

(B) utilizing such information as is available, the general condition of each levee; and  
 (C) an estimate of the number of structures and population at risk and protected by each levee that would be adversely impacted if the levee fails or water levels exceed the height of the levee.

**(3) Availability of information**

**(A) Availability to Federal, State, and local governmental agencies**

The Secretary shall make all of the information in the database available to appropriate Federal, State, and local governmental agencies.

**(B) Availability to the public**

The Secretary shall make the information in the database described in paragraph (2)(A), and such other information in the database as the Secretary determines appropriate, available to the public.

**(b) Inventory and inspection of levees**

**(1) Federal levees**

The Secretary, at Federal expense, shall establish an inventory and conduct an inspection of all federally owned and operated levees.

**(2) Federally constructed, nonfederally operated and maintained levees**

The Secretary shall establish an inventory and conduct an inspection of all federally constructed, non-federally operated and maintained levees, at the original cost share for the project.

**(3) Participating levees**

For non-Federal levees the owners of which are participating in the emergency response to natural disasters program established under section 701n of this title, the Secretary shall establish an inventory and conduct an inspection of each such levee if the owner of the levee requests such inspection. The Federal share of the cost of an inspection under this paragraph shall be 65 percent.

(Pub. L. 110-114, title IX, §9004, Nov. 8, 2007, 121 Stat. 1290.)

“SECRETARY” DEFINED

Secretary means the Secretary of the Army, see section 2 of Pub. L. 110-114, set out as a note under section 2201 of this title.

**§ 3304. Limitations on statutory construction**

Nothing in this chapter shall be construed as—

(1) creating any liability of the United States or its officers or employees for the recovery of damages caused by an action or failure to act; or

(2) relieving an owner or operator of a levee of a legal duty, obligation, or liability incident to the ownership or operation of a levee.

(Pub. L. 110-114, title IX, §9005, Nov. 8, 2007, 121 Stat. 1290.)

**§ 3305. Authorization of appropriations**

There is authorized to be appropriated to the Secretary to carry out this chapter \$20,000,000 for each of fiscal years 2008 through 2013.

(Pub. L. 110-114, title IX, §9006, Nov. 8, 2007, 121 Stat. 1291.)

“SECRETARY” DEFINED

Secretary means the Secretary of the Army, see section 2 of Pub. L. 110-114, set out as a note under section 2201 of this title.

**CHAPTER 47—OCEAN EXPLORATION**

SUBCHAPTER I—EXPLORATION

- Sec. 3401. Purpose.
- 3402. Program established.
- 3403. Powers and duties of the Administrator.
- 3404. Ocean exploration and undersea research technology and infrastructure task force.
- 3405. Ocean Exploration Advisory Board.
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SUBCHAPTER II—NOAA UNDERSEA RESEARCH PROGRAM

- 3421. Program established.
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SUBCHAPTER I—EXPLORATION

**§ 3401. Purpose**

The purpose of this subchapter is to establish the national ocean exploration program and the national undersea research program within the National Oceanic and Atmospheric Administration.

(Pub. L. 111-11, title XII, §12001, Mar. 30, 2009, 123 Stat. 1417.)

SHORT TITLE

Pub. L. 111-11, title XII, §12101, Mar. 30, 2009, 123 Stat. 1419, provided that: “This part [part II (§§ 12101-12107) of subtitle A of title XII of Pub. L. 111-11, enacting subchapter II of this chapter] may be cited as the ‘NOAA Undersea Research Program Act of 2009’.”

**§ 3402. Program established**

The Administrator of the National Oceanic and Atmospheric Administration shall, in consultation with the National Science Foundation and other appropriate Federal agencies, establish a coordinated national ocean exploration program within the National Oceanic and Atmospheric Administration that promotes collaboration with other Federal ocean and undersea research and exploration programs. To the extent appropriate, the Administrator shall seek to facilitate coordination of data and information management systems, outreach and education programs to improve public understanding of ocean and coastal resources, and development and transfer of technologies to facilitate ocean and undersea research and exploration.

(Pub. L. 111-11, title XII, §12002, Mar. 30, 2009, 123 Stat. 1417.)

**§ 3403. Powers and duties of the Administrator**

**(a) In general**

In carrying out the program authorized by section 3402 of this title, the Administrator of the