

106TH CONGRESS
1ST SESSION

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To amend the National Environmental Education Act to redesignate that Act as the “John H. Chafee Environmental Education Act”, to establish the John H. Chafee Memorial Fellowship Program, to extend the programs under that Act, and for other purposes.

IN THE SENATE OF THE UNITED STATES

NOVEMBER 17, 1999

Mr. INHOFE (for himself, Ms. SNOWE, Mr. BAUCUS, Mr. WARNER, Mrs. FEINSTEIN, Mr. LIEBERMAN, Mr. WYDEN, Mr. DOMENICI, Mr. MOYNIHAN, Ms. COLLINS, Mr. LAUTENBERG, Mr. KERRY, and Mr. BENNETT) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend the National Environmental Education Act to redesignate that Act as the “John H. Chafee Environmental Education Act”, to establish the John H. Chafee Memorial Fellowship Program, to extend the programs under that Act, 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,*

3 **SECTION 1. SHORT TITLE.**

4 (a) THIS ACT.—This Act may be cited as the “John
5 H. Chafee Environmental Education Act of 1999”.

1 (b) NATIONAL ENVIRONMENTAL EDUCATION ACT.—
2 Section 1(a) of the National Environmental Education Act
3 (20 U.S.C. 5501 note) is amended by striking “National
4 Environmental Education Act” and inserting “John H.
5 Chafee Environmental Education Act”.

6 **SEC. 2. OFFICE OF ENVIRONMENTAL EDUCATION.**

7 Section 4 of the John H. Chafee Environmental Edu-
8 cation Act (20 U.S.C. 5503) is amended—

9 (1) in subsection (b)—

10 (A) in paragraph (1), by inserting “bal-
11 anced and scientifically sound” after “support”;

12 (B) by striking paragraph (6);

13 (C) by redesignating paragraphs (7)
14 through (13) as paragraphs (6) through (12),
15 respectively; and

16 (D) in paragraph (12) (as so redesi-
17 gnated), by inserting before the period at the end
18 the following: “through the headquarters and
19 the regional offices of the Agency”; and

20 (2) by striking subsection (c) and inserting the
21 following:

22 “(c) STAFF.—The Office of Environmental Edu-
23 cation shall—

24 “(1) include a headquarters staff of not more
25 than 10 full-time equivalent employees; and

1 “(2) be supported by 1 full-time equivalent em-
2 ployee in each regional office of the Agency.

3 “(d) ACTIVITIES.—The Administrator may carry out
4 the activities described in subsection (b) directly or
5 through awards of grants, cooperative agreements, or con-
6 tracts.”.

7 **SEC. 3. ENVIRONMENTAL EDUCATION GRANTS.**

8 Section 6 of the John H. Chafee Environmental Edu-
9 cation Act (20 U.S.C. 5505) is amended—

10 (1) in the second sentence of subsection (i), by
11 striking “25 percent” and inserting “15 percent”;
12 and

13 (2) by adding at the end the following:

14 “(j) LOBBYING ACTIVITIES.—A grant under this sec-
15 tion may not be used to support a lobbying activity (as
16 described in the documents issued by the Office of Man-
17 agement and Budget and designated as OMB Circulars
18 No. A-21 and No. A-122).

19 “(k) GUIDANCE REVIEW.—Before the Administrator
20 issues any guidance to grant applicants, the guidance shall
21 be reviewed and approved by the Science Advisory Board
22 of the Agency established by section 8 of the Environ-
23 mental Research, Development, and Demonstration Au-
24 thorization Act of 1978 (42 U.S.C. 4365).”.

1 **SEC. 4. JOHN H. CHAFEE MEMORIAL FELLOWSHIP PRO-**
2 **GRAM.**

3 (a) IN GENERAL.—Section 7 of the John H. Chafee
4 Environmental Education Act (20 U.S.C. 5506) is amend-
5 ed to read as follows:

6 **“SEC. 7. JOHN H. CHAFEE MEMORIAL FELLOWSHIP PRO-**
7 **GRAM.**

8 “(a) ESTABLISHMENT.—There is established the
9 John H. Chafee Memorial Fellowship Program for the
10 award and administration of 5 annual 1-year higher edu-
11 cation fellowships in environmental sciences, to be known
12 as ‘John H. Chafee Fellowships’.

13 “(b) PURPOSE.—The purpose of the John H. Chafee
14 Memorial Fellowship Program is to stimulate innovative
15 graduate level study and the development of expertise in
16 complex, relevant, and important environmental issues
17 and effective approaches to addressing those issues
18 through organized programs of guided independent study
19 and environmental research.

20 “(c) AWARD.—Each John H. Chafee Fellowship
21 shall—

22 “(1) be made available to individual candidates
23 through a sponsoring institution and in accordance
24 with an annual competitive selection process estab-
25 lished under subsection (f)(3); and

26 “(2) be in the amount of \$25,000.

1 “(d) FOCUS.—Each John H. Chafee Fellowship shall
2 focus on—

3 “(1) effective land and resource management;

4 “(2) innovative open space preservation;

5 “(3) science associated with such worldwide
6 issues as global climate change and sustainable ma-
7 rine resources; or

8 “(4) any other issue that a sponsoring institu-
9 tion determines to be appropriate.

10 “(e) SPONSORING INSTITUTIONS.—Each year—

11 “(1) 2 John H. Chafee Fellowships shall be
12 awarded by the University of Rhode Island; and

13 “(2) 3 John H. Chafee Fellowships may be ap-
14 plied for through any other sponsoring institution.

15 “(f) PANEL.—

16 “(1) IN GENERAL.—The Foundation shall es-
17 tablish and administer the John H. Chafee Fellow-
18 ship Panel.

19 “(2) MEMBERSHIP.—The Panel shall consist of
20 5 members, appointed by a majority vote of mem-
21 bers of the National Environmental Education Advi-
22 sory Council established by section 9(a), of whom—

23 “(A) 2 members shall be professional edu-
24 cators in higher education;

1 “(B) 2 members shall be environmental
2 scientists; and

3 “(C) 1 member shall be a public environ-
4 mental policy analyst.

5 “(3) DUTIES.—The Panel shall—

6 “(A) establish criteria for a competitive se-
7 lection process for recipients of John H. Chafee
8 Fellowships;

9 “(B) receive applications for John H.
10 Chafee Fellowships; and

11 “(C) annually review applications and se-
12 lect recipients of John H. Chafee Fellowships.

13 “(g) DISTRIBUTION OF FUNDS.—The amount of
14 each John H. Chafee Fellowship shall be provided directly
15 to each recipient selected by the Panel upon receipt of a
16 certification from the recipient that the recipient will ad-
17 here to a specific and detailed plan of study and research.

18 “(h) FUNDING.—From amounts made available
19 under section 11(b)(1)(D) for each fiscal year, the Foun-
20 dation shall make available—

21 “(1) \$125,000 for John H. Chafee Memorial
22 Fellowships; and

23 “(2) \$25,000 to pay administrative expenses in-
24 curred in carrying out the John H. Chafee Memorial
25 Fellowship Program.”.

1 (b) DEFINITIONS.—Section 3 of the John H. Chafee
2 Environmental Education Act (20 U.S.C. 5502) is
3 amended—

4 (1) in paragraph (12), by striking “and” at the
5 end;

6 (2) in paragraph (13), by striking the period at
7 the end and inserting a semicolon; and

8 (3) by adding at the end the following:

9 “(14) ‘Panel’ means the John H. Chafee Fel-
10 lowship Panel established under section 7(f);

11 “(15) ‘sponsoring institution’ means an institu-
12 tion of higher education (as defined in section 101
13 of the Higher Education Act of 1965 (20 U.S.C.
14 1001));”.

15 (c) CONFORMING AMENDMENT.—The table of con-
16 tents in section 1(b) of the John H. Chafee Environmental
17 Education Act (20 U.S.C. prec. 5501) is amended by
18 striking the item relating to section 7 and inserting the
19 following:

“Sec. 7. John H. Chafee Memorial Fellowship Program.”.

20 **SEC. 5. NATIONAL ENVIRONMENTAL EDUCATION AWARDS.**

21 (a) IN GENERAL.—Section 8 of the John H. Chafee
22 Environmental Education Act (20 U.S.C. 5507) is amend-
23 ed to read as follows:

1 **“SEC. 8. NATIONAL ENVIRONMENTAL EDUCATION AWARDS.**

2 “(a) **PRESIDENT’S ENVIRONMENTAL YOUTH**
 3 **AWARDS.**—The Administrator may establish a program
 4 for the granting and administration of awards, to be
 5 known as ‘President’s Environmental Youth Awards’, to
 6 young people in grades kindergarten through 12 to recog-
 7 nize outstanding projects to promote local environmental
 8 awareness.

9 “(b) **TEACHERS’ AWARDS.**—

10 “(1) **IN GENERAL.**—The Chairman of the
 11 Council on Environmental Quality, on behalf of the
 12 President, may establish a program for the granting
 13 and administration of awards to recognize—

14 “(A) teachers in elementary schools and
 15 secondary schools who demonstrate excellence
 16 in advancing environmental education through
 17 innovative approaches; and

18 “(B) the local educational agencies of the
 19 recognized teachers.

20 “(2) **ELIGIBILITY.**—One teacher, and the local
 21 education agency employing the teacher, from each
 22 State, the District of Columbia, and the Common-
 23 wealth of Puerto Rico, shall be eligible to be selected
 24 for an award under this subsection.”.

25 (b) **DEFINITIONS.**—Section 3 of the John H. Chafee
 26 Environmental Education Act (20 U.S.C. 5502) (as

1 amended by section 4(b)) is amended by adding at the
2 end the following:

3 “(16) ‘elementary school’ has the meaning
4 given the term in section 14101 of the Elementary
5 and Secondary Education Act of 1965 (20 U.S.C.
6 8801); and

7 “(17) ‘secondary school’ has the meaning given
8 the term in section 14101 of the Elementary and
9 Secondary Education Act of 1965 (20 U.S.C.
10 8801).”.

11 (c) CONFORMING AMENDMENT.—The table of con-
12 tents in section 1(b) of the John H. Chafee Environmental
13 Education Act (20 U.S.C. prec. 5501) is amended by
14 striking the item relating to section 8 and inserting the
15 following:

“Sec. 8. National environmental education awards.”.

16 **SEC. 6. ENVIRONMENTAL EDUCATION ADVISORY COUNCIL**
17 **AND TASK FORCE.**

18 Section 9 of the John H. Chafee Environmental Edu-
19 cation Act (20 U.S.C. 5508) is amended—

20 (1) in subsection (b)(2)—

21 (A) by striking “(2) The” and all that fol-
22 lows through the end of the second sentence
23 and inserting the following:

24 “(2) MEMBERSHIP.—

1 “(A) IN GENERAL.—The Advisory Council
2 shall consist of not more than 11 members ap-
3 pointed by the Administrator after consultation
4 with the Secretary.

5 “(B) REPRESENTATIVES OF SECTORS.—To
6 the maximum extent practicable, the Adminis-
7 trator shall appoint to the Advisory Council at
8 least 1 member to represent each of—

9 “(i) elementary schools and secondary
10 schools;

11 “(ii) colleges and universities;

12 “(iii) not-for-profit organizations in-
13 volved in environmental education;

14 “(iv) State departments of education
15 and natural resources;

16 “(v) business and industry; and

17 “(vi) senior Americans.”;

18 (B) in the third sentence, by striking “A
19 representative” and inserting the following:

20 “(C) REPRESENTATIVE OF THE SEC-
21 RETARY.—A representative”; and

22 (C) in the last sentence, by striking “The
23 conflict” and inserting the following:

24 “(D) CONFLICTS OF INTEREST.—The con-
25 flict”;

1 (2) in subsection (c), by striking paragraph (2)
2 and inserting the following:

3 “(2) MEMBERSHIP.—Membership on the Task
4 Force shall be open to representatives of any Fed-
5 eral agency actively engaged in environmental edu-
6 cation.”; and

7 (3) in subsection (d), by striking “(d)(1)” and
8 all that follows through “(2) The” and inserting the
9 following:

10 “(d) MEETINGS AND REPORTS.—

11 “(1) IN GENERAL.—The Advisory Council
12 shall—

13 “(A) hold biennial meetings on timely
14 issues regarding environmental education; and

15 “(B) issue a report describing the pro-
16 ceedings of each meeting and recommendations
17 resulting from the meeting.

18 “(2) REVIEW AND COMMENT ON DRAFT RE-
19 PORTS.—The”.

20 **SEC. 7. NATIONAL ENVIRONMENTAL LEARNING FOUNDA-**
21 **TION.**

22 (a) CHANGE IN NAME.—

23 (1) IN GENERAL.—Section 10 of the John H.
24 Chafee Environmental Education Act (20 U.S.C.
25 5509) is amended—

1 (A) by striking the section heading and in-
 2 serting the following:

3 **“SEC. 10. NATIONAL ENVIRONMENTAL LEARNING FOUNDA-
 4 TION.”;**

5 and

6 (B) in the first sentence of subsection
 7 (a)(1)(A), by striking “National Environmental
 8 Education and Training Foundation” and in-
 9 serting “National Environmental Learning
 10 Foundation”.

11 (2) CONFORMING AMENDMENTS.—

12 (A) The table of contents in section 1(b) of
 13 the John H. Chafee Environmental Education
 14 Act (20 U.S.C. prec. 5501) is amended by
 15 striking the item relating to section 10 and in-
 16 serting the following:

“Sec. 10. National Environmental Learning Foundation.”.

17 (B) Section 3 of the John H. Chafee Envi-
 18 ronmental Education Act (20 U.S.C. 5502) (as
 19 amended by section 4(b)) is amended—

20 (i) by striking paragraph (12) and in-
 21 serting the following:

22 “(12) ‘Foundation’ means the National Envi-
 23 ronmental Learning Foundation established by sec-
 24 tion 10;”; and

1 (ii) in paragraph (13), by striking
2 “National Environmental Education and
3 Training Foundation” and inserting
4 “Foundation”.

5 (C) Section 11(c) of the John H. Chafee
6 Environmental Education Act (20 U.S.C.
7 5510(c)) is amended by striking “National En-
8 vironmental Education and Training Founda-
9 tion” and inserting “Foundation”.

10 (b) NUMBER OF DIRECTORS.—Section 10(b)(1)(A)
11 of the John H. Chafee Environmental Education Act (20
12 U.S.C. 5509(b)(1)(A)) is amended in the first sentence by
13 striking “13” and inserting “19”.

14 (c) ACKNOWLEDGMENT OF DONORS.—Section 10(d)
15 of the John H. Chafee Environmental Education Act (20
16 U.S.C. 5509(d)) is amended by striking paragraph (3) and
17 inserting the following:

18 “(3) ACKNOWLEDGMENT OF DONORS.—The
19 Foundation may acknowledge receipt of donations by
20 means of a listing of the names of donors in mate-
21 rials distributed by the Foundation, except that any
22 such acknowledgment—

23 “(A) shall not appear in educational mate-
24 rial presented to students; and

1 “(B) shall not identify a donor by means
2 of a logo, letterhead, or other corporate com-
3 mercial symbol, slogan, or product.”.

4 (d) ADMINISTRATIVE SERVICES AND SUPPORT.—
5 Section 10(e) of the John H. Chafee Environmental Edu-
6 cation Act (20 U.S.C. 5509(e)) is amended in the first
7 sentence by striking “for a period of up to 4 years from
8 the date of enactment of this Act,”.

9 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

10 (a) IN GENERAL.—Section 11 of the John H. Chafee
11 Environmental Education Act (20 U.S.C. 5510) is
12 amended—

13 (1) by redesignating subsection (c) as sub-
14 section (d);

15 (2) by striking the section heading and sub-
16 sections (a) and (b) and inserting the following:

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

18 “(a) IN GENERAL.—There is authorized to be appro-
19 priated to the Environmental Protection Agency to carry
20 out this Act \$10,000,000 for each of fiscal years 2000
21 through 2005.

22 “(b) LIMITATIONS.—

23 “(1) IN GENERAL.—Subject to paragraph (2),
24 of the amounts made available under subsection (a)
25 for each fiscal year—

1 “(A) not more than 25 percent may be
2 used for the activities of the Office of Environ-
3 mental Education established under section 4;

4 “(B) not more than 25 percent may be
5 used for the operation of the environmental
6 education and training program under section
7 5;

8 “(C) not less than 40 percent shall be used
9 for environmental education grants under sec-
10 tion 6; and

11 “(D) 10 percent shall be used for the ac-
12 tivities of the Foundation under sections 7 and
13 10.

14 “(2) ADMINISTRATIVE EXPENSES.—Of the
15 amounts made available under paragraph (1)(A) for
16 each fiscal year, not more than 25 percent may be
17 used for administrative expenses of the Office of En-
18 vironmental Education.

19 “(c) EXPENSE REPORT.—As soon as practicable
20 after the end of each fiscal year, the Administrator shall
21 submit to Congress a report describing in detail the activi-
22 ties for which funds appropriated for the fiscal year were
23 expended.”; and

1 (3) in subsection (d)(2) (as so redesignated), by
2 striking “section 10(d) of this Act” and inserting
3 “section 10(e)”.

4 (b) CONFORMING AMENDMENT.—The table of con-
5 tents in section 1(b) of the John H. Chafee Environmental
6 Education Act (20 U.S.C. prec. 5501) is amended by
7 striking the item relating to section 11 and inserting the
8 following:

“Sec. 11. Authorization of appropriations.”

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