

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 1415
OFFERED BY MR. GRIJALVA OF ARIZONA**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. GRANTS TO FURTHER ACHIEVEMENT OF TRIB-**
2 **AL COASTAL ZONE OBJECTIVES.**

3 (a) GRANTS AUTHORIZED.—The Coastal Zone Man-
4 agement Act of 1972 (16 U.S.C. 1451 et seq.) is amended
5 by adding at the end the following:

6 **“SEC. 320. GRANTS TO FURTHER ACHIEVEMENT OF TRIBAL**
7 **COASTAL ZONE OBJECTIVES.**

8 “(a) GRANTS AUTHORIZED.—The Secretary may
9 award competitive grants to Indian Tribes to further
10 achievement of the objectives of such a Tribe for such
11 Tribe’s Tribal coastal zone.

12 “(b) COST SHARE.—

13 “(1) IN GENERAL.—The Federal share of the
14 cost of any activity carried out with a grant of
15 \$200,000 or more under this section shall not exceed
16 95 percent of such cost, except as provided in para-
17 graph (2).

1 “(2) WAIVER.—The Secretary may waive the
2 application of paragraph (1) with respect to a grant
3 to an Indian Tribe, or otherwise reduce the portion
4 of the share of the cost of an activity required to be
5 paid by an Indian Tribe under such paragraph.

6 “(c) COMPATIBILITY.—The Secretary may not award
7 a grant under this section unless the Secretary determines
8 that the activities to be carried out with the grant are
9 compatible with this title.

10 “(d) AUTHORIZED OBJECTIVES AND PURPOSES.—
11 Amounts awarded as a grant under this section shall be
12 used for 1 or more of the objectives and purposes author-
13 ized under subsections (b) and (c), respectively, of section
14 306A.

15 “(e) FUNDING.—There is authorized to be appro-
16 priated to the Secretary \$5,000,000 to carry out this sec-
17 tion for each of fiscal years 2022 through 2026, of which
18 up to 5 percent may be retained by NOAA to administer
19 this section.

20 “(f) DEFINITIONS.—In this section, the following
21 definitions apply:

22 “(1) INDIAN LAND.—The term ‘Indian land’
23 has the meaning given such term in section 2601 of
24 the Energy Policy Act of 1992 (25 U.S.C. 3501)
25 and the Indian Tribe is within a coastal state, as

1 that term is defined in section 304(4) (16 U.S.C.
2 1453(4)).

3 “(2) INDIAN TRIBE.—The term ‘Indian Tribe’
4 has the meaning given such term in section 4 of the
5 Indian Self-Determination and Education Assistance
6 Act (25 U.S.C. 5304).

7 “(3) TRIBAL COASTAL ZONE.—The term ‘Tribal
8 coastal zone’ means any Indian land that is within
9 the coastal zone, as that term is defined in section
10 304(1) (16 U.S.C. 1453(1)).

11 “(4) TRIBAL COASTAL ZONE OBJECTIVE.—The
12 term ‘Tribal coastal zone objective’ means, with re-
13 spect to an Indian Tribe, any of the following objec-
14 tives:

15 “(A) Protection, restoration, or preserva-
16 tion of areas in the Tribal coastal zone of such
17 Tribe that hold—

18 “(i) important ecological, cultural, or
19 sacred significance for such Tribe; or

20 “(ii) traditional, historic, and aes-
21 thetic values essential to such Tribe.

22 “(B) Preparing and implementing a special
23 area management plan and technical planning
24 for important coastal areas.

1 “(C) Any coastal or shoreline stabilization
2 measure, including any mitigation measure, for
3 the purpose of public safety, public access, or
4 cultural or historical preservation.”.

5 (b) GUIDANCE.—Not later than 180 days after the
6 date of the enactment of this Act, the Administrator shall
7 issue guidance for the program established under the
8 amendment made by subsection (a), including the criteria
9 for awarding grants under such program based on con-
10 sultation with Indian Tribes.

11 (c) USE OF STATE GRANTS TO FULFILL TRIBAL OB-
12 JECTIVES.—Section 306A(c)(2) of the Coastal Zone Man-
13 agement Act of 1972 (16 U.S.C. 1455a(c)(2)) is amended
14 by striking “and” after the semicolon at the end of sub-
15 paragraph (D), by striking the period at the end of sub-
16 paragraph (E) and inserting “; and”, and by adding at
17 the end the following:

18 “(F) fulfilling any Tribal coastal zone ob-
19 jective (as that term is defined in section
20 320).”.

21 (d) OTHER PROGRAMS NOT AFFECTED.—Nothing in
22 this section and the amendments made by this section may
23 be construed to limit the ability of an Indian Tribe to
24 apply for, receive assistance under, or participate in any
25 program authorized by any section of the Coastal Zone

1 Management Act of 1972 (16 U.S.C. 1451 et seq.) other
2 than section 320 of such Act or other related Federal laws.

