

104<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1209

To amend the Federal Water Pollution Control Act to coordinate and promote Great Lakes activities, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 1995

Mr. QUINN (for himself and Mr. LATOURETTE) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Federal Water Pollution Control Act to coordinate and promote Great Lakes activities, 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 “Great Lakes Federal  
5 Effectiveness Act”.

6 **SEC. 2. GREAT LAKES RESEARCH COUNCIL.**

7 (a) IN GENERAL.—Section 118 of the Federal Water  
8 Pollution Control Act (33 U.S.C. 1268) is amended—

1 (1) in subsection (a)(3)—

2 (A) by striking subparagraph (E) and in-  
3 serting the following:

4 “(E) ‘Council’ means the Great Lakes Re-  
5 search Council established by subsection  
6 (d)(1);”;

7 (B) in subparagraph (I), by striking “and”  
8 at the end;

9 (C) in subparagraph (J), by striking the  
10 period at the end and inserting “; and”; and

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

12 “(K) ‘Great Lakes research’ means the ap-  
13 plication of scientific or engineering expertise to  
14 explain, understand, and predict a physical,  
15 chemical, biological, or socioeconomic process,  
16 or the interaction of 1 or more of the processes,  
17 in the Great Lakes ecosystem.”;

18 (2) by striking subsection (d) and inserting the  
19 following:

20 “(d) GREAT LAKES RESEARCH COUNCIL.—

21 “(1) ESTABLISHMENT OF COUNCIL.—There is  
22 established a Great Lakes Research Council.

23 “(2) DUTIES OF COUNCIL.—The Council  
24 shall—

1           “(A) advise and promote the coordination  
2 of Federal Great Lakes research activities to  
3 avoid unnecessary duplication and ensure great-  
4 er effectiveness in achieving protection of the  
5 Great Lakes ecosystem through the goals of the  
6 Great Lakes Water Quality Agreement;

7           “(B) not later than 1 year after the date  
8 of the enactment of this subparagraph and bi-  
9 ennially thereafter, after providing opportunity  
10 for public review and comment, prepare and  
11 provide to interested parties a document that  
12 includes—

13               “(i) an assessment of the Great Lakes  
14 research activities needed to fulfill the  
15 goals of the Great Lakes Water Quality  
16 Agreement;

17               “(ii) an assessment of Federal exper-  
18 tise and capabilities in the activities needed  
19 to fulfill the goals of the Great Lakes  
20 Water Quality Agreement, including an in-  
21 ventory of Federal Great Lakes research  
22 programs, projects, facilities, and person-  
23 nel; and

24               “(iii) recommendations for long-term  
25 and short-term priorities for Federal Great

1           Lakes research, based on a comparison of  
2           the assessment conducted under clause (i)  
3           and the assessment conducted under clause  
4           (ii);

5           “(C) identify topics for and participate in  
6           meetings, workshops, symposia, and conferences  
7           on Great Lakes research issues;

8           “(D) make recommendations for the uni-  
9           form collection of data for enhancing Great  
10          Lakes research and management protocols re-  
11          lating to the Great Lakes ecosystem;

12          “(E) advise and cooperate in—

13                  “(i) improving the compatible integra-  
14                  tion of multimedia data concerning the  
15                  Great Lakes ecosystem; and

16                  “(ii) any effort to establish a com-  
17                  prehensive multimedia data base for the  
18                  Great Lakes ecosystem; and

19          “(F) ensure that the results, findings, and  
20          information regarding Great Lakes research  
21          programs conducted or sponsored by the Fed-  
22          eral Government are disseminated in a timely  
23          manner, and in useful forms, to interested per-  
24          sons, using to the maximum extent practicable  
25          mechanisms in existence on the date of the dis-

1           semination, such as the Great Lakes Research  
2           Inventory prepared by the International Joint  
3           Commission.

4           “(3) MEMBERSHIP.—

5                   “(A) IN GENERAL.—The Council shall con-  
6           sist of 1 research manager with extensive  
7           knowledge of, and scientific expertise and expe-  
8           rience in, the Great Lakes ecosystem from each  
9           of the following agencies and instrumentalities:

10                           “(i) The Agency.

11                           “(ii) The National Oceanic and At-  
12           mospheric Administration.

13                           “(iii) The National Biological Service.

14                           “(iv) The United States Fish and  
15           Wildlife Service.

16                           “(v) Any other Federal agency or in-  
17           strumentality that expends \$1,000,000 or  
18           more for a fiscal year on Great Lakes re-  
19           search.

20                           “(vi) Any other Federal agency or in-  
21           strumentality that a majority of the Coun-  
22           cil membership determines should be rep-  
23           resented on the Council.

24                           “(B) NONVOTING MEMBERS.—At the re-  
25           quest of a majority of the Council membership,

1 any person who is a representative of a Federal  
2 agency or instrumentality not described in sub-  
3 paragraph (A) or any person who is not a Fed-  
4 eral employee may serve as a nonvoting member  
5 of the Council.

6 “(4) CHAIRPERSON.—The chairperson of the  
7 Council shall be a member of the Council from an  
8 agency specified in clause (i), (ii), or (iii) of para-  
9 graph (3)(A) who is elected by a majority vote of the  
10 members of the Council. The chairperson shall serve  
11 as chairperson for a period of 2 years. A member of  
12 the Council may not serve as chairperson for more  
13 than 2 consecutive terms.

14 “(5) EXPENSES.—While performing official du-  
15 ties as a member of the Council, a member shall be  
16 allowed travel or transportation expenses under sec-  
17 tion 5703 of title 5, United States Code.

18 “(6) INTERAGENCY COOPERATION.—The head  
19 of each Federal agency or instrumentality that is  
20 represented on the Council—

21 “(A) shall cooperate with the Council in  
22 implementing the recommendations developed  
23 under paragraph (2);

24 “(B) may, on written request of the chair-  
25 person of the Council, make available, on a re-

1           imbursable basis or otherwise, such personnel,  
2           services, or facilities as may be necessary to as-  
3           sist the Council in carrying out the duties of  
4           the Council under this section; and

5           “(C) shall, on written request from the  
6           chairperson, furnish data or information nec-  
7           essary to carry out the duties of the Council  
8           under this section.

9           “(7) INTERNATIONAL COOPERATION.—The  
10          Council shall cooperate, to the maximum extent  
11          practicable, with the research coordination efforts of  
12          the Council of Great Lakes Research Managers of  
13          the International Joint Commission.

14          “(8) REIMBURSEMENT FOR REQUESTED ACTIVI-  
15          TIES.—Each Federal agency or instrumentality rep-  
16          resented on the Council may reimburse another Fed-  
17          eral agency or instrumentality or a non-Federal en-  
18          tity for costs associated with activities authorized  
19          under this subsection that are carried out by the  
20          other agency, instrumentality, or entity at the re-  
21          quest of the Council.

22          “(9) FEDERAL ADVISORY COMMITTEE ACT.—  
23          The Federal Advisory Committee Act (5 U.S.C.  
24          App.) shall not apply to the Council.

1           “(10) EFFECT ON OTHER LAW.—Nothing in  
2 this subsection affects the authority of any Federal  
3 agency or instrumentality, under any law, to under-  
4 take Great Lakes research activities.”;

5           (3) in subsection (e)—

6           (A) in paragraph (1), by striking “the Pro-  
7 gram Office and the Research Office shall pre-  
8 pare a joint research plan” and inserting “the  
9 Program Office, in consultation with the Coun-  
10 cil, shall prepare a research plan”; and

11           (B) in paragraph (3)(A), by striking “the  
12 Research Office, the Agency for Toxic Sub-  
13 stances and Disease Registry, and Great Lakes  
14 States” and inserting “the Council, the Agency  
15 for Toxic Substances and Disease Registry, and  
16 Great Lakes States,”; and

17           (4) in subsection (h)—

18           (A) in paragraph (1), by adding “and” at  
19 the end;

20           (B) in paragraph (2), by striking “; and”  
21 and inserting a period; and

22           (C) by striking paragraph (3).

23           (b) CONFORMING AMENDMENT.—The second sen-  
24 tence of section 403(a) of the Marine Protection, Re-  
25 search, and Sanctuaries Act of 1972 (16 U.S.C. 1447b(a))

1 is amended by striking “Great Lakes Research Office au-  
2 thorized under” and inserting “Great Lakes Research  
3 Council established by”.

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