

112TH CONGRESS
1ST SESSION

H. R. 3034

To amend the Federal Water Pollution Control Act to establish a San Francisco Bay restoration grant program.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 22, 2011

Ms. SPEIER (for herself, Ms. ESHOO, Mr. GARAMENDI, Mr. HONDA, Ms. LEE of California, Mr. MCNERNEY, Mr. GEORGE MILLER of California, Ms. PELOSI, Mr. STARK, Mr. THOMPSON of California, Ms. WOOLSEY, and Ms. ZOE LOFGREN of California) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend the Federal Water Pollution Control Act to establish a San Francisco Bay restoration grant program.

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 “San Francisco Bay
5 Restoration Act of 2011”.

1 **SEC. 2. SAN FRANCISCO BAY RESTORATION GRANT PRO-**
2 **GRAM.**

3 Title I of the Federal Water Pollution Control Act
4 (33 U.S.C. 1251 et seq.) is amended by adding at the end
5 the following:

6 **“SEC. 123. SAN FRANCISCO BAY RESTORATION GRANT PRO-**
7 **GRAM.**

8 “(a) DEFINITIONS.—In this section:

9 “(1) ANNUAL PRIORITY LIST.—The term ‘an-
10 nual priority list’ means the annual priority list com-
11 piled under subsection (b).

12 “(2) COMPREHENSIVE PLAN.—The term ‘com-
13 prehensive plan’ means—

14 “(A) the comprehensive conservation and
15 management plan approved under section 320
16 for the San Francisco Bay estuary; and

17 “(B) any amendments to that plan.

18 “(3) ESTUARY PARTNERSHIP.—The term ‘Es-
19 tuary Partnership’ means the San Francisco Estu-
20 ary Partnership, the entity that is designated as the
21 management conference under section 320.

22 “(b) ANNUAL PRIORITY LIST.—

23 “(1) IN GENERAL.—After providing public no-
24 tice, the Administrator shall annually compile a pri-
25 ority list identifying and prioritizing the activities,

1 projects, and studies intended to be funded with the
2 amounts made available under subsection (c).

3 “(2) INCLUSIONS.—The annual priority list
4 compiled under paragraph (1) shall include—

5 “(A) activities, projects, or studies that ad-
6 vance the goals and objectives of the approved
7 comprehensive plan;

8 “(B) information on the activities, projects,
9 or studies specified under subparagraph (A), in-
10 cluding a description of—

11 “(i) the identities of the financial as-
12 sistant recipients; and

13 “(ii) the communities to be served;
14 and

15 “(C) the criteria and methods established
16 by the Administrator for selection of activities,
17 projects, and studies.

18 “(3) CONSULTATION.—In developing the pri-
19 ority list under paragraph (1), the Administrator
20 shall consult with and consider the recommendations
21 of—

22 “(A) the Estuary Partnership;

23 “(B) the State of California and affected
24 local governments in the San Francisco Bay es-
25 tuary watershed; and

1 “(C) any other relevant stakeholder in-
2 volved with the protection and restoration of
3 the San Francisco Bay estuary that the Admin-
4 istrator determines to be appropriate.

5 “(c) GRANT PROGRAM.—

6 “(1) IN GENERAL.—Pursuant to section 320,
7 the Administrator may provide funding through co-
8 operative agreements, grants, or other means to
9 State and local agencies, special districts, and public
10 or nonprofit agencies, institutions, and organiza-
11 tions, including the Estuary Partnership, for activi-
12 ties, studies, or projects identified on the annual pri-
13 ority list.

14 “(2) MAXIMUM AMOUNT OF GRANTS; NON-FED-
15 ERAL SHARE.—

16 “(A) MAXIMUM AMOUNT OF GRANTS.—
17 Funding provided to any individual or entity
18 under this section for a fiscal year shall not ex-
19 ceed an amount equal to 75 percent of the total
20 cost of eligible activities that are to be carried
21 out using such funds.

22 “(B) NON-FEDERAL SHARE.—The non-
23 Federal share of the total cost of any eligible
24 activities that are carried out using funds pro-
25 vided under this section shall be—

1 “(i) not less than 25 percent; and

2 “(ii) provided from non-Federal
3 sources.

4 “(d) FUNDING.—

5 “(1) AUTHORIZATION OF APPROPRIATIONS.—

6 There is authorized to be appropriated to the Ad-
7 ministrator to carry out this section \$20,000,000 for
8 each of fiscal years 2012 through 2016.

9 “(2) ADMINISTRATIVE EXPENSES.—Of the
10 amount made available to carry out this section for
11 a fiscal year, the Administrator shall use not more
12 than 5 percent to pay administrative expenses in-
13 curred in carrying out this section.

14 “(3) RELATIONSHIP TO OTHER FUNDING.—

15 Nothing in this section shall limit the eligibility of
16 the Estuary Partnership to receive funding under
17 section 320(g).

18 “(4) PROHIBITION.—No funding made available
19 under subsection (c) may be used for the adminis-
20 tration of a management conference under section
21 320.”.

○