

106TH CONGRESS
1ST SESSION

H. R. 1431

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 22, 1999

Received; read twice and referred to the Committee on Environment and
Public Works

AN ACT

To reauthorize and amend the Coastal Barrier Resources
Act.

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 “Coastal Barrier Re-
3 sources Reauthorization Act of 1999”.

4 **SEC. 2. ADDITIONS TO COASTAL BARRIER RESOURCES SYS-**
5 **TEM.**

6 (a) **VOLUNTARY ADDITIONS.**—Section 4 of the Coast-
7 al Barrier Resources Act (16 U.S.C. 3503) is amended
8 by adding at the end the following:

9 “(d) **VOLUNTARY ADDITIONS TO SYSTEM.**—The Sec-
10 retary may add any parcel of real property to the System,
11 if—

12 “(1) the owner of the parcel requests that the
13 Secretary add the parcel to the System; and

14 “(2) the parcel is a depositional geologic feature
15 described in section 3(1)(A).”.

16 (b) **TECHNICAL AMENDMENTS RELATING TO ADDI-**
17 **TIONS OF EXCESS PROPERTY.**—

18 (1) **IN GENERAL.**—Section 4(d) of the Coastal
19 Barrier Improvement Act of 1990 (16 U.S.C. 3503
20 note)—

21 (A) is redesignated and moved so as to ap-
22 pear as subsection (e) of section 4 of the Coast-
23 al Barrier Resources Act (16 U.S.C. 3503); and

24 (B) is amended—

25 (i) in paragraph (1) by striking “one
26 hundred and eighty” and inserting “180”;

1 (ii) in paragraph (2) by striking “sub-
2 section (d)(1)” and inserting “paragraph
3 (1)”; and

4 (iii) by striking paragraph (3).

5 (2) CONFORMING AMENDMENT.—Section 4(f)
6 of the Coastal Barrier Improvement Act of 1990 (16
7 U.S.C. 3503 note) is repealed.

8 (c) NOTICE REGARDING ADDITIONS TO SYSTEM.—
9 Section 4 of the Coastal Barrier Resources Act (16 U.S.C.
10 3503) is further amended by adding at the end the fol-
11 lowing:

12 “(f) NOTICE REGARDING ADDITIONS TO SYSTEM.—
13 The Secretary shall—

14 “(1) publish in the Federal Register a notice of
15 any addition of property to the System under this
16 section, including notice of the availability of a map
17 showing the location of the property;

18 “(2) provide a copy of that map to the State
19 and local government in which the property is lo-
20 cated and the Committee on Resources of the House
21 of Representatives; and

22 “(3) revise the maps referred to in subsection
23 (a) to reflect the addition of the property to the Sys-
24 tem.”.

1 (d) CONFORMING AMENDMENT.—Subsection (a) of
2 section 4 of the Coastal Barrier Resources Act (16 U.S.C.
3 3503(a)) is amended by striking “, which shall consist of”
4 and all that follows through the end of that subsection
5 and inserting the following: “, that—

6 “(1) shall consist of those undeveloped coastal
7 barriers and other areas located on the coasts of the
8 United States that are identified and generally de-
9 picted on the set of maps on file with the Secretary
10 entitled ‘Coastal Barrier Resources System’, dated
11 October 24, 1990, as such maps may be modified,
12 revised, corrected, or replaced under subsection (c),
13 (d), or (e) of this section, or any other provision of
14 law enacted on or after November 16, 1990, that
15 specifically authorizes the modification, revision, cor-
16 rection, or replacement; and

17 “(2) includes areas added to the System in ac-
18 cordance with subsection (d) or (e).”.

19 **SEC. 3. CLERICAL AMENDMENTS.**

20 (a) COASTAL BARRIER RESOURCES ACT.—The
21 Coastal Barrier Resources Act (16 U.S.C. 3501 et seq.)
22 is amended—

23 (1) in section 3(3) (16 U.S.C. 3502(3)), in the
24 matter following subparagraph (D), by striking “Ef-

1 fective October 1, 1983, such” and inserting
2 “Such”; and

3 (2) by repealing section 10 (16 U.S.C. 3509).

4 (b) COASTAL BARRIER IMPROVEMENT ACT OF
5 1990.—Section 8 of the Coastal Barrier Improvement Act
6 of 1990 (16 U.S.C. 3503 note) is repealed.

7 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS.**

8 Section 12 of the Coastal Barrier Resources Act (16
9 U.S.C. 3510) is redesignated as section 10 and amended
10 to read as follows:

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

12 “There are authorized to be appropriated to the Sec-
13 retary to carry out this Act \$2,000,000 for each of fiscal
14 years 2000, 2001, 2002, 2003, and 2004.”.

15 **SEC. 5. DIGITAL MAPPING PILOT PROJECT.**

16 (a) REQUIREMENT TO UNDERTAKE PROJECT.—

17 (1) IN GENERAL.—The Secretary of the Inte-
18 rior, in consultation with the Director of the Federal
19 Emergency Management Agency, shall undertake a
20 pilot project to determine the feasibility and cost of
21 creating digital versions of the Coastal Barrier Re-
22 sources System maps referred to in section 4(a)(1)
23 of the Coastal Barrier Resources Act, as amended
24 by this Act. The pilot project shall include the cre-

1 ation of digital maps for at least 5 units of the Sys-
2 tem.

3 (2) USE OF EXISTING DATA.—(A) To the ex-
4 tent practicable, in completing the pilot project
5 under this subsection, the Secretary shall use exist-
6 ing digital spatial data including digital orthophotos;
7 shoreline, elevation, and bathymetric data; and elec-
8 tronic navigational charts in the possession of other
9 Federal agencies, including the United States Geo-
10 logical Survey and the National Oceanic and Atmos-
11 pheric Administration.

12 (B) The head of any Federal agency that pos-
13 sesses digital spatial data referred to in subpara-
14 graph (A) shall promptly provide that data to the
15 Secretary at no cost upon request by the Secretary.

16 (3) OBTAINING ADDITIONAL DATA.—If the Sec-
17 retary determines that data necessary to complete
18 the pilot project under this subsection does not exist,
19 the Secretary shall enter into an agreement with the
20 Director of the United States Geological Survey
21 under which the Director shall obtain, in cooperation
22 with other Federal agencies, as appropriate, and
23 provide to the Secretary any digital spatial data re-
24 quired to carry out this subsection.

1 (4) DATA STANDARDS.—All digital spatial data
2 used or created to carry out this subsection shall
3 comply with the National Spatial Data Infrastruc-
4 ture established by Executive Order 12906 and any
5 other standards established by the Federal Geo-
6 graphic Data Committee established by the Office of
7 Management and Budget Circular A-16.

8 (5) DIGITAL MAPS NOT CONTROLLING.—Any
9 determination of whether a location is inside or out-
10 side of the System shall be made without regard to
11 the digital maps prepared under this subsection.

12 (6) REPORT.—(A) Not later than 2 years after
13 the date of the enactment of this Act, the Secretary
14 shall submit a report to the Committee on Resources
15 of the House of Representatives that describes the
16 results of the pilot project and the feasibility, data
17 needs, and costs of completing digital maps for the
18 entire System.

19 (B) The report shall include a description of—

20 (i) the cooperative agreements entered into
21 by the Secretary with other Federal agencies to
22 complete the pilot project and cooperative
23 agreements needed to complete digital mapping
24 of the entire System;

1 (ii) the availability of existing data to com-
2 plete digital mapping of the entire System;

3 (iii) the need for additional data to com-
4 plete digital mapping of the entire System; and

5 (iv) the funding needed to complete digital
6 mapping of the entire System.

7 (b) **AUTHORIZATION OF APPROPRIATIONS.**—There
8 are authorized to be appropriated to the Secretary of the
9 Interior \$500,000 for each of fiscal years 2000, 2001, and
10 2002 to carry out the pilot project required under this sec-
11 tion.

12 **SEC. 6. CORRECTIONS TO MAPS RELATING TO UNIT P19-P.**

13 (a) **IN GENERAL.**—The Secretary of the Interior
14 shall, before the end of the 30-day period beginning on
15 the date of the enactment of this Act, make such correc-
16 tions to the map described in subsection (b) as are nec-
17 essary to ensure that depictions of areas on that map are
18 consistent with the depictions of areas appearing on the
19 map relating to unit P19–P entitled “Amendment to the
20 Coastal Barrier Resources System” and dated September
21 16, 1998.

22 (b) **MAP DESCRIBED.**—The map described in this
23 subsection is the map that—

1 (1) is included in a set of maps entitled “Coastal
2 Barrier Resources System”, dated November 2,
3 1994; and

4 (2) relates to unit P19–P of the Coastal Bar-
5 rier Resources System.

6 **SEC. 7. REPLACEMENT OF MAPS RELATING TO UNITS NC-**
7 **03P AND L03.**

8 (a) IN GENERAL.—The 7 maps included in the set
9 of maps entitled “Coastal Barrier Resources System” and
10 referred to in section 4(a)(1) of the Coastal Barrier Re-
11 sources Act, as amended by this Act, relating to the por-
12 tions of Coastal Barrier Resources System units NC–03P
13 and L03 located in Dare County, North Carolina, are
14 hereby replaced by other maps relating to that unit that
15 are entitled “DARE COUNTY, NORTH CAROLINA,
16 Coastal Barrier Resources System, Cape Hatteras Unit
17 NC–03P” or “DARE COUNTY, NORTH CAROLINA,
18 Coastal Barrier Resources System, Cape Hatteras Unit
19 NC–03P, Hatteras Island Unit L03” and dated July 1,
20 1999.

21 (b) AVAILABILITY.—The Secretary of the Interior
22 shall keep the maps referred to in subsection (a) on file
23 and available for inspection in accordance with the provi-
24 sions of section 4(b) of the Coastal Barrier Resources Act
25 (16 U.S.C. 3503(b)).

1 **SEC. 8. CORRECTIONS TO MAP RELATING TO UNIT DE-03P.**

2 (a) IN GENERAL.—Not later than 30 days after the
3 date of enactment of this Act, the Secretary of the Interior
4 shall make such corrections to the map described in sub-
5 section (b) as are necessary to move on that map the
6 boundary of the otherwise protected area (as defined in
7 section 12 of the Coastal Barrier Improvement Act of
8 1990 (16 U.S.C. 3503 note; Public Law 101–591)) to the
9 Cape Henlopen State Park boundary to the extent
10 necessary—

11 (1) to exclude from the otherwise protected area
12 the adjacent property leased, as of the date of enact-
13 ment of this Act, by the Barcroft Company and
14 Cape Shores Associates (which are privately held
15 corporations under the law of the State of Dela-
16 ware); and

17 (2) to include in the otherwise protected area
18 the northwestern corner of Cape Henlopen State
19 Park seaward of the Lewes and Rehoboth Canal.

20 (b) MAP DESCRIBED.—The map described in this
21 subsection is the map that is included in a set of maps
22 entitled “Coastal Barrier Resources System”, dated Octo-
23 ber 24, 1990, as revised October 15, 1992, and that re-

1 lates to the unit of the Coastal Barrier Resources System
2 entitled “Cape Henlopen Unit DE-03P”.

Passed the House of Representatives September 21,
1999.

Attest:

JEFF TRANDAHL,

Clerk.