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114TH CONGRESS
1ST SESSION

S. 834

To amend the law relating to sport fish restoration and recreational boating safety, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 23, 2015

Mr. THUNE (for himself, Mr. INHOFE, Mr. NELSON, and Mr. CARDIN) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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A BILL

To amend the law relating to sport fish restoration and recreational boating safety, 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 ''Sport Fish Restoration and Recreational Boating Safety Act''.

SEC. 2. AUTHORIZATION OF APPROPRIATIONS.

Section 3 of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777b) is amended by striking ''57 percent'' and inserting ''57.42 percent''.

SEC. 3. DIVISION OF ANNUAL APPROPRIATIONS.

Section 4 of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c) is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking "2014 and for the period beginning on October 1, 2014, and ending on May 31, 2015," and inserting "2023,";

(B) in paragraph (1), by striking "18.5 percent" and inserting "18.54 percent";

(C) in paragraph (2), by striking "18.5 percent" and inserting "18.04 percent"; and

(D) in paragraph (3), by adding at the end "Not more than 25 percent of such amount may be used for capital improvement and infrastructure projects to support facilities that meet state requires for minimizing the introduction of pollutants into the waterways.";

(2) by amending the heading in subsection (b) to read as follows: "SET-ASIDES.—";

(3) in subsection (b)(1)—

(A) in subparagraph (A), by striking "2014, and for the period beginning on October 1, 2014, and ending on May 31, 2015," and inserting "2023,";

(B) in subparagraph (B), by striking clauses (i), (ii), and (iii), and inserting the following:

"(i) for each of the fiscal years 2016 through 2022, 1.8468 percent of total annual collections under this Act for such fiscal year; and

"(ii) not withstanding clause (i), an amount that is less than or equal to $12,299,000."; and

(C) by adding at the end the following:

"(C) SET-ASIDE FOR BOATING SAFETY.—

"(i) IN GENERAL.—From the annual appropriation made in accordance with section 3, for each fiscal year through 2023, the Secretary shall transfer to the Secretary of the department in which the Coast Guard is operating—

"(I)(aa) 0.34325 percent of total annual collections under this Act for the purposes set forth in section 13107(c) of title 46, United States Code; and

"(bb) notwithstanding item (aa), an amount that is less than or equal to $2,300,000;

"(II) not less than $5,500,000 for national boating safety activities of national nonprofit public service organizations, including the funding of National Boating Safety Advisory Council established under section 13110 of title 46, United States Code, and the authorized activities of the Council, including travel for the council; and

"(III) $1,500,000 shall be made available for the National Recreational Boating Survey.

"(ii) LIMITATION.—The amounts specified in clause (i) for a fiscal year may not be included in the amount of the annual appropriation distributed under subsection (a) of this section for the fiscal year.";

(4) in subsection (b)(2)—

(A) in subparagraph (A), by striking "under paragraph (1) shall remain available for

obligation for use under that paragraph'' and inserting ''under paragraph (1)(B) shall remain available for obligation for use under paragraph (1)(A)''; and

(B) in subparagraph (B)—

(i) by striking ''under paragraph (1)'' and inserting ''under paragraph (1)(B)''; and

(ii) by striking ''subsection (e)'' and inserting ''subsection (c)'';

(5) in subsection (c), by striking ''57 percent'' and inserting ''57.42 percent'';

(6) in subsection (d), by striking ''So much of any sum not allocated'' and inserting ''Except as otherwise provided in this section, so much of any sum not allocated''; and

(7) in subsection (e)—

(A) in paragraph (1), by striking ''those subsections'' and inserting ''those paragraphs'';

(B) by amending paragraph (2) to read as follows:

''(2) MAXIMUM AMOUNT.—For fiscal year 2016, the Secretary of the Interior may use not more than $1,200,000 in accordance with paragraph (1). For each fiscal year thereafter, the maximum

amount that the Secretary of the Interior may use in accordance with paragraph (1) shall be determined under paragraph (3).''; and

(C) by adding at the end the following:

''(3) ANNUAL ADJUSTED MAXIMUM AMOUNT.—The maximum amount referred to in paragraph (2) for fiscal year 2016 and each fiscal year thereafter shall be the sum of—

''(A) the available maximum amount for the preceding fiscal year; and

''(B) the amount determined by multiplying—

''(i) the available maximum amount for the preceding fiscal year; and

''(ii) the change, relative to the preceding fiscal year, in the Consumer Price Index for All Urban Consumers published by the Department of Labor.''.

SEC. 4. EXTENSION OF EXCEPTION TO LIMITATION ON TRANSFERS TO FUND.

Section 9504(d)(2) of the Internal Revenue Code of 1986 is amended by striking ''2015,'' and inserting ''2023,''.

SEC. 5. RECREATIONAL BOATING SAFETY ALLOCATIONS.

Section 13104 of title 46, United States Code, is amended by striking subsection (c).

SEC. 6. RECREATIONAL BOATING SAFETY.

Section 13107(c) of title 46, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''subsection (a)(2)'' and inserting ''subsection (b)(1)(C)''; and

(B) by striking ''(16 U.S.C. 777c(a)(2))'' and all that follows through the end and inserting ''(16 U.S.C. 777c(b)(1)(C))—

''(A)(i) 0.34325 percent of total annual collections under this Act is available to the Secretary for payment of expenses of the Coast Guard for personnel and activities directly related to coordinating and carrying out the national recreational boating safety program under this title; and

''(ii) notwithstanding clause (i), the amount referred to in (i) may not exceed $2,300,000; and

''(B) not less than $5,500,000 is available for national boating safety activities of national nonprofit public service organizations, including the funding of National Boating Safety Advi-

sory Council established under section 13110 of title 46, United States Code, and the authorized activities of the Council, including travel for the council.''; and

(2) in paragraph (3), by striking ''Amounts made available'' and inserting ''Except for amounts made available by paragraph (1)(B), amounts made available''.

SEC. 7. NATIONAL BOATING SAFETY ADVISORY COUNCIL.

Section 13110(e) of title 46, United States Code, is amended by striking ''2020'' and inserting ''2023''.

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