H. R. 3552

To reauthorize the Coastal Barrier Resources Act, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2005

Mr. GILCHREST introduced the following bill; which was referred to the Committee on Resources

A BILL

To reauthorize the Coastal Barrier Resources Act, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Coastal Barrier Resources Reauthorization Act of 2005”.

SEC. 2. DIGITAL MAPPING PILOT PROJECT FINALIZATION.

(a) In General.—Not later than 2 years after the date of enactment of this Act, the Secretary of the Interior shall prepare and submit to the Committee on Environment and Public Works of the Senate and the Committee on Resources of the House of Representatives a report re-
garding the digital maps of the John H. Chafee Coastal Barrier Resources System units and otherwise protected areas created under the digital mapping pilot project, carried out under section 6 of the Coastal Barrier Resources Reauthorization Act of 2000 (16 U.S.C. 3503 note).

(b) Consultation in Preparing Report.—The Secretary shall prepare the report required under subsection (a) in consultation with the Governors of the States in which System units and otherwise protected areas are located, and after providing the opportunity for submission of, and considering, public comment.

c) Report Content.—The report required under subsection (a) shall contain—

(1) final recommended digital maps created under such pilot project;

(2) recommendations for the adoption of such digital maps by the Congress;

(3) a summary of the comments received from the Governors of the States, other government officials, and the public regarding the digital maps;

(4) a summary and update of the protocols and findings of the report required under section 6(d) of the Coastal Barrier Resources Reauthorization Act of 2000 (16 U.S.C. 3503 note); and
(5) an analysis of the benefit, if any, that the
public will receive by utilizing digital mapping tech-
nology for all System units and otherwise protected
areas.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is
authorized to be appropriated to the Secretary to carry
out this section $500,000 for each of fiscal years 2006
through 2007.

SEC. 3. DIGITAL MAPPING PROJECT FOR THE REMAINING
JOHN H. CHAFFEE COASTAL BARRIER RE-
SOURCES SYSTEM UNITS AND OTHERWISE
PROTECTED AREAS.

(a) IN GENERAL.—The Secretary of the Interior shall
carry out a project to create digital versions of all of the
John H. Chafee Coastal Barrier Resources System maps
referred to in section 4(a) of the Coastal Barrier Re-
sources Act (16 U.S.C. 3503(a)), including otherwise pro-
tected areas, as defined in section 12 of the Coastal Bar-
rrier Improvement Act of 1990 (16 U.S.C. 3503 note), that
were not included in the pilot project under section 6 of
the Coastal Barrier Resources Reauthorization Act of

(b) DATA.—

(1) USE OF EXISTING DATA.—To the maximum
extent practicable, in carrying out the project under
this section, the Secretary shall use digital spatial
data in the possession of Federal, State, and local
agencies, including digital orthophotos, color infra-
red photography, wetlands data, and property parcel
data.

(2) Provision of Data by Other Agencies.—The head of a Federal agency that possesses
data referred to in paragraph (1) shall, upon request
of the Secretary, promptly provide the data to the
Secretary at no cost.

(3) Provision of Data by Non-Federal
Agencies.—State and local agencies, and other en-
tities, that possess data referred to in paragraph (1)
are encouraged, upon request of the Secretary, to
promptly provide the data to the Secretary at no
cost.

(4) Additional Data.—If the Secretary deter-
mines that data necessary to carry out the project
under this section does not exist, the Director of the
United States Fish and Wildlife Service shall enter
into an agreement with the Director of the United
States Geological Survey under which the United
States Geological Survey shall obtain, in cooperation
with the heads of other Federal agencies, as appro-
priate, and provide to the Director of the United
States Fish and Wildlife Service the data required to carry out this section.

(5) **DATA STANDARDS.**—All data used or created to carry out this section shall comply with—

(A) the National Spatial Data Infrastructure established by Executive Order 12906 (59 Fed Reg. 17671 (April 13, 1994)); and

(B) any other standards established by the Federal Geographic Data Committee established by Office of Management and Budget Circular A–16.

(c) **REPORT.**—

(1) **IN GENERAL.**—Not later than 5 years after the transmittal of the report described in section 2, the Secretary shall prepare and submit to the Committee on Environment and Public Works of the Senate and the Committee on Resources of the House of Representatives a report regarding the digital maps created under this section.

(2) **CONSULTATION IN PREPARING REPORT.**—The Secretary shall prepare the report required under this subsection in consultation with the Governors of the States in which the System units and otherwise protected areas are located and after pro-
viding opportunity for submission of, and consider-er, public comment.

(3) REPORT CONTENT.—The report required under this subsection shall contain—

(A) the extent to which the boundary lines on the digital maps differ from the boundary lines on the original maps;

(B) a summary of the comments received from Governors, other government officials, and the public regarding the digital maps created under this section;

(C) recommendations for the adoption of the digital maps created under this section by the Congress;

(D) recommendations for expansion of the existing System and otherwise protected areas, after considering the inventories, assessments, and recommendations of participating States under section 4;

(E) a summary and update on the implementation and use of the digital maps created under the digital mapping pilot project carried out under section 6 of the Coastal Barrier Resources Reauthorization Act of 2000 (16 U.S.C. 3503 note);
(F) a description of the feasibility of, and
the amount of funding necessary for, making all
of the System unit and otherwise protected area
maps available to the public in digital format;
and

(G) a description of the feasibility of, and
the amount of funding necessary for, facilitat-
ting the integration of digital System unit
and otherwise protected area boundaries into
Federal, State, and local planning tools.

SEC. 4. GRANT PROGRAM FOR COMPREHENSIVE INVEN-
TORY AND ASSESSMENT OF UNDEVELOPED
COASTAL BARRIERS.

(a) IN GENERAL.—The Secretary of Interior shall es-
tablish a program to provide grants to States for the pur-
pose of identifying, assessing, and recommending addi-
tional eligible coastal barriers, or portions thereof, along
the Atlantic and Gulf coasts and the shore areas of the
Great Lakes of the United States, for inclusion in the
John H. Chafee Coastal Barrier Resources System or for
treatment as otherwise protected areas.

(b) INVENTORY.—Subject to funds being made avail-
able under the program, the Secretary shall develop cri-
teria for soliciting and reviewing grant proposals from,
and issuing grants to States in which System units or oth-
erwise protected areas are located. The criteria shall in-
clude a requirement that States that receive grants
through the program shall conduct a comprehensive state-
wide inventory of all coastal barriers, or portions thereof,
that—

(1) are undeveloped coastal barriers as defined
in section 3(1) of the Coastal Barrier Resources Act
(16 U.S.C. 3502(1));

(2) are not currently designated as a System
unit or otherwise protected area;

(3) consist of five acres or more, of land above
mean high tide; and

(4) have a minimum of approximately one-quar-
ter mile of shoreline on the unprotected (seaward)
side of the coastal barrier.

(e) REPORT.—Each State receiving a grant under
this section, in accordance with the criteria developed by
the Secretary under subsection (b), shall prepare and sub-
mit to the Secretary a report regarding the inventory
under subsection (b).

SEC. 5. AUTHORIZATION OF APPROPRIATIONS.

Section 10 of the Coastal Barrier Resources Act (16
U.S.C. 3510) is amended to read as follows:
1 “SEC. 10. AUTHORIZATION OF APPROPRIATIONS.

2 “There is authorized to be appropriated to the Sec-
3 retary for carrying out this Act $3,000,000 for each of
4 fiscal years 2006 through 2010.”.