

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

A BILL

To amend the law relating to sport fish restoration and recreational boating safety, 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 This Act may be cited as the “Sport Fish Restoration
5 and Recreational Boating Safety Act”.

6 **SEC. 2. AUTHORIZATION OF APPROPRIATIONS.**

7 Section 3 of the Dingell-Johnson Sport Fish Restora-
8 tion Act (16 U.S.C. 777b) is amended by striking “57 per-
9 cent” and inserting “57.42 percent”.

1 **SEC. 3. DIVISION OF ANNUAL APPROPRIATIONS.**

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

4 (1) in subsection (a)—

5 (A) in the matter preceding paragraph (1),
6 by striking “2014 and for the period beginning
7 on October 1, 2014, and ending on May 31,
8 2015,” and inserting “2023,”;

9 (B) in paragraph (1), by striking “18.5
10 percent” and inserting “18.54 percent”;

11 (C) in paragraph (2), by striking “18.5
12 percent” and inserting “18.04 percent”; and

13 (D) in paragraph (3), by adding at the end
14 “Not more than 25 percent of such amount
15 may be used for capital improvement and infra-
16 structure projects to support facilities that meet
17 state requires for minimizing the introduction
18 of pollutants into the waterways.”;

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

21 (3) in subsection (b)(1)—

22 (A) in subparagraph (A), by striking
23 “2014, and for the period beginning on October
24 1, 2014, and ending on May 31, 2015,” and in-
25 serting “2023,”;

1 (B) in subparagraph (B), by striking
2 clauses (i), (ii), and (iii), and inserting the fol-
3 lowing:

4 “(i) for each of the fiscal years 2016
5 through 2022, 1.8468 percent of total an-
6 nual collections under this Act for such fis-
7 cal year; and

8 “(ii) notwithstanding clause (i), an
9 amount that is less than or equal to
10 \$12,299,000.”; and

11 (C) by adding at the end the following:

12 “(C) SET-ASIDE FOR BOATING SAFETY.—

13 “(i) IN GENERAL.—From the annual
14 appropriation made in accordance with sec-
15 tion 3, for each fiscal year through 2023,
16 the Secretary shall transfer to the Sec-
17 retary of the department in which the
18 Coast Guard is operating—

19 “(I)(aa) 0.34325 percent of total
20 annual collections under this Act for
21 the purposes set forth in section
22 13107(c) of title 46, United States
23 Code; and

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

4 “(II) not less than \$5,500,000
 5 for national boating safety activities
 6 of national nonprofit public service or-
 7 ganizations, including the funding of
 8 National Boating Safety Advisory
 9 Council established under section
 10 13110 of title 46, United States Code,
 11 and the authorized activities of the
 12 Council, including travel for the coun-
 13 cil; and

14 “(III) \$1,500,000 shall be made
 15 available for the National Recreational
 16 Boating Survey.

17 “(ii) LIMITATION.—The amounts
 18 specified in clause (i) for a fiscal year may
 19 not be included in the amount of the an-
 20 nual appropriation distributed under sub-
 21 section (a) of this section for the fiscal
 22 year.”;

23 (4) in subsection (b)(2)—

24 (A) in subparagraph (A), by striking
 25 “under paragraph (1) shall remain available for

1 obligation for use under that paragraph” and
 2 inserting “under paragraph (1)(B) shall remain
 3 available for obligation for use under paragraph
 4 (1)(A)”; and

5 (B) in subparagraph (B)—

6 (i) by striking “under paragraph (1)”
 7 and inserting “under paragraph (1)(B)”;
 8 and

9 (ii) by striking “subsection (e)” and
 10 inserting “subsection (c)”;

11 (5) in subsection (c), by striking “57 percent”
 12 and inserting “57.42 percent”;

13 (6) in subsection (d), by striking “So much of
 14 any sum not allocated” and inserting “Except as
 15 otherwise provided in this section, so much of any
 16 sum not allocated”; and

17 (7) in subsection (e)—

18 (A) in paragraph (1), by striking “those
 19 subsections” and inserting “those paragraphs”;

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

22 “(2) MAXIMUM AMOUNT.—For fiscal year
 23 2016, the Secretary of the Interior may use not
 24 more than \$1,200,000 in accordance with paragraph
 25 (1). For each fiscal year thereafter, the maximum

1 amount that the Secretary of the Interior may use
 2 in accordance with paragraph (1) shall be deter-
 3 mined under paragraph (3).”; and

4 (C) by adding at the end the following:

5 “(3) ANNUAL ADJUSTED MAXIMUM AMOUNT.—

6 The maximum amount referred to in paragraph (2)
 7 for fiscal year 2016 and each fiscal year thereafter
 8 shall be the sum of—

9 “(A) the available maximum amount for
 10 the preceding fiscal year; and

11 “(B) the amount determined by multi-
 12 plying—

13 “(i) the available maximum amount
 14 for the preceding fiscal year; and

15 “(ii) the change, relative to the pre-
 16 ceding fiscal year, in the Consumer Price
 17 Index for All Urban Consumers published
 18 by the Department of Labor.”.

19 **SEC. 4. EXTENSION OF EXCEPTION TO LIMITATION ON**
 20 **TRANSFERS TO FUND.**

21 Section 9504(d)(2) of the Internal Revenue Code of
 22 1986 is amended by striking “2015,” and inserting
 23 “2023,”.

1 **SEC. 5. RECREATIONAL BOATING SAFETY ALLOCATIONS.**

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

4 **SEC. 6. RECREATIONAL BOATING SAFETY.**

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

7 (1) in paragraph (1)—

8 (A) by striking “subsection (a)(2)” and in-
9 serting “subsection (b)(1)(C)”; and

10 (B) by striking “(16 U.S.C. 777c(a)(2))”
11 and all that follows through the end and insert-
12 ing “(16 U.S.C. 777c(b)(1)(C))—

13 “(A)(i) 0.34325 percent of total annual
14 collections under this Act is available to the
15 Secretary for payment of expenses of the Coast
16 Guard for personnel and activities directly re-
17 lated to coordinating and carrying out the na-
18 tional recreational boating safety program
19 under this title; and

20 “(ii) notwithstanding clause (i), the
21 amount referred to in (i) may not exceed
22 \$2,300,000; and

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

1 sory Council established under section 13110 of
2 title 46, United States Code, and the authorized
3 activities of the Council, including travel for the
4 council.”; and

5 (2) in paragraph (3), by striking “Amounts
6 made available” and inserting “Except for amounts
7 made available by paragraph (1)(B), amounts made
8 available”.

9 **SEC. 7. NATIONAL BOATING SAFETY ADVISORY COUNCIL.**

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

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