

113TH CONGRESS
1ST SESSION

S. 1080

To amend and reauthorize certain provisions relating to Long Island Sound restoration and stewardship.

IN THE SENATE OF THE UNITED STATES

MAY 23, 2013

Mrs. GILLIBRAND (for herself, Mr. BLUMENTHAL, Mr. SCHUMER, and Mr. MURPHY) introduced the following bill; which was read twice and referred to the Committee on Environment and Public Works

A BILL

To amend and reauthorize certain provisions relating to Long Island Sound restoration and stewardship.

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Long Island Sound
3 Restoration and Stewardship Act”.

4 **SEC. 2. AMENDMENTS.**

5 (a) LONG ISLAND SOUND RESTORATION PRO-
6 GRAM.—Section 119 of the Federal Water Pollution Con-
7 trol Act (33 U.S.C. 1269) is amended—

8 (1) in subsection (b), by striking the subsection
9 designation and heading and all that follows through
10 “The Office shall” and inserting the following:

1 “(b) OFFICE.—

2 “(1) ESTABLISHMENT.—The Administrator
3 shall—

4 “(A) continue to carry out the conference
5 study; and

6 “(B) establish an office, to be located on
7 or near Long Island Sound.

8 “(2) ADMINISTRATION AND STAFFING.—The
9 Office shall”;

10 (2) in subsection (c)—

11 (A) in the matter preceding paragraph (1),
12 by striking “Management Conference of the
13 Long Island Sound Study” and inserting “con-
14 ference study”;

15 (B) in paragraph (2)—

16 (i) in each of subparagraphs (A)
17 through (G), by striking the commas at
18 the end of the subparagraphs and inserting
19 semicolons;

20 (ii) in subparagraph (H), by striking
21 “, and” and inserting a semicolon;

22 (iii) in subparagraph (I), by striking
23 the period at the end and inserting a semi-
24 colon; and

1 (iv) by adding at the end the fol-
2 lowing:

3 “(J) environmental impacts on the Long
4 Island Sound watershed, including—

5 “(i) the identification and assessment
6 of vulnerabilities in the watershed;

7 “(ii) the development and implementa-
8 tion of adaptation strategies to reduce
9 those vulnerabilities; and

10 “(iii) the identification and assess-
11 ment of the impacts of sea level rise on
12 water quality, habitat, and infrastructure
13 in Long Island Sound; and

14 “(K) planning initiatives for Long Island
15 Sound that identify the areas that are most
16 suitable for various types or classes of activities
17 in order to reduce conflicts among uses, reduce
18 environmental impacts, facilitate compatible
19 uses, or preserve critical ecosystem services to
20 meet economic, environmental, security, or so-
21 cial objectives;”;

22 (C) by striking paragraph (4) and insert-
23 ing the following:

24 “(4) develop and implement strategies to in-
25 crease public education and awareness with respect

1 to the ecological health and water quality conditions
2 of Long Island Sound;”;

3 (D) in paragraph (5), by inserting “study”
4 after “conference”;

5 (E) in paragraph (6)—

6 (i) by inserting “(including on the
7 Internet)” after “the public”; and

8 (ii) by inserting “study” after “con-
9 ference”; and

10 (F) by striking paragraph (7) and insert-
11 ing the following:

12 “(7) monitor the progress made toward meeting
13 the identified goals, actions, and schedules of the
14 Comprehensive Conservation and Management Plan,
15 including through the implementation and support
16 of a monitoring system for the ecological health and
17 water quality conditions of Long Island Sound;
18 and”;

19 (3) in subsection (d)(3), in the second sentence,
20 by striking “50 per centum” and inserting “60 per-
21 cent”;

22 (4) by redesignating subsection (f) as sub-
23 section (i); and

24 (5) by inserting after subsection (e) the fol-
25 lowing:

1 “(f) REPORT.—

2 “(1) IN GENERAL.—Not later than 2 years
3 after the date of enactment of the Long Island
4 Sound Restoration and Stewardship Act, and bienni-
5 ally thereafter, the Director of the Office, in con-
6 sultation with the Governor of each Long Island
7 Sound State, shall submit to Congress a report
8 that—

9 “(A) summarizes and assesses the progress
10 made by the Office and the Long Island Sound
11 States in implementing the Long Island Sound
12 Comprehensive Conservation and Management
13 Plan, including an assessment of the progress
14 made toward meeting the performance goals
15 and milestones contained in the Plan;

16 “(B) assesses the key ecological attributes
17 that reflect the health of the ecosystem of the
18 Long Island Sound watershed;

19 “(C) describes any substantive modifica-
20 tions to the Long Island Sound Comprehensive
21 Conservation and Management Plan made dur-
22 ing the 2-year period preceding the date of sub-
23 mission of the report;

24 “(D) provides specific recommendations to
25 improve progress in restoring and protecting

1 the Long Island Sound watershed, including, as
2 appropriate, proposed modifications to the Long
3 Island Sound Comprehensive Conservation and
4 Management Plan;

5 “(E) identifies priority actions for imple-
6 mentation of the Long Island Sound Com-
7 prehensive Conservation and Management Plan
8 for the 2-year period following the date of sub-
9 mission of the report; and

10 “(F) describes the means by which Federal
11 funding and actions will be coordinated with the
12 actions of the Long Island Sound States and
13 other entities.

14 “(2) PUBLIC AVAILABILITY.—The Adminis-
15 trator shall make the report described in paragraph
16 (1) available to the public, including on the Internet.

17 “(g) ANNUAL BUDGET PLAN.—The President shall
18 submit, together with the annual budget of the United
19 States Government submitted under section 1105(a) of
20 title 31, United States Code, information regarding each
21 Federal department and agency involved in the protection
22 and restoration of the Long Island Sound watershed, in-
23 cluding—

24 “(1) an interagency crosscut budget that dis-
25 plays for each department and agency—

1 “(A) the amount obligated during the pre-
2 ceding fiscal year for protection and restoration
3 projects and studies relating to the watershed;

4 “(B) the estimated budget for the current
5 fiscal year for protection and restoration
6 projects and studies relating to the watershed;
7 and

8 “(C) the proposed budget for succeeding
9 fiscal years for protection and restoration
10 projects and studies relating to the watershed;
11 and

12 “(2) a summary of any proposed modifications
13 to the Long Island Sound Comprehensive Conserva-
14 tion and Management Plan for the following fiscal
15 year.

16 “(h) FEDERAL ENTITIES.—

17 “(1) COORDINATION.—The Administrator shall
18 coordinate the actions of all Federal departments
19 and agencies that impact water quality in the Long
20 Island Sound watershed in order to improve the
21 water quality and living resources of the watershed.

22 “(2) METHODS.—In carrying out this section,
23 the Administrator, acting through the Director of
24 the Office, may—

1 “(A) enter into interagency agreements;
2 and

3 “(B) make intergovernmental personnel
4 appointments.

5 “(3) FEDERAL PARTICIPATION IN WATERSHED
6 PLANNING.—A Federal department or agency that
7 owns or occupies real property, or carries out activi-
8 ties, within the Long Island Sound watershed shall
9 participate in regional and subwatershed planning,
10 protection, and restoration activities with respect to
11 the watershed.

12 “(4) CONSISTENCY WITH COMPREHENSIVE CON-
13 SERVATION AND MANAGEMENT PLAN.—To the max-
14 imum extent practicable, the head of each Federal
15 department and agency that owns or occupies real
16 property, or carries out activities, within the Long
17 Island Sound watershed shall ensure that the prop-
18 erty and all activities carried out by the department
19 or agency are consistent with the Long Island Sound
20 Comprehensive Conservation and Management Plan
21 (including any related subsequent agreements and
22 plans).”.

23 (b) LONG ISLAND SOUND STEWARDSHIP PRO-
24 GRAM.—

1 (1) LONG ISLAND SOUND STEWARDSHIP ADVI-
2 SORY COMMITTEE.—Section 8 of the Long Island
3 Sound Stewardship Act of 2006 (33 U.S.C. 1269
4 note; Public Law 109–359) is amended—

5 (A) in subsection (g), by striking “2011”
6 and inserting “2018”; and

7 (B) by adding at the end the following:

8 “(h) NONAPPLICABILITY OF FACCA.—The Federal
9 Advisory Committee Act (5 U.S.C. App.) shall not apply
10 to—

11 “(1) the Advisory Committee; or

12 “(2) any board, committee, or other group es-
13 tablished under this Act.”.

14 (2) REPORTS.—Section 9(b)(1) of the Long Is-
15 land Sound Stewardship Act of 2006 (33 U.S.C.
16 1269 note; Public Law 109–359) is amended in the
17 matter preceding subparagraph (A) by striking
18 “2011” and inserting “2018”.

19 (3) AUTHORIZATION.—Section 11 of the Long
20 Island Sound Stewardship Act of 2006 (33 U.S.C.
21 1269 note; Public Law 109–359) is amended—

22 (A) by striking subsection (a);

23 (B) by redesignating subsections (b)
24 through (d) as subsections (a) through (c), re-
25 spectively; and

1 (C) in subsection (a) (as so redesignated),
2 by striking “under this section each” and in-
3 serting “to carry out this Act for a”.

4 (4) EFFECTIVE DATE.—The amendments made
5 by this subsection take effect on October 1, 2011.

6 **SEC. 3. REAUTHORIZATION.**

7 (a) IN GENERAL.—There are authorized to be appro-
8 priated to the Administrator of the Environmental Protec-
9 tion Agency such sums as are necessary for each of fiscal
10 years 2014 through 2018 for the implementation of—

11 (1) section 119 of the Federal Water Pollution
12 Control Act (33 U.S.C. 1269), other than subsection
13 (d) of that section; and

14 (2) the Long Island Sound Stewardship Act of
15 2006 (33 U.S.C. 1269 note; Public Law 109–359).

16 (b) LONG ISLAND SOUND GRANTS.—There is author-
17 ized to be appropriated to the Administrator of the Envi-
18 ronmental Protection Agency to carry out section 119(d)
19 of the Federal Water Pollution Control Act (33 U.S.C.
20 1269(d)) \$40,000,000 for each of fiscal years 2014
21 through 2018.

22 (c) LONG ISLAND SOUND STEWARDSHIP GRANTS.—
23 There is authorized to be appropriated to the Adminis-
24 trator of the Environmental Protection Agency to carry
25 out the Long Island Sound Stewardship Act of 2006 (33

- 1 U.S.C. 1269 note; Public Law 109–359) \$25,000,000 for
- 2 each of fiscal years 2014 through 2018.

