

the panel. The voting members of the panel shall be individuals who, by reason of knowledge, experience, or training, are especially qualified in 1 or more of the disciplines and fields relating to hydrographic data and hydrographic services, marine transportation, port administration, vessel pilotage, coastal and fishery management, and other disciplines as determined appropriate by the Administrator.”

SEC. 5. AUTHORIZATION OF APPROPRIATIONS.

Section 306 of the Hydrographic Services Improvement Act of 1998 (33 U.S.C. 892d) is amended to read as follows:

“SEC. 306. AUTHORIZATION OF APPROPRIATIONS.

“There are authorized to be appropriated to the Administrator the following:

“(1) To carry out nautical mapping and charting functions under sections 304 and 305, except for conducting hydrographic surveys—

- “(A) \$55,000,000 for fiscal year 2009;
- “(B) \$56,000,000 for fiscal year 2010;
- “(C) \$57,000,000 for fiscal year 2011; and
- “(D) \$58,000,000 for fiscal year 2012.

“(2) To contract for hydrographic surveys under section 304(b)(1), including the leasing or time chartering of vessels—

- “(A) \$32,130,000 for fiscal year 2009;
- “(B) \$32,760,000 for fiscal year 2010;
- “(C) \$33,390,000 for fiscal year 2011; and
- “(D) \$34,020,000 for fiscal year 2012.

“(3) To operate hydrographic survey vessels owned by the United States and operated by the Administration—

- “(A) \$25,900,000 for fiscal year 2009;
- “(B) \$26,400,000 for fiscal year 2010;
- “(C) \$26,900,000 for fiscal year 2011; and
- “(D) \$27,400,000 for fiscal year 2012.

“(4) To carry out geodetic functions under this title—

- “(A) \$32,640,000 for fiscal year 2009;
- “(B) \$33,280,000 for fiscal year 2010;
- “(C) \$33,920,000 for fiscal year 2011; and
- “(D) \$34,560,000 for fiscal year 2012.

“(5) To carry out tide and current measurement functions under this title—

- “(A) \$27,000,000 for fiscal year 2009;
- “(B) \$27,500,000 for fiscal year 2010;
- “(C) \$28,000,000 for fiscal year 2011; and
- “(D) \$28,500,000 for fiscal year 2012.

“(6) To acquire a replacement hydrographic survey vessel capable of staying at sea continuously for at least 30 days \$75,000,000.”

SEC. 6. AUTHORIZED NOAA CORPS STRENGTH.

Section 215 of the National Oceanic and Atmospheric Administration Commissioned Officer Corps Act of 2002 (33 U.S.C. 3005) is amended to read as follows:

“SEC. 215. NUMBER OF AUTHORIZED COMMISSIONED OFFICERS.

“Effective October 1, 2009, the total number of authorized commissioned officers on the lineal list of the commissioned corps of the National Oceanic and Atmospheric Administration shall be increased from 321 to 379 if—

“(1) the Secretary has submitted to the Congress—

“(A) the Administration’s ship recapitalization plan for fiscal years 2010 through 2024;

“(B) the Administration’s aircraft modernization plan; and

“(C) supporting workforce management plans;

“(2) appropriated funding is available; and

“(3) the Secretary has justified organizational needs for the commissioned corps for each such fiscal year.”

The bill (S. 1582), as amended, was ordered to be engrossed for a third reading, was read the third time, and passed.

REAUTHORIZING AND AMENDING THE NATIONAL SEA GRANT COLLEGE PROGRAM ACT

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Commerce Committee be discharged from further consideration of H.R. 5618, and the Senate then proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 5618) to reauthorize and amend the National Sea Grant College Program Act, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. WHITEHOUSE. Mr. President, I further ask unanimous consent that the substitute amendment, which is at the desk, be agreed to, the bill, as amended, be read a third time and passed, the motions to reconsider be laid upon the table, with no intervening action or debate, and that any statements relating to this measure be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment (No. 5668) was agreed to, as follows:

(Purpose: In the nature of a substitute)

Strike out all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “National Sea Grant College Program Amendments Act of 2008”.

SEC. 2. REFERENCES.

Except as otherwise expressly provided therein, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the National Sea Grant College Program Act (33 U.S.C. 1121 et seq.).

SEC. 3. FINDINGS AND PURPOSE.

(a) FINDINGS.—Section 202(a) (33 U.S.C. 1121(a)) is amended—

(1) by striking subparagraphs (D) and (E) of paragraph (1) and inserting the following:

“(D) encourage the development of preparation, forecast, analysis, mitigation, response, and recovery systems for coastal hazards;

“(E) understand global environmental processes and their impacts on ocean, coastal, and Great Lakes resources; and”;

(2) by striking “program of research, education,” in paragraph (2) and inserting “program of integrated research, education, extension,”; and

(3) by striking paragraph (6) and inserting the following:

“(6) The National Oceanic and Atmospheric Administration, through the national sea grant college program, offers the most suitable locus and means for such commitment and engagement through the promotion of activities that will result in greater such understanding, assessment, development, management, utilization, and conservation of ocean, coastal, and Great Lakes resources. The most cost-effective way to promote such activities is through continued and increased Federal support of the establishment, development, and operation of programs and projects by sea grant colleges, sea grant institutes, and other institutions, including strong collaborations between Ad-

ministration scientists and research and outreach personnel at academic institutions.”.

(b) PURPOSE.—Section 202(c) (33 U.S.C. 1121(c)) is amended by striking “to promote research, education, training, and advisory service activities” and inserting “to promote integrated research, education, training, and extension services and activities”.

(c) TERMINOLOGY.—Subsections (a) and (b) of section 202 (15 U.S.C. 1121(a) and (b)) are amended by inserting “management,” after “development,” each place it appears.

SEC. 4. DEFINITIONS.

(a) IN GENERAL.—Section 203 (33 U.S.C. 1122) is amended—

(1) in paragraph (4) by inserting “management,” after “development,”;

(2) in paragraph (11) by striking “advisory services” and inserting “extension services”; and

(3) in each of paragraphs (12) and (13) by striking “(33 U.S.C. 1126)”.

(b) REPEAL.—Section 307 of the Act entitled “An Act to provide for the designation of the Flower Garden Banks National Marine Sanctuary” (Public Law 102-251; 106 Stat. 66) is repealed.

SEC. 5. NATIONAL SEA GRANT COLLEGE PROGRAM.

(a) PROGRAM ELEMENTS.—Section 204(b) (33 U.S.C. 1123(b)) is amended—

(1) by amending paragraph (1) to read as follows:

“(1) sea grant programs that comprise a national sea grant college program network, including international projects conducted within such programs and regional and national projects conducted among such programs;”;

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

“(2) administration of the national sea grant college program and this title by the national sea grant office and the Administration;”;

(3) by amending paragraph (4) to read as follows:

“(4) any regional or national strategic investments in fields relating to ocean, coastal, and Great Lakes resources developed in consultation with the Board and with the approval of the sea grant colleges and the sea grant institutes.”.

(b) TECHNICAL CORRECTION.—Section 204(c)(2) (33 U.S.C. 1123(c)(2)) is amended by striking “Within 6 months of the date of enactment of the National Sea Grant College Program Reauthorization Act of 1998, the” and inserting “The”.

(c) FUNCTIONS OF DIRECTOR OF NATIONAL SEA GRANT COLLEGE PROGRAM.—Section 204(d) (33 U.S.C. 1123(d)) is amended—

(1) in paragraph (2)(A), by striking “long range”;

(2) in paragraph (3)(A)—

(A) by striking “(A)(i) evaluate” and inserting “(A) evaluate and assess”;

(B) by striking “activities; and” and inserting “activities;”; and

(C) by striking clause (ii); and

(3) in paragraph (3)(B)—

(A) by redesignating clauses (ii) through (iv) as clauses (iii) through (v), respectively, and by inserting after clause (i) the following:

“(ii) encourage collaborations among sea grant colleges and sea grant institutes to address regional and national priorities established under subsection (c)(1);”;

(B) in clause (iii) (as so redesignated) by striking “encourage” and inserting “ensure”;

(C) in clause (iv) (as so redesignated) by striking “and” after the semicolon;

(D) by inserting after clause (v) (as so redesignated) the following:

“(vi) encourage cooperation with Minority Serving Institutions to enhance collaborative research opportunities and increase

the number of such students graduating in NOAA science areas; and”.

SEC. 6. PROGRAM OR PROJECT GRANTS AND CONTRACTS.

Section 205 (33 U.S.C. 1124) is amended—

(1) by striking “204(c)(4)(F).” in subsection (a) and inserting “204(c)(4)(F) or that are appropriated under section 208(b).”; and

(2) by striking the matter following paragraph (3) in subsection (b) and inserting the following:

“The total amount that may be provided for grants under this subsection during any fiscal year shall not exceed an amount equal to 5 percent of the total funds appropriated for such year under section 212.”.

SEC. 7. EXTENSION SERVICES BY SEA GRANT COLLEGES AND SEA GRANT INSTITUTES.

Section 207(a) (33 U.S.C. 1126(a)) is amended in each of paragraphs (2)(B) and (3)(B) by striking “advisory services” and inserting “extension services”.

SEC. 8. FELLOWSHIPS.

Section 208(a) (33 U.S.C. 1127) is amended—

(1) by striking “Not later than 1 year after the date of the enactment of the National Sea Grant College Program Act Amendments of 2002, and every 2 years thereafter,” in subsection (a) and inserting “Every 2 years.”; and

(2) by adding at the end the following:

“(c) Restriction on Use of Funds.—Amounts available for fellowships under this section, including amounts accepted under section 204(c)(4)(F) or appropriated under section 212 to implement this section, shall be used only for award of such fellowships and administrative costs of implementing this section.”

SEC. 9. NATIONAL SEA GRANT ADVISORY BOARD.

(a) REDESIGNATION OF SEA GRANT REVIEW PANEL AS BOARD.—

(1) REDESIGNATION.—The sea grant review panel established by section 209 of the National Sea Grant College Program Act (33 U.S.C. 1128), as in effect before the date of the enactment of this Act, is redesignated as the National Sea Grant Advisory Board.

(2) MEMBERSHIP NOT AFFECTED.—An individual serving as a member of the sea grant review panel immediately before date of the enactment of this Act may continue to serve as a member of the National Sea Grant Advisory Board until the expiration of such member’s term under section 209(c) of such Act (33 U.S.C. 1128(c)).

(3) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to such sea grant review panel is deemed to be a reference to the National Sea Grant Advisory Board.

(4) CONFORMING AMENDMENTS.—

(A) IN GENERAL.—Section 209 (33 U.S.C. 1128) is amended by striking so much as precedes subsection (b) and inserting the following:

“SEC. 209. NATIONAL SEA GRANT ADVISORY BOARD.

“(a) ESTABLISHMENT.—There shall be an independent committee to be known as the National Sea Grant Advisory Board.”.

(B) DEFINITION.—Section 203(9) (33 U.S.C. 1122(9)) is amended to read as follows:

“(9) The term ‘Board’ means the National Sea Grant Advisory Board established under section 209.”;

(C) OTHER PROVISIONS.—The following provisions are each amended by striking “panel” each place it appears and inserting “Board”:

(i) Section 204 (33 U.S.C. 1123).

(ii) Section 207 (33 U.S.C. 1126).

(iii) Section 209 (33 U.S.C. 1128).

(b) DUTIES.—Section 209(b) (33 U.S.C. 1128(b)) is amended to read as follows:

“(b) DUTIES.—

“(1) IN GENERAL.—The Board shall advise the Secretary and the Director concerning—

“(A) strategies for utilizing the sea grant college program to address the Nation’s highest priorities regarding the understanding, assessment, development, management, utilization, and conservation of ocean, coastal, and Great Lakes resources;

“(B) the designation of sea grant colleges and sea grant institutes; and

“(C) such other matters as the Secretary refers to the Board for review and advice.

“(2) BIENNIAL REPORT.—The Board shall report to the Congress every two years on the state of the national sea grant college program. The Board shall indicate in each such report the progress made toward meeting the priorities identified in the strategic plan in effect under section 204(c). The Secretary shall make available to the Board such information, personnel, and administrative services and assistance as it may reasonably require to carry out its duties under this title.”.

(c) MEMBERSHIP, TERMS, AND POWERS.—Section 209(c)(1) (33 U.S.C. 1128(c)(1)) is amended—

(1) by inserting “coastal management,” after “resource management.”; and

(2) by inserting “management,” after “development.”.

(d) EXTENSION OF TERM.—Section 209(c)(3) (33 U.S.C. 1128(c)(3)) is amended by striking the second sentence and inserting the following: “The Director may extend the term of office of a voting member of the Board once by up to 1 year.”.

(e) ESTABLISHMENT OF SUBCOMMITTEES.—Section 209(c) (33 U.S.C. 1128(c)) is amended by adding at the end the following:

“(8) The Board may establish such subcommittees as are reasonably necessary to carry out its duties under subsection (b). Such subcommittees may include individuals who are not Board members.”.

SEC. 10. AUTHORIZATION OF APPROPRIATIONS.

Section 212 of the National Sea Grant College Program Act (33 U.S.C. 1131) is amended—

(1) by striking subsection (a)(1) and inserting the following: “

“(1) IN GENERAL.—There are authorized to be appropriated to the Secretary to carry out this title—

“(A) \$72,000,000 for fiscal year 2009;

“(B) \$75,600,000 for fiscal year 2010;

“(C) \$79,380,000 for fiscal year 2011;

“(D) \$83,350,000 for fiscal year 2012;

“(E) \$87,520,000 for fiscal year 2013; and

“(F) \$91,900,000 for fiscal year 2014.”;

(2) in subsection (a)(2)—

(A) by striking “fiscal years 2003 through 2008—” and inserting “fiscal years 2009 through 2014—”;

(B) by striking “biology and control of zebra mussels and other important aquatic” in subparagraph (A) and inserting “biology, prevention, and control of aquatic”; and

(C) by striking “blooms, including *Pfiesteria piscicida*; and” in subparagraph (C) and inserting “blooms; and”;

(3) in subsection (c)(1) by striking “rating under section 204(d)(3)(A)” and inserting “performance assessments”; and

(4) by striking subsection (c)(2) and inserting the following:

“(2) regional or national strategic investments authorized under section 204(b)(4);”.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill (H.R. 5618), as amended, was read the third time, and passed.

AIR CARRIAGE OF INTERNATIONAL MAIL ACT

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the Committee on Homeland Security and Governmental Affairs be discharged from further consideration of S. 3536 and that the Senate proceed to its immediate consideration.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 3536) to amend section 5402 of title 39, United States Code, to modify the authority relating to United States Postal Service air transportation contracts, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. WHITEHOUSE. Mr. President, I ask unanimous consent that the bill be read a third time and passed, the motion to reconsider be laid upon the table, with no intervening action or debate, and that any statements related thereto be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 3536) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3536

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 “Air Carriage of International Mail Act”.

SEC. 2. AIR CARRIAGE OF INTERNATIONAL MAIL.

(a) CONTRACTING AUTHORITY.—Section 5402 of title 39, United States Code, is amended by striking subsections (b) and (c) and inserting the following:

“(b) INTERNATIONAL MAIL.—

“(1) IN GENERAL.—

“(A) Except as otherwise provided in this subsection, the Postal Service may contract for the transportation of mail by aircraft between any of the points in foreign air transportation only with certificated air carriers. A contract may be awarded to a certificated air carrier to transport mail by air between any of the points in foreign air transportation that the Secretary of Transportation has authorized the carrier to serve either directly or through a code-share relationship with one or more foreign air carriers.

“(B) If the Postal Service has sought offers or proposals from certificated air carriers to transport mail in foreign air transportation between points, or pairs of points within a geographic region or regions, and has not received offers or proposals that meet Postal Service requirements at a fair and reasonable price from at least 2 such carriers, the Postal Service may seek offers or proposals from foreign air carriers. Where service in foreign air transportation meeting the Postal Service’s requirements is unavailable at a fair and reasonable price from at least 2 certificated air carriers, either directly or through a code-share relationship with one or more foreign air carriers, the Postal Service may contract with foreign air carriers to provide the service sought if, when the Postal Service seeks offers or proposals from foreign air carriers, it also seeks an offer or proposal to provide that service from any certificated air carrier providing service between those points, or pairs of points within a geographic region or regions, on the same