

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

# H. R. 3649

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 2005

Received

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## AN ACT

To ensure funding for sportfishing and boating safety programs funded out of the Highway Trust Fund through the end of fiscal year 2005, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Sportfishing and Rec-  
3 reational Boating Safety Amendments Act of 2005”.

4 **TITLE I—CORRECTIONS TO THE**  
5 **SPORTFISHING AND REC-**  
6 **REATIONAL BOATING SAFETY**  
7 **ACT OF 2005**

8 **SEC. 101. EFFECTIVE DATE OF AMENDMENTS.**

9 (a) IN GENERAL.—The Sportfishing and Rec-  
10 reational Boating Safety Act of 2005 (Public Law 109–  
11 59) is amended—

12 (1) by striking section 10112(b)(2); and

13 (2) by inserting after section 10101 the fol-  
14 lowing:

15 **“SEC. 10102. EFFECTIVE DATE.**

16 “The amendments made by this subtitle shall take  
17 effect October 1, 2005.”.

18 (b) TEMPORARY PRESERVATION OF EXISTING  
19 LAW.—Except as provided by the amendments made by  
20 title II of this Act, during the period beginning on the  
21 date of the enactment of the Sportfishing and Recreational  
22 Boating Safety Act of 2005, and ending upon the expira-  
23 tion of fiscal year 2005, the provisions of law amended  
24 by the Sportfishing and Recreational Boating Safety Act  
25 of 2005 (as amended by this Act) shall be considered to

1 read as such laws read immediately before the enactment  
2 of that Act.

3 **SEC. 102. RECREATIONAL BOATING SAFETY FUNDS.**

4 Section 10143 of the Sportfishing and Recreational  
5 Boating Safety Act of 2005 (Public Law 109–59) is  
6 amended—

7 (1) in paragraph (1) by striking “under section  
8 10119 of the Sportfishing and Recreational Boating  
9 Safety Act of 2005” and inserting “under section 15  
10 of the Dingell-Johnson Sport Fish Restoration Act”;

11 (2) in paragraph (2) by striking “subsection  
12 (a)(2) of section 4 of the Dingell-Johnson Sport  
13 Fish Restoration Act (16 U.S.C. 777c(a)(2))” and  
14 inserting “subsections (a)(2) and (f) of section 4 of  
15 the Dingell-Johnson Sport Fish Restoration Act (16  
16 U.S.C. 777c(a)(2) and (f))”;

17 (3) in paragraph (4)—

18 (A) in subparagraph (B) by inserting a  
19 closed parenthesis after “(16 U.S.C.  
20 777c(a)(2))”; and

21 (B) by striking subparagraphs (C) and (D)  
22 and inserting the following:

23 “(C) by striking ‘\$5,000,000’ and inserting  
24 ‘\$5,500,000’; and

1           “(D) by inserting ‘not less than’ before  
2           ‘\$2,000,000’; and”;  
3           (4) in paragraph (5) by striking “unexpected”  
4           and inserting “unexpended”.

5 **SEC. 103. EXPENDITURE OF REMAINING BALANCE IN BOAT**  
6           **SAFETY ACCOUNT.**

7           Section 10119 of the Sportfishing and Recreational  
8 Boating Safety Act of 2005 (Public Law 109–59) is  
9 amended in the text proposed to be inserted as section  
10 15 of the Dingell-Johnson Sport Fish Restoration Act—

11           (1) in paragraph (2)(A)(v) of such text by  
12 striking “of this Act” and inserting “of that sec-  
13 tion”;

14           (2) in paragraphs (1) through (4) of such text  
15 by striking “subsection (b) of that section” each  
16 place it appears in such text and inserting “sub-  
17 section (c) of that section”; and

18           (3) in paragraph (5)—

19           (A) in subparagraph (A) by striking “sub-  
20 section (b)” and inserting “subsection (a)(2) of  
21 that section”; and

22           (B) in subparagraph (B) by striking “sub-  
23 section (h)” and inserting “subsection (c) of  
24 that section”.

1 **TITLE II—EXTENSION OF REC-**  
2 **REATIONAL BOATING FUND-**  
3 **ING THROUGH THE END OF**  
4 **FISCAL YEAR 2005**

5 **SEC. 201. NATIONAL OUTREACH AND COMMUNICATIONS**  
6 **PROGRAM FUNDING.**

7 Section 4(c)(7) of the Dingell-Johnson Sport Fish  
8 Restoration Act (16 U.S.C. 777c(c)(7)) is amended to  
9 read as follows:

10 “(7) \$10,000,000 for fiscal year 2005;”.

11 **SEC. 202. CLEAN VESSEL ACT FUNDING.**

12 Section 4(b)(4) of the Dingell-Johnson Sport Fish  
13 Restoration Act (16 U.S.C. 777c(b)(4)) is amended—

14 (1) in the section heading by striking “FIRST  
15 303 DAYS OF FISCAL” and inserting “FISCAL”;

16 (2) by striking “July 30, 2005” and inserting  
17 “September 30, 2005”;

18 (3) by striking “\$68,071,233” and inserting  
19 “\$82,000,000”;

20 (4) in subparagraph (A), by striking  
21 “\$8,301,370” and inserting “\$10,000,000”; and

22 (5) in subparagraph (B), by striking  
23 “\$6,641,096” and inserting “\$8,000,000”.

1 **SEC. 203. COAST GUARD EXPENSES.**

2 Section 13106(c)(1) of title 46, United States Code,  
3 is amended—

4 (1) by striking “\$4,150,685” and inserting  
5 “\$5,000,000”; and

6 (2) by striking “\$1,660,274” and inserting  
7 “\$2,000,000”.

8 **TITLE III—EXTENSION OF AU-**  
9 **THORIZATION FOR USE OF**  
10 **FUNDS IN BOAT SAFETY AC-**  
11 **COUNT**

12 **SEC. 301. EXTENSION OF AUTHORIZATION FOR USE OF**  
13 **FUNDS IN BOAT SAFETY ACCOUNT FOR OBLI-**  
14 **GATIONS BEFORE OCTOBER 1, 2005.**

15 (a) BOAT SAFETY ACCOUNT.—Subsection (c) of sec-  
16 tion 9504 of the Internal Revenue Code of 1986 (relating  
17 to expenditures from boat safety account) is amended—

18 (1) by striking “August 15, 2005” and insert-  
19 ing “October 1, 2005”, and

20 (2) by striking “Surface Transportation Exten-  
21 sion Act of 2005, Part VI” and inserting  
22 “Sportfishing and Recreational Boating Safety  
23 Amendments Act of 2005”.

1       (b) EFFECTIVE DATE.—The amendments made by  
2 this section shall take effect on the date of the enactment  
3 of this Act.

Passed the House of Representatives September 13,  
2005.

Attest:

JEFF TRANDAHL,

*Clerk.*