

119TH CONGRESS  
1ST SESSION

# S. 216

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## AN ACT

To amend the Save Our Seas 2.0 Act to improve the administration of the Marine Debris Foundation, to amend the Marine Debris Act to improve the administration of the Marine Debris Program of the National Oceanic and Atmospheric Administration, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Save Our Seas 2.0  
3 Amendments Act”.

4 **SEC. 2. MODIFICATIONS TO THE MARINE DEBRIS PROGRAM**  
5 **OF THE NATIONAL OCEANIC AND ATMOS-**  
6 **PHERIC ADMINISTRATION.**

7 (a) IN GENERAL.—The Marine Debris Act (Public  
8 Law 109–449) is amended—

9 (1) by inserting before section 3 the following:

10 **“Subtitle A—NOAA And Coast**  
11 **Guard Programs”; and**

12 (2) by redesignating sections 3 through 6 as  
13 sections 101 through 104, respectively.

14 (b) GRANTS, COOPERATIVE AGREEMENTS, CON-  
15 TRACTS, AND OTHER AGREEMENTS.—Section 101(d) of  
16 the Marine Debris Act (33 U.S.C. 1952(d)), as redesign-  
17 nated by this Act, is amended—

18 (1) in the subsection heading by striking “AND  
19 CONTRACTS” and inserting “CONTRACTS, AND  
20 OTHER AGREEMENTS”;

21 (2) in paragraph (1) by striking “and con-  
22 tracts” and inserting “, contracts, and other agree-  
23 ments”;

24 (3) in paragraph (2)—

25 (A) in subparagraph (B)—

1 (i) by striking “part of the” and in-  
 2 serting “part of a”; and

3 (ii) by inserting “or (C)” after “sub-  
 4 paragraph (A)”; and

5 (B) in subparagraph (C) in the matter pre-  
 6 ceding clause (i) by inserting “and except as  
 7 provided in subparagraph (B)” after “subpara-  
 8 graph (A)”; and

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

10 “(7) IN-KIND CONTRIBUTIONS.—With respect  
 11 to any project carried out pursuant to a contract or  
 12 other agreement entered into under paragraph (1)  
 13 that is not a cooperative agreement or an agreement  
 14 to provide financial assistance in the form of a  
 15 grant, the Under Secretary may contribute on an in-  
 16 kind basis the portion of the costs of the project that  
 17 the Under Secretary determines represents the  
 18 amount of benefit the National Oceanic and Atmos-  
 19 pheric Administration derives from the project.”.

20 **SEC. 3. MODIFICATIONS TO THE MARINE DEBRIS FOUNDA-**  
 21 **TION.**

22 (a) IN GENERAL.—Subtitle B of title I of the Save  
 23 Our Seas 2.0 Act (Public Law 116–224) is transferred  
 24 to appear after section 104 of the Marine Debris Act  
 25 (Public Law 109–449), as redesignated by this Act.

1 (b) STATUS OF FOUNDATION.—Section 111(a) of the  
 2 Marine Debris Act (Public Law 109–449), as transferred  
 3 by this Act, is amended, in the second sentence, by strik-  
 4 ing “organization” and inserting “corporation”.

5 (c) PURPOSES.—Section 111(b) of the Marine Debris  
 6 Act (Public Law 109–449), as transferred and redesign-  
 7 nated by this Act, is amended—

8 (1) in paragraph (3) by inserting “Indian  
 9 Tribes,” after “Tribal governments,”; and

10 (2) in paragraph (4) by striking “title II” and  
 11 inserting “subtitle C”.

12 (d) BOARD OF DIRECTORS.—

13 (1) APPOINTMENT, VACANCIES, AND RE-  
 14 MOVAL.—Section 112(b) of the Marine Debris Act  
 15 (Public Law 109–449), as transferred by this Act,  
 16 is amended—

17 (A) by redesignating paragraphs (1)  
 18 through (5) as paragraphs (2) through (6) re-  
 19 spectively;

20 (B) by inserting before paragraph (2), as  
 21 redesignated, the following:

22 “(1) RECOMMENDATIONS OF BOARD REGARD-  
 23 ING APPOINTMENTS.—For appointments made  
 24 under paragraph (2), the Board shall submit to the

1 Under Secretary recommendations on candidates for  
2 appointment.”;

3 (C) in paragraph (2), as redesignated, in  
4 the matter preceding subparagraph (A)—

5 (i) by striking “and considering” and  
6 inserting “considering”; and

7 (ii) by inserting “and with the ap-  
8 proval of the Secretary of Commerce,”  
9 after “by the Board,”;

10 (D) by amending paragraph (3), as red-  
11 igned, to read as follows:

12 “(3) TERMS.—Any Director appointed under  
13 paragraph (2) shall be appointed for a term of 6  
14 years.”;

15 (E) in paragraph (4)(A), as redesignated,  
16 by inserting “with the approval of the Secretary  
17 of Commerce” after “the Board”; and

18 (F) in paragraph (6), as redesignated—

19 (i) by inserting “the Administrator of  
20 the United States Agency for International  
21 Development,” after “Service,”; and

22 (ii) by inserting “and with the ap-  
23 proval of the Secretary of Commerce” after  
24 “EPA Administrator”.

1           (2) GENERAL POWERS.—Section 112(g) of the  
 2       Marine Debris Act (Public Law 109–449), as trans-  
 3       ferred by this Act, is amended—

4           (A) in paragraph (1)(A) by striking “offi-  
 5       cers and employees” and inserting “the initial  
 6       officers and employees”; and

7           (B) in paragraph (2)(B)(i) by striking “its  
 8       chief operating officer” and inserting “the chief  
 9       executive officer of the Foundation”.

10          (3) CHIEF EXECUTIVE OFFICER.—Section 112  
 11       of the Marine Debris Act (Public Law 109–449), as  
 12       transferred by this Act, is amended by adding at the  
 13       end the following:

14       “(h) CHIEF EXECUTIVE OFFICER.—

15           “(1) APPOINTMENT; REMOVAL; REVIEW.—The  
 16       Board shall appoint and review the performance of,  
 17       and may remove, the chief executive officer of the  
 18       Foundation.

19           “(2) POWERS.—The chief executive officer of  
 20       the Foundation may appoint, remove, and review the  
 21       performance of any officer or employee of the Foun-  
 22       dation.”.

23          (e) POWERS OF FOUNDATION.—Section 113(c)(1) of  
 24       the Marine Debris Act (Public Law 109–449), as trans-

ferred by this Act, is amended in the matter preceding  
subparagraph (A)—

(1) by inserting “nonprofit” before “corpora-  
tion”; and

(2) by striking “acting as a trustee” and insert-  
ing “formed”.

(f) PRINCIPAL OFFICE.—Section 113 of the Marine  
Debris Act (Public Law 109–449), as transferred by this  
Act, is amended by adding at the end the following:

“(g) PRINCIPAL OFFICE.—The Board shall locate the  
principal office of the Foundation in the National Capital  
Region, as such term is defined in section 2674(f)(2) of  
title 10, United States Code, or a coastal shoreline com-  
munity.”.

(g) BEST PRACTICES; RULE OF CONSTRUCTION.—  
Section 113 of the Marine Debris Act (Public Law 109–  
449), as transferred by this Act and amended by sub-  
section (e), is further amended by adding at the end the  
following:

“(h) BEST PRACTICES.—

“(1) IN GENERAL.—The Foundation shall de-  
velop and implement best practices for conducting  
outreach to Indian Tribes and Tribal Governments.

“(2) REQUIREMENTS.—The best practices de-  
veloped under paragraph (1) shall—

1 “(A) include a process to support technical  
 2 assistance and capacity building to improve out-  
 3 comes; and

4 “(B) promote an awareness of programs  
 5 and grants available under this Act.

6 “(i) RULE OF CONSTRUCTION.—Nothing in this Act  
 7 may be construed—

8 “(1) to satisfy any requirement for government-  
 9 to-government consultation with Tribal Govern-  
 10 ments; or

11 “(2) to affect or modify any treaty or other  
 12 right of any Tribal Government.”.

13 (h) AUTHORIZATION OF APPROPRIATIONS.—Section  
 14 118(a) of the Marine Debris Act (Public Law 109–449),  
 15 as transferred by this Act, is amended—

16 (1) in paragraph (1), by inserting “and  
 17 \$2,000,000 for fiscal year 2025” after “through  
 18 2024”; and

19 (2) in paragraph (2), by striking “and State  
 20 and local government agencies” and inserting “,  
 21 State and local government agencies, regional orga-  
 22 nizations, Indian Tribes, Tribal organizations, and  
 23 foreign governments”.

24 (i) REAUTHORIZATION.—Section 9(a) of the Marine  
 25 Debris Act (Public Law 109–449) is amended by striking



1 “for” the first place it appears and all that follows through  
 2 “carrying out” and inserting “for each of fiscal years  
 3 2018 through 2029 for carrying out”.

4 **SEC. 4. TRANSFERS.**

5 (a) SAVE OUR SEAS 2.0 ACT.—Subtitle C of title I  
 6 of the Save Our Seas 2.0 Act (Public Law 116–224) is  
 7 transferred to appear after section 119 of the Marine De-  
 8bris Act (Public Law 109–449) as transferred and redes-  
 9ignated by this Act.

10 (b) MARINE DEBRIS ACT.—The Marine Debris Act  
 11 (Public Law 109–449) is amended—

12 (1) by transferring sections 7, 8, 9 (as amend-  
 13 ed), and 10 to appear after section 127, as trans-  
 14 ferred by this Act, and redesignated as sections 131,  
 15 132, 133, and 134, respectively; and

16 (2) by inserting before section 131, as so trans-  
 17 ferred and redesignated, the following:

18 **“Subtitle D—Administration”.**

19 **SEC. 5. DEFINITIONS.**

20 (a) IN GENERAL.—Section 131 of the Marine Debris  
 21 Act (Public Law 109–449), as transferred and redesign-  
 22 ated by this Act, is amended—

23 (1) by striking paragraph (1);

1           (2) by redesignating paragraphs (2), (3), (4),  
 2           (5), (6), and (7) as paragraphs (5), (6), (7), (11),  
 3           (12), and (13), respectively;

4           (3) by inserting before paragraph (5), as so re-  
 5           designated, the following:

6           “(1) CIRCULAR ECONOMY.—The term ‘circular  
 7           economy’ has the meaning given such term in sec-  
 8           tion 2 of the Save Our Seas 2.0 Act (Public Law  
 9           116–224).

10          “(2) COASTAL SHORELINE COMMUNITY.—The  
 11          term ‘coastal shoreline community’ means a city or  
 12          county directly adjacent to the open ocean, major es-  
 13          tuaries, or the Great Lakes.

14          “(3) EPA ADMINISTRATOR.—The term ‘EPA  
 15          Administrator’ has the meaning given such term in  
 16          section 2 of the Save Our Seas 2.0 Act (Public Law  
 17          116–224).

18          “(4) INDIAN TRIBE.—The term ‘Indian Tribe’  
 19          has the meaning given that term in section 4 of the  
 20          Indian Self-Determination and Education Assistance  
 21          Act (25 U.S.C. 5304).”;

22          (4) by inserting before paragraph (11), as so  
 23          redesignated, the following:

24          “(9) NONPROFIT ORGANIZATION.—The term  
 25          ‘nonprofit organization’ has the meaning given such

1 term in section 2 of the Save Our Seas 2.0 Act  
2 (Public Law 116–224).

3 “(10) POST CONSUMER MATERIALS MANAGE-  
4 MENT.—The term ‘post-consumer materials manage-  
5 ment’ has the meaning given such term in section 2  
6 of the Save Our Seas 2.0 Act (Public Law 116–  
7 224).”;

8 (5) by inserting after paragraph (13), as so re-  
9 designated, the following:

10 “(14) TRIBAL GOVERNMENT.—The term ‘Tribal  
11 Government’ means the recognized governing body  
12 of any Indian or Alaska Native Tribe, band, nation,  
13 pueblo, village, community, component band, or com-  
14 ponent reservation, individually identified (including  
15 parenthetically) in the list published most recently as  
16 of the date of the enactment of the Save Our Seas  
17 2.0 Amendments Act pursuant to section 104 of the  
18 Federally Recognized Indian Tribe List Act of 1994  
19 (25 U.S.C. 5131).

20 “(15) TRIBAL ORGANIZATION.—The term ‘Trib-  
21 al organization’ has the meaning given the term in  
22 section 4 of the Indian Self-Determination and Edu-  
23 cation Assistance Act (25 U.S.C. 5304).

24 “(16) UNDER SECRETARY.—The term ‘Under  
25 Secretary’ has the meaning given such term in sec-

1       tion 2 of the Save Our Seas 2.0 Act (Public Law  
2       116–224).”; and

3               (6) in paragraph (13), as so redesignated—

4                       (A) by redesignating subparagraphs (B),  
5               (C), and (D) as subparagraphs (C), (D), and  
6               (E); and

7                       (B) by inserting after subparagraph (A)  
8       the following:

9                       “(B) Indian Tribe;”.

10       (b) TRANSFER.—

11               (1) IN GENERAL.—Section 2(7) of the Save Our  
12       Seas 2.0 Act (Public Law 116–224) is transferred to  
13       section 131 of the Marine Debris Act (Public Law  
14       109–449), inserted after paragraph (7) (as redesign-  
15       ated), and redesignated as paragraph (8).

16               (2) REDESIGNATION.—Section 2 of the Save  
17       Our Seas 2.0 Act (Public Law 116–224) is amended  
18       by redesignating paragraphs (8) through (11) as  
19       paragraphs (7) through (10), respectively.

20       (c) NON-FEDERAL FUNDS.—Paragraph (8)(D) of  
21       section 131 of the Marine Debris Act (Public Law 109–  
22       449), as transferred and redesignated by this Act, is  
23       amended by striking “(as defined in section 4 of the In-  
24       dian Self-Determination and Education Assistance Act  
25       (25 U.S.C. 5304))”.

1 **SEC. 6. CONFORMING AMENDMENTS.**

2 (a) IN GENERAL.—Sections 1 and 2 of the Marine  
3 Debris Act, sections 101, 102, and 104 of the Marine De-  
4bris Act, as redesignated by this Act, and section 133 of  
5 the Marine Debris Act, as transferred and so redesignated  
6 by this Act, are amended by striking “Administrator” and  
7 inserting “Under Secretary”.

8 (b) SECTION 103.—Section 103 of the Marine Debris  
9 Act is amended by—

10 (1) striking “Administrator of the National  
11 Oceanic and Atmospheric Administration” and in-  
12serting “Under Secretary”;

13 (2) striking “Administrator of the Environ-  
14mental Protection Agency” and inserting “EPA Ad-  
15ministrator”; and

16 (3) in subsection (e)(3) by striking “section 3”  
17and inserting “section 101”.

18 (c) SECTION 123.—Section 123 of the Marine Debris  
19 Act, as transferred and so redesignated by this Act, is  
20 amended by striking “title I” and inserting “subtitle B”.

21 (d) SECTION 133.—Section 133 of the Marine Debris  
22 Act, as transferred and so redesignated by this Act, is  
23 amended by striking “sections 3, 5, and 6” and inserting  
24 “sections 101, 103, and 104”.

25 (e) SECTION 134.—Section 134 of the Marine Debris  
26 Act, as transferred and so redesignated by this Act, is

1 amended by striking “Administrator of the Environmental  
2 Protection Agency” and inserting “EPA Administrator”.

3 (f) TRIBAL GOVERNMENT.—Subtitle A of the Marine  
4 Debris Act, as designated in this Act, is amended by strik-  
5 ing “tribal government” and inserting “Tribal Govern-  
6 ment”.

Passed the Senate May 20, 2025.

Attest:

*Secretary.*



119TH CONGRESS  
1ST SESSION

# S. 216

## AN ACT

To amend the Save Our Seas 2.0 Act to improve the administration of the Marine Debris Foundation, to amend the Marine Debris Act to improve the administration of the Marine Debris Program of the National Oceanic and Atmospheric Administration, and for other purposes.