

[STAFF WORKING DRAFT]

AUGUST 1, 2011

112TH CONGRESS
1ST SESSION

S. _____

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

IN THE SENATE OF THE UNITED STATES

AUGUST __, 2011

Mr. ROCKEFELLER introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the provisions of 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 of 2011”.

1 **SEC. 2. AMENDMENT OF FEDERAL AID IN FISH RESTORA-**
2 **TION ACT.**

3 Except as otherwise expressly provided, whenever in
4 this Act an amendment or repeal is expressed in terms
5 of an amendment to, or repeal of, a section or other provi-
6 sion, the reference shall be considered to be made to a
7 section or other provision of the Federal Aid in Fish Res-
8 toration Act (16 U.S.C. 777 et seq.).

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

10 Section 4 (16 U.S.C. 777c) is amended—

11 (1) in subsection (a), by striking “of fiscal
12 years 2006 through 2011,” and inserting “fiscal
13 year through 2017,”;

14 (2) in subsection (b)(1)—

15 (A) in subparagraph (A), by striking “of
16 fiscal years 2006 through 2011,” and inserting
17 “fiscal year through 2017,”;

18 (B) in subparagraph (B)—

19 (i) in clause (i), by striking “each of
20 fiscal years 2001 and 2002, \$9,000,000;”
21 and inserting “fiscal year 2012,
22 \$11,481,000;”;

23 (ii) in clause (ii), by striking “2003,
24 \$8,212,000;” and inserting “2013,
25 \$11,870,000;” and

1 (iii) in clause (iii), by striking “2004”
2 and inserting “2014”; and
3 (C) by adding at the end the following:

4 “(C) SET-ASIDE FOR BOATING SAFETY.—

5 “(i) From the annual appropriation
6 made in accordance with section 3, for
7 each fiscal year through 2017, the Sec-
8 retary shall transfer to the Secretary of
9 the department in which the Coast Guard
10 is operating—

11 “(I) \$6,500,000 for the purposes
12 set forth in section 13107(c) of title
13 46, United States Code;

14 “(II) \$200,000 to fund the Na-
15 tional Boating Safety Advisory Coun-
16 cil established under section 13110 of
17 Title 46, United States Code; and

18 “(III) not less than \$6,000,000
19 for national boating safety activities
20 of national nonprofit public service or-
21 ganizations, and such sums made
22 available for allocation and distribu-
23 tion shall remain available until ex-
24 pended.

1 “(ii) The amounts specified in clause
2 (i) for a fiscal year may not be included in
3 the amount of the annual appropriation
4 distributed under subsection (a) for the fis-
5 cal year.”;

6 (3) in subsection (b)(2)(B), by striking “sub-
7 section (e)” and inserting “subsection (c)”; and

8 (4) in subsection (e)—

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

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

13 “(2) MAXIMUM AMOUNT.—For fiscal year
14 2012, the Secretary of the Interior may use not
15 more than \$1,200,000 in accordance with paragraph
16 (1). For each fiscal year thereafter, the maximum
17 amount that the Secretary of the Interior may use
18 in accordance with paragraph (1) shall be deter-
19 mined pursuant to paragraph (3).”; and

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

21 “(3) ANNUAL ADJUSTED MAXIMUM AMOUNT.—
22 The maximum amount referred to in paragraph 2
23 for fiscal year 2013 and each fiscal year thereafter
24 shall be the sum of—

1 “(A) the available maximum amount for
2 the preceding fiscal year; and

3 “(B) the amount determined by multi-
4 plying—

5 “(i) the available maximum amount
6 for the preceding fiscal year; and

7 “(ii) the change, relative to the pre-
8 ceding fiscal year, in the Consumer Price
9 Index for All Urban Consumers published
10 by the Department of Labor.”.

11 **SEC. 4. EXTENSION OF EXCEPTION TO LIMITATION ON**
12 **TRANSFERS TO FUND.**

13 Section 9504(d)(2) of the Internal Revenue Code of
14 1986 is amended by striking “2011,” and inserting
15 “2017,”.

16 **SEC. 5. RECREATIONAL BOATING SAFETY.**

17 Section 13107 of title 46, United States Code, is
18 amended—

19 (1) in subsection (a)(2), by striking “two” and
20 inserting “1.5”; and

21 (2) in subsection (c)(1)—

22 (A) by striking “subsection (a)(2)” and in-
23 serting “subsection (b)”;

24 (B) by striking “(16 U.S.C. 777c(a)(2)),”
25 and inserting “(16 U.S.C. 777c(b)),”; and

1 (C) by striking “\$5,500,000” and inserting
2 “\$6,500,000”.

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