
20 the Federal agency in the activities of the Program.

21 (2) Participating Federal agencies may enter into
22 such a bilateral or multilateral agreement as may be nec-
23 essary to carry out the purposes of this Act.

24 (d) ACTIVITIES OF THE PROGRAM.—The activities of
25 the Program shall include the following activities, with re-

1 spect to the management of the economic and environ-
2 mental resources of the Gulf:

3 (1) Coordinate the activities of Federal agencies
4 with the activities of non-Federal agencies.

5 (2) Cooperate with private individuals and
6 entities.

7 (3) Carry out a comprehensive assessment of
8 the economic and environmental conditions and
9 trends of the Gulf.

10 (4) Provide data management required to meet
11 Program needs.

12 (5) Develop and implement a coordinated com-
13 prehensive joint plan (as described in section 7).

14 (6) Monitor and assess the effectiveness of
15 actions taken pursuant to the final Plan.

16 **SEC. 5. GULF OF MEXICO PROGRAM OFFICE.**

17 (a) ESTABLISHMENT.—Not later than 90 days after
18 the date of enactment of this Act, the Administrator shall
19 establish within the Agency, the Gulf of Mexico Program
20 Office.

21 (b) LOCATION.—The Gulf of Mexico Program Office
22 shall be located in a Gulf State.

23 (c) DIRECTOR.—The Program Office shall be headed
24 by a Director, who shall be appointed by the Adminis-
25 trator by the date specified in subsection (a).

1 (d) DUTIES OF THE DIRECTOR.—The Director shall
2 carry out the functions of the Program Office.

3 (e) DELEGATION OF AUTHORITY.—To the extent al-
4 lowable by law, the Administrator shall delegate to the
5 Director such authority as is necessary to carry out this
6 section.

7 (f) FUNCTIONS OF THE PROGRAM OFFICE.—The
8 functions of the Program Office are to—

9 (1) provide such administrative and technical
10 support as are necessary to assist the Board in car-
11 rying out the duties referred to in section 7 and Pro-
12 gram activities referred to in section 4;

13 (2) coordinate the activities of the offices of the
14 Agency, to ensure that each office of the Agency
15 complies with any applicable requirements of the
16 final Plan;

17 (3) oversee the preparation of each plan or re-
18 port required to be submitted to Congress under this
19 Act; and

20 (4) conduct any other activity that the Adminis-
21 trator determines to be necessary to carry out this
22 Act.

23 (g) FUNDING.—(1) Notwithstanding any other provi-
24 sion of law, in any appropriations request submitted by
25 the Administrator to the President pursuant to section

1 1108 of title 31, United States Code, the Administrator
2 shall request that the funding of the Program Office be
3 included as a separate line item.

4 (2) After the date of enactment of this Act and not-
5 withstanding any other provision of law, in any appropria-
6 tions request submitted by a Federal agency pursuant to
7 section 1108 of title 31, United States Code, the Federal
8 agency shall request funding for participation in the Pro-
9 gram as a separate line item, and such request shall be
10 accompanied by the report required to be submitted to the
11 President under section 8 of this Act.

12 **SEC. 6. GULF OF MEXICO EXECUTIVE BOARD.**

13 (a) ESTABLISHMENT.—

14 (1) IN GENERAL.—As soon as is practicable
15 after the date of enactment of this Act, the Presi-
16 dent shall establish a board that shall be known as
17 the “Gulf of Mexico Executive Board”.

18 (2) MEMBERS.—Except as provided in para-
19 graph (3), the Board shall be composed of the fol-
20 lowing members, who shall be appointed by the
21 President:

22 (A) The Administrator, who shall serve as
23 the Chairperson of the Board.

24 (B) The Secretary of the Army.

25 (C) The Secretary of Agriculture.

1 (D) The Secretary of Commerce.

2 (E) The Secretary of the Interior.

3 (F) The Secretary of Transportation.

4 (G) Each Governor of a Gulf State.

5 (H) One elected local official from a coast-
6 al county appointed by the Governor of each
7 State.

8 (I) The Chairperson of the Gulf Citizens
9 Advisory Committee referred to in subsection
10 (b).

11 (3) DESIGNNEES.—Any individual referred to in
12 subparagraphs (A) through (H) may, in lieu of serv-
13 ing on the Board, designate another individual to
14 serve on the Board.

15 (b) GULF CITIZENS ADVISORY COMMITTEE.—The
16 Board shall establish an advisory committee to be known
17 as the “Gulf Citizens Advisory Committee”. The Commit-
18 tee shall be composed of citizens of the Gulf region, includ-
19 ing representatives of private entities, who are appointed
20 by the Governor of each Gulf State.

21 (c) OTHER COMMITTEES.—The Board may establish
22 such other committees as the Board determines necessary
23 to carry out this Act.

24 (d) MEETINGS.—

1 (1) INITIAL MEETING.—Not later than 180
2 days after the date of enactment of this Act, the
3 Chairperson of the Board shall convene a meeting of
4 the Board.

5 (2) SUBSEQUENT MEETINGS.—The Chairperson
6 of the Board, in consultation with the other mem-
7 bers of the Board, shall convene subsequent meet-
8 ings of the Board, not less frequently than bian-
9 nually, to carry out the duties of the Board under
10 this Act.

11 (e) QUORUM.—A majority of the members of the
12 Board shall constitute a quorum, but a lesser number of
13 members may hold hearings. In any vote held by the
14 Board, each member of the Board shall have 1 vote.

15 (f) COMPENSATION.—Members of the Board (and
16 members of any advisory committee established by the
17 Board) shall serve without additional compensation, ex-
18 cept that the members of the Board (and members of any
19 advisory committee established by the Board) shall be al-
20 lowed travel expenses, including per diem in lieu of sub-
21 sistence, at rates authorized for employees of agencies
22 under subchapter I of chapter 57 of title 5, United States
23 Code, while away from their homes or regular places of
24 business in the performance of services for the Board.

1 **SEC. 7. COORDINATED COMPREHENSIVE JOINT PLAN.**

2 (a) PURPOSE OF PLAN.—Not later than 2 years after
3 the date of enactment of this Act, the Board shall develop
4 a preliminary coordinated comprehensive joint plan for the
5 Gulf. The preliminary Plan shall recommend a mechanism
6 for balancing priority actions to address economic and en-
7 vironmental problems of the Gulf, including the coordina-
8 tion of schedules for carrying out the actions.

9 (b) USE OF AVAILABLE RESOURCES.—In developing
10 the preliminary Plan, the Board shall, to the maximum
11 extent practicable, use any research information and other
12 resources of Federal agencies, departments and agencies
13 of States, and other public and private entities that are
14 available to the Board at the time of the development of
15 the preliminary Plan.

16 (c) INTERIM REPORT.—

17 (1) IN GENERAL.—Not later than 1 year after
18 the date of enactment of this Act, the Board shall
19 prepare a report concerning assessments of environ-
20 mental quality of the Gulf and the impact of the en-
21 vironmental quality of the Gulf on the relative eco-
22 nomic importance and economic viability of the Gulf.
23 The Board shall use the report as the basis for the
24 development of the preliminary Plan.

25 (2) CONTENTS OF REPORT.—The report shall
26 include—

1 (A) a description of the information and
2 research available to the Board concerning the
3 environmental quality of the Gulf;

4 (B) an inventory of environmental research
5 and monitoring programs that the Board deter-
6 mines relevant;

7 (C) an identification of any deficiencies in
8 information and research that the Board deter-
9 mines necessary for the development and imple-
10 mentation of the preliminary Plan;

11 (D) an assessment of the degree of eco-
12 nomic importance, and contributions to the
13 economy, of the Gulf to the—

14 (i) Gulf States; and

15 (ii) United States; and

16 (E) an identification of the environmental
17 problems that pose a threat to the Gulf of Mex-
18 ico, including problems related to habitat deg-
19 radation, marine debris, nutrient enrichment,
20 toxic substances and pesticides, freshwater in-
21 flow, data and information transfer, public edu-
22 cation and outreach, public health, coastal ero-
23 sion, and living marine resources.

1 (3) SUBMISSION TO CONGRESS.—On completion
2 of the report, the Chairperson of the Board shall
3 submit a copy of the report to Congress.

4 (d) ANALYSIS OF POLICY ALTERNATIVES.—

5 (1) IN GENERAL.—In determining the activities
6 to be included in the preliminary Plan, the Chair-
7 person of the Board shall ensure that—

8 (A) all reasonable strategies known to the
9 Board to carry out the purpose referred to in
10 subsection (a) are considered by the Board; and

11 (B) there is adequate notice and oppor-
12 tunity for public comment and review of actions
13 taken by the Board to develop the preliminary
14 Plan.

15 (2) SELECTION OF STRATEGIES.—The Board
16 shall select for inclusion in the preliminary Plan
17 strategies that address issues related to economic
18 and environmental problems of the Gulf that the
19 Board considers to be of the highest priority and
20 most cost effective as determined by cost-benefit
21 analysis.

22 (e) CONTENTS OF PRELIMINARY PLAN.—The pre-
23 liminary Plan shall include—

24 (1) a description of the primary functions, with
25 respect to the management of the Gulf, of each—

1 (A) Federal agency; and

2 (B) non-Federal agency;

3 (2) activities to be carried out by a Federal
4 agency, non-Federal agency, or private entity under
5 the preliminary Plan, including any cooperative ac-
6 tivity to be conducted between a Federal agency and
7 non-Federal agency or private entity (or both);

8 (3) with respect to each activity referred to in
9 paragraph (2)—

10 (A) the amount of financial (and other) re-
11 sources necessary to carry out the activity; and

12 (B) the period of time necessary for carry-
13 ing out the activity; and

14 (4) a strategy for monitoring and assessing the
15 effectiveness of the activities carried out under the
16 preliminary Plan.

17 (f) FINAL PLAN.—As soon as practicable after the
18 submission to Congress of the preliminary Plan, and after
19 giving opportunity to members of Congress, other appro-
20 priate officials, and the public to review and comment on
21 the preliminary Plan, the Administrator shall establish a
22 final Plan that is substantially similar to the preliminary
23 Plan. The head of each Federal agency referred to in sec-
24 tion 6(a)(2) shall take such actions as are necessary to
25 carry out the final Plan.

1 (g) AGREEMENTS.—

2 (1) FEDERAL AGENCIES.—The Administrator
3 shall enter into such agreements, including for the
4 transfer or disbursement of appropriated funds, with
5 the heads of Federal agencies as are necessary to
6 develop and carry out the final Plan.

7 (2) NON-FEDERAL AGENCIES.—The Adminis-
8 trator or Federal members of the Board, or both,
9 shall offer to enter into an agreement with the head
10 of each non-Federal agency whom the Administrator
11 determines to be appropriate to carry out an activity
12 under the final Plan.

13 (3) PRIVATE ENTITIES; PRIVATE INDIVID-
14 UALS.—The Administrator shall offer to enter into
15 an agreement with the appropriate official of each
16 private entity or private individual whom the Admin-
17 istrator determines to be appropriate to carry out an
18 activity under the final Plan.

19 (h) INTERIM ACTIONS.—During the period beginning
20 on the date the preliminary plan is submitted to the Con-
21 gress and ending on the effective date of the final Plan,
22 if the head of a Federal agency intends to take an action
23 in the Gulf significantly contrary to the preliminary plan,
24 the head of the Federal agency shall notify the Board
25 prior to taking the action. This subsection shall not apply

1 if the action is a response to an imminent hazard or if
2 the President determines the action to be in the para-
3 mount interest of the United States.

4 (i) MODIFICATION OF FINAL PLAN.—

5 (1) IN GENERAL.—On the recommendation of
6 the Board, the Administrator may, after providing
7 opportunity for public review and comment, promul-
8 gate regulations to modify the final Plan.

9 (2) PERIODIC REVIEW.—Not later than 5 years
10 after the date on which the final Plan becomes effec-
11 tive, and every 5 years thereafter, the Board shall
12 review the final Plan and make such recommenda-
13 tions for the modification of the final Plan as the
14 Board considers necessary. On the recommendation
15 of the Board, the Administrator shall promulgate
16 modifications to the final Plan that are substantially
17 similar to the modifications recommended by the
18 Board.

19 (j) PLAN EVALUATION.—Not later than 1 year after
20 the date of promulgation of the final Plan, and annually
21 thereafter, the Administrator shall submit a report to Con-
22 gress on the status of the final Plan that includes—

23 (1) an evaluation of the degree of effectiveness
24 of the final Plan in meeting the purposes of this Act;

1 (2) a summary of the status of each activity
2 carried out under the plan; and

3 (3) with respect to each activity referred to in
4 paragraph (2), the amount of funding available to
5 implement the activity.

6 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

7 (a) ENVIRONMENTAL PROTECTION AGENCY.—Sub-
8 ject to the limitations under subsection (c), there are au-
9 thorized to be appropriated to the Environmental Protec-
10 tion Agency (in addition to any amounts otherwise appro-
11 priated to the Environmental Protection Agency) to carry
12 out this Act, such sums as may be necessary for fiscal
13 year 1994, and each fiscal year thereafter, to carry out
14 the duties of the Board under this Act.

15 (b) ALLOCATION OF AVAILABLE AMOUNTS.—Subject
16 to the limitations under subsection (c), the Administrator
17 shall, with funds made available in accordance with this
18 Act, allocate among the Federal agency members of the
19 Board, such sums as may be necessary for fiscal year 1994
20 and each fiscal year thereafter, to carry out the duties of
21 the Board under this Act.

22 (c) LIMITATIONS.—The total of the amounts author-
23 ized to be appropriated under subsections (a) and (b) may
24 not exceed—

25 (1) \$25,000,000 for fiscal year 1994;

- 1 (2) \$50,000,000 for fiscal year 1995;
2 (3) \$75,000,000 for fiscal year 1996; and
3 (4) \$100,000,000 for fiscal year 1997.

4 (d) ADMINISTRATIVE EXPENSES.—Not more than 10
5 percent of the total amount appropriated for any fiscal
6 year to carry out this Act shall be used for administrative
7 purposes.

8 (e) BUDGET COORDINATION.—

9 (1) ADVICE OF BOARD.—The Board shall, not
10 less frequently than annually, advise the head of
11 each Federal agency with respect to the preparation
12 of any request relating to an action or project under
13 the Program conducted by the Federal agency to be
14 included in an appropriations request submitted to
15 the President pursuant to section 1108 of title 31,
16 United States Code.

17 (2) SUBMISSION OF REPORT WITH APPROPRIA-
18 TIONS REQUEST.—

19 (A) REPORT TO PRESIDENT.—Each head
20 of a Federal agency shall submit to the Presi-
21 dent with each appropriations request referred
22 to in paragraph (1) a report that identifies each
23 activity conducted, or proposed to be conducted,
24 by the Federal agency that relates to the devel-
25 opment and implementation of the final Plan.

1 (B) REPORT TO BOARD.—The head of
2 each Federal agency shall submit a copy of the
3 report referred to in subparagraph (A) to the
4 Board on the date that the report is submitted
5 to the President.

6 (3) SOLICITATION OF ADVICE OF BOARD.—The
7 President shall, in a timely fashion after receipt of
8 a report referred to in paragraph (2)(A), solicit the
9 comments of the Board concerning the implications
10 of the report on the implementation of the final
11 Plan.

12 (4) IDENTIFICATION OF BUDGET ITEMS.—The
13 President shall identify in the budget of the United
14 States Government submitted by the President to
15 Congress pursuant to section 1105 of title 31,
16 United States Code, the items of the budget of each
17 Federal agency that are to be allocated to address-
18 ing an element of the final Plan.

19 **SEC. 9. STATUTORY CONSTRUCTION.**

20 Except as expressly provided otherwise, nothing in
21 this Act is intended to affect the jurisdiction, power, or
22 prerogative of any department, agency, or officer of—

- 23 (1) the Federal Government; or
24 (2) the government of a State.



HR 1899 IH—2