

## STAFF SUMMARY OF FEDERAL LEGISLATION IN THE 116<sup>TH</sup> U.S. CONGRESS

A summary of recent Federal legislation is provided below (see table below for full summary). Full text of these bills, with background information and current status, can be found at the Library of Congress website (<http://thomas.gov>) or at <http://govtrack.us>.

No bills were signed into law between the April and June Council meetings, and the Council has not received any requests for comment.

### ***Updates on Previously Discussed Bills***

The status of the following bills, which were highlighted as being of interest to the Council, has not changed since the April meeting.

- FISH Act (HR 548), Calvert
- Water Rights Protection Act (HR 579), Tipton
- Shark Fin Sales Elimination Act (HR 737), Sablan
- Forage Fish Conservation Act (HR 2236), Dingell
- American Fisheries Advisory Committee Act (S 494), Sullivan
- Driftnet Modernization and Bycatch Reduction Act (S 905/HR 1979), Feinstein/Lieu

### ***New Bills and Bills that Have Moved Forward***

#### **Columbia River In-Lieu and Treaty Fishing Access Sites Improvement Act (S 50/HR 91)**

- Introduced by Jeff Merkley and Earl Blumenauer (D-OR).
- HR 91 passed House on April 29. (73%)

Authorizes Interior to assess and improve sanitation and safety conditions at Bureau of Indian Affairs facilities that were constructed to provide Columbia River Treaty tribes access to traditional fishing grounds.

#### **Coastal Communities Ocean Acidification Act (S 778/HR 1716)**

- Introduced by Lisa Murkowski (R-AK) and Chellie Pingree (D-ME) on March 13.
- HR 1716 reported by committee on May 1. (22%)

Directs Commerce, acting through NOAA, to conduct coastal community vulnerability assessments related to ocean acidification.

#### **Maritime SAFE Act (S 1269)**

- Introduced by Roger Wicker (R-MS) on May 1. (9%)
- Full text and chance of passage not yet available.

Aims to address the threat to national security from illegal, unreported and unregulated (IUU) fishing and associated illegal activity and to prevent the illegal trade of seafood and seafood products.

### **Untitled (S 1410)**

- Introduced by Ed Markey (D-MA) on May 9.
- Text and chance of passage not yet available.

Amends the Federal share of fishing safety standards grants.

### **National Estuaries and Acidification Research Act (HR 988)**

- Introduced by Bill Posey (R-FL) on February 6.
- Reported by committee on May 1. (27%)

Directs the Ocean Studies Board to examine impacts of ocean acidification and other stressors in marine environments.

### **Arctic Cultural and Coastal Plain Protection Act (HR 1146)**

- Introduced by Jared Huffman (D-CA) on February 11.
- Reported by committee on May 1. (24%)

Amends the Tax Cuts and Jobs Act to repeal the Arctic National Wildlife Refuge oil and gas program.

### **COAST Research Act (HR 1237)**

- Introduced by Suzanne Bonamici (D-OR) on February 14.
- Reported by committee on May 1. (17%)

Establishes an Ocean Acidification Advisory Board, expands research on ocean acidification, and establishes a data archive system for ocean acidification data.

### **Coastal Communities Ocean Acidification Act (HR 1716)**

- Introduced by Chellie Pingree (D-ME) on March 13.
- Reported by committee on May 1 (22%).

Directs Commerce (through NOAA) to conduct coastal community vulnerability assessments related to ocean acidification.

### **Northwest California Wilderness, Recreation, and Working Forests Act (HR 2250)**

- Introduced by Jared Huffman (D-CA) on April 10. (3%)

Provides for restoration, economic development, recreation, and conservation on Federal lands in Northern California.

### **Climate Change Education Act (HR 2349)**

- Introduced by Debbie Dingell (D-MI) on April 22. (3%)

Authorizes NOAA to establish a Climate Change Education Program.

**Marine Oil Spill Prevention Act (HR 2352)**

- Introduced by Debbie Wasserman Schultz (D-FL) on April 22. (3%)

Aims to improve the ability of NOAA, the Coast Guard, and coastal states to sustain healthy ocean and coastal ecosystems by maintaining and sustaining their capabilities relating to oil spill preparedness, prevention, and response.

**Untitled (HR 2748)**

- Introduced by Matt Cartright (D-PA) on May 15.
- Full text and chance of passage not yet available.

Aims to establish an integrated approach to respond to ongoing and expected effects of extreme weather and climate change by protecting, managing, and conserving the fish, wildlife, and plants of the United States, and to maximize Government efficiency and reduce costs, in cooperation with State, local, and Tribal governments and other entities.

## House and Senate Bills by Topic

Bills that were introduced or reported by committee since the April Council meeting are bolded. All other bills were presented in April and have not yet been reported by committee. Figures in percentages (x%) are the bill's chance of passage as assigned by Skopos Labs based on bill text, number of similar bills, committee activity, sponsors, and other factors as of May 23, 2019.

Topic	Number	Name	Sponsor	Status	Notes
Administration	<b>S 1410</b>	A bill to amend the Federal share of the fishing safety standards grants	Markey (D-MA)	Introduced 5/9/19.	Text not yet available (5/23)
Algal blooms	HR 414	Protecting Local Communities from Harmful Algal Blooms Act	Rooney (R-FL)	Introduced 1/9/19.	Includes algal bloom in the definition of a “major disaster.” (4%)
California water	S 316	Sacramento-San Joaquin Delta National Heritage Area Act	Feinstein (D-CA)	Enacted as part of S. 47 (discussed in April)	Establishes the Sacramento-San Joaquin Delta National Heritage Area.
Climate change	HR 330	Climate Solutions Act	Lieu (D-CA)	Introduced 2/13/19.	Creates a national renewable energy standard and a national energy efficiency standard. (3%)
	HR 1317	Coastal Communities Adaptation Act	Rouda (D-CA)	Introduced 2/22/19.	Aims to improve the resilience of the built and natural environment to natural disasters and climate change using, among other measures, natural and nature-based features. (3%)
	<b>HR 1716</b>	Coastal Communities Ocean Acidification Act	Pingree (D-ME)	Introduced 3/13/19. Reported by committee 5/1.	Directs Commerce (NOAA) to conduct coastal community vulnerability assessments related to ocean acidification. (22%)
	<b>HR 2349</b>	Climate Change Education Act	Dingell (D-MI)	Introduced 4/22/19.	Authorizes NOAA to establish a Climate Change Education Program. (3%)

Topic	Number	Name	Sponsor	Status	Notes
Climate change	HR 2748	Untitled	Cartright (D-PA)	Introduced 5/15/19.	Aims to establish an integrated approach to respond to ongoing and expected effects of extreme weather and climate change by protecting, managing, and conserving the fish, wildlife, and plants of the United States, and to maximize Government efficiency and reduce costs, in cooperation with State, local, and Tribal governments and other entities. (Full text not available)
Driftnets	S 906/ HR 1979	Driftnet Modernization and Bycatch Reduction Act	Feinstein (D-CA), Lieu (D-CA)	Introduced 3/27/19. Reported by committee 4/3/19.	Extends California state regulations regarding driftnets to all Federal waters within five years. Authorizes NOAA to help fishermen transition. (27%)
ESA	HR 30	Saving America's Endangered Species Act (SAVES Act)	Gohmert (R-TX)	Introduced 1/3/19.	Amends the ESA to provide that nonnative species are not treated as threatened or endangered species under the Act.
	S 502	State, Tribal, and Local Species Transparency and Recovery Act	Enzi (R-WY)	Introduced 2/14/19.	Amends the ESA to require disclosure to states of the basis of determinations under such Act, to ensure use of information provided by State, Tribal, and county governments in decision-making under such Act. (5%)
Fishing businesses	HR 629	Maritime Lien Reform Act	Young (R-AK)	Introduced 1/16/19.	Prohibits liens on fishing permits and vessels. (3%)
Forage fish	HR 2236	Forage Fish Conservation Act	Dingell (D-MI)	Introduced 4/10/19.	Defines forage fish; makes changes to MSA; requires SSC to make recommendations about providing sufficient abundance of forage fish to support their role in marine ecosystems; ACLs must take forage needs into account. (3%)
Habitat	S 261	North American Wetlands Conservation Extension Act	Heinrich (D-NM)	Introduced 1/29/19.	Extends the authorization of appropriations for allocation to carry out approved wetlands conservation projects under the North American Wetlands Conservation Act through fiscal year 2024. (45%)
Habitat	S 754/ HR 1747	National Fish Habitat Conservation Through Partnerships Act	Crapo (R-ID), Wittman (R-VA)	Introduced 3/12/19.	Encourages partnerships among public agencies and other interested persons to promote fish conservation. (5%)

Topic	Number	Name	Sponsor	Status	Notes
IUU fisheries	S 1269	Maritime SAFE Act	Wicker (R-MS)	Introduced 5/1/19.	Aims to address the threat to national security from IUU fishing and associated illegal activity and to prevent the illegal trade of seafood and seafood products. (9%)
Marine mammals	HR 864	Wildlife Conservation and Anti-Trafficking Act	Garamendi (D-CA)	Introduced 1/30/19.	Fines from IUU fisheries enforcement must be used for fisheries enforcement. (16%)
Monuments	HR 1664	National Monument Creation and Protection Act	Bishop (R-UT)	Introduced 3/11/19.	Limits size and location of national monuments. (Govtrack give this a 98% chance of passage, but it seems unlikely that it would pass the House).
National Environmental Policy Act	HR 363	REBUILD Act	Calvert (R-CA)	Introduced 1/9/19.	Amends NEPA to allow states to take over Federal environmental review responsibilities. (3%)
Ocean acidification	S 778/HR 1716	Coastal Communities Ocean Acidification Act	Murkowski (R-AK), Pingree (D-ME)	Introduced 3/13/19. HR 1716 reported by committee 5/1.	Directs Commerce, acting through NOAA, to conduct coastal community vulnerability assessments related to ocean acidification. (22%)
	HR 988	National Estuaries and Acidification Research Act of 2019	Posey (R-FL)	Introduced 2/6/19. Reported by committee 5/1.	Directs the Ocean Studies Board to examine impacts of ocean acidification and other stressors in marine environments. (27%)
	HR 1921	Ocean Acidification Innovation Act	Kilmer (D-WA)	Introduced 3/27/19.	Establishes prize competitions for innovation or adaptation management development relating to ocean acidification. (3%)
Oil and gas	HR 279	California Clean Coast Act	Carbajal (D-CA)	Introduced 1/8/19.	Permanently prohibits oil and gas leasing off the coast of the State of California. (3%)
	HR 309	Stop Arctic Ocean Drilling Act of 2019	Huffman (D-CA)	Introduced 1/8/19.	Prohibits drilling in the Arctic Ocean. (3%)
	HR 310	West Coast Ocean Protection Act	Huffman (D-CA)	Introduced 1/8/19.	Prohibits offshore drilling off the west coast. (3%)
	HR 1146	Arctic Cultural and Coastal Plain Protection Act	Huffman (D-CA)	Introduced 2/11/19. Reported by committee 5/1.	Amends the Tax Cuts and Jobs Act to repeal the Arctic National Wildlife Refuge oil and gas program. (24%)

Topic	Number	Name	Sponsor	Status	Notes
Oil and gas	HR 2352	Marine Oil Spill Prevention Act	Wasserman Schultz (D-FL)	Introduced 4/22/19.	Aims to improve the ability of NOAA, the Coast Guard, and coastal states to sustain healthy ocean and coastal ecosystems by maintaining and sustaining their capabilities relating to oil spill preparedness, prevention, and response. (3%)
	HR 1941	Coastal and Marine Economies Protection Act	Cunningham (D-SC)	Introduced 3/28/19.	Amends the Outer Continental Shelf Lands Act to prohibit the Secretary of the Interior including in any leasing program certain planning areas. (3%)
Other	S 268/ HR 872	WILD Act	Barrasso (R-WY), Lowenthal (D-CA)	Signed into law as part of S 47.	Reauthorizes the Partners for Fish and Wildlife Program and other funds, establishes prize competitions relating to the prevention of wildlife poaching and trafficking, management of invasive species, etc; amends the Marine Turtle Conservation Act to modify the protections provided by that Act.
Public lands	HR 1225	Restore Our Parks and Public Lands Act	Bishop (R-UT)	Introduced 2/14/19.	Establishes a National Park Service and Public Lands Legacy Restoration Fund to address the maintenance backlog of the National Park Service, Fish and Wildlife Service, BLM, and Bureau of Indian Education. (9%)
	HR 2250	Northwest California Wilderness, Recreation, and Working Forests Act	Huffman (D-CA)	Introduced 4/10/19.	Provides for restoration, economic development, recreation, and conservation on Federal lands in Northern California. (3%)
	S 827	Northern Rockies Ecosystem Protection Act	Whitehouse (D-RI)	Introduced 3/14/19.	Designates certain National Forest System and state land as wilderness, and establishes wild and scenic rivers, wildland recovery areas, and biological connecting corridors. (5%)
Regulations, Jurisdiction	S 92	Regulations from the Executive in Need of Scrutiny Act	Paul (R-KY)	Introduced 1/10/19.	Amends U.S. code to provide that major rules of the executive branch shall have no force or effect unless a joint resolution of approval is enacted into law. (34%)
	S 395	Providing Accountability Through Transparency Act	Lankford (R-OK)	Introduced 2/7/19. Reported by committee 2/13 and 3/25.	Requires each agency, in providing notice of a rule making, to include a link to a 100 word plain language summary of the proposed rule. (25%)

Topic	Number	Name	Sponsor	Status	Notes
Regulations, Jurisdiction	HR 548	FISH Act	Calvert (R-CA)	Introduced 1/15/19.	Amends the ESA to vest in the Secretary of the Interior certain functions with respect to anadromous fish. The Council commented on this in the past. (Govtrack give this an 83% chance of passage, but it seems unlikely that it would pass the House).
Salmon (GMO)	S 282/ HR 1103	Genetically Engineered Salmon Labeling Act	Murkowski (R-AK), Young (R-AK)	Introduced 1/30/19.	Amends the market name of genetically altered salmon in the US. (5%)
	HR 1104	Untitled	Young (R-AK)	Introduced 2/9/19.	Amends the Federal Food, Drug, and Cosmetic Act to require labeling of GMO fish. (5%)
	HR 1105	Prevention of Escapement of Genetically Altered Salmon in the United States Act	Young (R-AK)	Introduced 2/7/19.	To prevent the escapement of GMO salmon. (5%)
Salmon habitat	S 82/ HR 993/ HR 1056	Frank and Jeanne Moore Wild Steelhead Special Management Area Designation Act	Wyden (D-OR)	Signed into law as part of S 47.	
	HR 992	Southwestern Oregon Watershed and Salmon Protection Act	deFazio (D-OR)	Introduced 2/6/19.	Withdraws certain land located in Curry County and Josephine County from mining and geothermal leasing activity. (3%)
Salmon habitat, California water, public lands, recreational access	S 47	John D. Dingell, Jr. Conservation, Management, and Recreation Act	Murkowski (R-AK)	Signed into law.	Relates to a variety of specific land conveyances and exchanges, public land and National Forest management, wilderness designations and withdrawals, and other matters. (Signed into law)
Saltonstall-Kennedy	S 494	American Fisheries Advisory Committee Act	Sullivan (R-AK)	Introduced 2/14/19. Reported by committee 4/3.	Establishes the American Fisheries Advisory Committee to assist in the awarding of fisheries research and development grants. (56%)
Science	S 775/ HR 1709	Scientific Integrity Act	Schatz (D-HI), Tonko (D-NY)	Introduced 3/13/19.	Amends the America COMPETES Act to require certain agencies to develop scientific integrity policies. (32%)



Topic	Number	Name	Sponsor	Status	Notes
Science	S 914	Coordinated Ocean Observations and Research Act	Wicker (R-MS)	Introduced 3/27/19. Reported by committee 4/3.	Reauthorizes the Integrated Coastal and Ocean Observation System Act to clarify NOAA's authority with respect to post-storm assessments, and to require the establishment of a National Water Center. (59%)
	S 933	BLUE GLOBE Act (monitoring)	Whitehouse (D-RI)	Introduced 3/28/19.	Aims to improve data collection and monitoring of the Great Lakes, oceans, bays, estuaries, and coasts. (39%)
	S 1069/ HR 2189	Digital Coast Act	Baldwin (D-WI), Ruppersberger (D-MD)	Introduced 4/9/19.	Requires Commerce (NOAA) to establish a constituent-driven program to provide a digital information platform capable of efficiently integrating coastal data with decision-support tools, training, and best practices and to support collection of priority coastal geospatial data to inform and improve local, State, regional, and Federal capacities to manage the coastal region. (7%)
	HR 1237	COAST Research Act	Bonamici (D-OR)	Introduced 2/14/19. Reported by committee 5/1	Establishes an Ocean Acidification Advisory Board, expands research on ocean acidification, establishes a data archive system for ocean acidification data. (17%)
	HR 1314	Integrated Coastal and Ocean Observation System Act Amendments of 2019	Young (R-AK)	Introduced 3/19/19.	Reauthorizes the Integrated Coastal and Ocean Observation System Act. (5%)
Sea Grant	S 910	National Sea Grant College Program Amendments Act	Wicker (R-MS)	Introduced 3/27/19. Reported by committee 4/3.	Reauthorizes and amends the National Sea Grant College Program Act. (15%)
Seabirds	HR 1305	Albatross and Petrel Conservation Act	Lowenthal (D-CA)	Introduced 2/15/19.	Implements the Agreement on the Conservation of Albatrosses and Petrels. (3%)
Sharks	HR 614	Shark Sales Elimination Act	Lieu (D-CA)	Introduced 1/16/19.	Prohibits the sale of any shark part, possibly including Pacific dogfish. (1%)
	S 877/ HR 737	Shark Fin Sales Elimination Act	Booker (D-NJ), Sablan (D-CNMI)	Hearing held 3/26/19; reported by committee 4/3.	Prohibits sales of shark fins. Dogfish exempted. (73%)
	S 1008/ HR 788	Sustainable Shark Fisheries and Trade Act	Rubio (R-FL), Webster (R-FL)	S 1008 reported by committee.	Amends the High Seas Driftnet Fishing Moratorium Protection Act to improve the conservation of sharks, prohibit importation of shark parts. (34%)

Topic	Number	Name	Sponsor	Status	Notes
Training	S 496/ HR 1240	Young Fishermen's Development Act	Sullivan (R-AK), Young (R-AK)	Introduced 2/14/19. Considered by committee 5/8.	Aims to preserve fishing heritage through a national program dedicated to training and assisting the next generation of commercial fishermen. (9%)
Tribes	S 50/ HR 91	Columbia River In- Lieu and Treaty Fishing Access Sites Improvement Act	Merkley (D-OR), Blumenauer (D-OR)	HR 91 passed House 4/29/19.	Authorizes Interior to assess and improve sanitation and safety conditions at BIA facilities that were constructed to provide Columbia River Treaty tribes access to traditional fishing grounds. (73%)
	HR 729	Tribal Coastal Resiliency Act	Kilmer (D-WA)	Introduced 1/23/19.	Amends the Coastal Zone Management Act to authorize grants to Tribes for use in achieving Tribal coastal zone objectives. (2%)
Water permitting	HR 579	Water Rights Protection Act	Tipton (R-CO)	Introduced 1/15/19.	Prohibits the conditioning of any permit, lease, or other use agreement on the transfer of any water right to the United States by the Secretaries of the Interior and Agriculture. (24%)

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