

tion available on current technologies for tsunami warning systems;

(3) maintain a library of materials to promulgate knowledge about tsunami in general and for use by the scientific community; and

(4) disseminate information, including educational materials and research reports.

(c) Detection equipment; technical advice and training

In carrying out this section, the National Weather Service—

(1) shall give priority to assisting nations in identifying vulnerable coastal areas, creating inundation maps, obtaining or designing real-time detection and reporting equipment, and establishing communication and warning networks and contact points in each vulnerable nation;

(2) may establish a process for transfer of detection and communication technology to affected nations for the purposes of establishing the international tsunami warning system; and

(3) shall provide technical and other assistance to support international tsunami programs.

(d) Data-sharing requirement

The National Weather Service, when deciding to provide assistance under this section, may take into consideration the data sharing policies and practices of nations proposed to receive such assistance, with a goal to encourage all nations to support full and open exchange of data.

(Pub. L. 109-424, §7, Dec. 20, 2006, 120 Stat. 2907; Pub. L. 109-479, title VIII, §807, Jan. 12, 2007, 120 Stat. 3659.)

CODIFICATION

Pub. L. 109-424 and title VIII of Pub. L. 109-479 enacted substantially identical sections. This section is based on the text of section 807 of Pub. L. 109-479.

§ 3207. Authorization of appropriations

There are authorized to be appropriated to the Administrator to carry out this chapter—

(1) \$25,000,000 for fiscal year 2008, of which—

(A) not less than 27 percent of the amount appropriated shall be for the tsunami hazard mitigation program under section 3204 of this title; and

(B) not less than 8 percent of the amount appropriated shall be for the tsunami research program under section 3205 of this title;

(2) \$26,000,000 for fiscal year 2009, of which—

(A) not less than 27 percent of the amount appropriated shall be for the tsunami hazard mitigation program under section 3204 of this title; and

(B) not less than 8 percent of the amount appropriated shall be for the tsunami research program under section 3205 of this title;

(3) \$27,000,000 for fiscal year 2010, of which—

(A) not less than 27 percent of the amount appropriated shall be for the tsunami hazard mitigation program under section 3204 of this title; and

(B) not less than 8 percent of the amount appropriated shall be for the tsunami research program under section 3205 of this title;

(4) \$28,000,000 for fiscal year 2011, of which—

(A) not less than 27 percent of the amount appropriated shall be for the tsunami hazard mitigation program under section 3204 of this title; and

(B) not less than 8 percent of the amount appropriated shall be for the tsunami research program under section 3205 of this title; and

(5) \$29,000,000 for fiscal year 2012, of which—

(A) not less than 27 percent of the amount appropriated shall be for the tsunami hazard mitigation program under section 3204 of this title; and

(B) not less than 8 percent of the amount appropriated shall be for the tsunami research program under section 3205 of this title.

(Pub. L. 109-424, §8, Dec. 20, 2006, 120 Stat. 2908; Pub. L. 109-479, title VIII, §808, Jan. 12, 2007, 120 Stat. 3660.)

CODIFICATION

Pub. L. 109-424 and title VIII of Pub. L. 109-479 enacted substantially identical sections. This section is based on the text of section 808 of Pub. L. 109-479.

CHAPTER 46—NATIONAL LEVEE SAFETY PROGRAM

Sec.	
3301.	Definitions.
3302.	Committee on Levee Safety.
3303.	Inventory and inspection of levees.
3304.	Limitations on statutory construction.
3305.	Authorization of appropriations.

§ 3301. Definitions

In this chapter, the following definitions apply:

(1) Committee

The term “committee” means the Committee on Levee Safety established by section 3302(a) of this title.

(2) Inspection

The term “inspection” means an actual inspection of a levee—

(A) to establish the global information system location of the levee;

(B) to determine the general condition of the levee; and

(C) to estimate the number of structures and population at risk and protected by the levee that would be adversely impacted if the levee fails or water levels exceed the height of the levee.

(3) Levee

(A) In general

The term “levee” means an embankment, including floodwalls—

(i) the primary purpose of which is to provide hurricane, storm, and flood protection relating to seasonal high water, storm surges, precipitation, and other weather events; and

(ii) that normally is subject to water loading for only a few days or weeks during a year.

(B) Inclusion

The term includes structures along canals that constrain water flows and are subject to more frequent water loadings but that do not constitute a barrier across a watercourse.

(4) State

The term “State” means—

- (A) a State;
- (B) the District of Columbia;
- (C) the Commonwealth of Puerto Rico; and
- (D) any other territory or possession of the United States.

(5) State levee safety agency

The term “State levee safety agency” means the agency of a State that has regulatory authority over the safety of any non-Federal levee in the State.

(6) United States

The term “United States”, when used in a geographical sense, means all of the States.

(Pub. L. 110–114, title IX, §9002, Nov. 8, 2007, 121 Stat. 1288.)

SHORT TITLE

Pub. L. 110–114, title IX, §9001, Nov. 8, 2007, 121 Stat. 1288, provided that: “This title [enacting this chapter] may be cited as the ‘National Levee Safety Act of 2007.’”

§ 3302. Committee on Levee Safety

(a) Establishment

There is established a committee to be known as the “Committee on Levee Safety”.

(b) Membership

The committee shall be composed of 16 members as follows:

- (1) The Secretary (or the Secretary’s designee), who shall serve as the chairperson of the Committee.¹
- (2) The Administrator of the Federal Emergency Management Agency (or the Administrator’s designee).
- (3) The following 14 members appointed by the Secretary:
 - (A) Eight representatives of State levee safety agencies, one from each of the eight civil works divisions of the Corps of Engineers.
 - (B) Two representatives of the private sector who have expertise in levee safety.
 - (C) Two representatives of local and regional governmental agencies who have expertise in levee safety.
 - (D) Two representatives of Indian tribes who have expertise in levee safety.

(c) Duties

(1) Development of recommendations for national levee safety program

The committee shall develop recommendations² for a national levee safety

program, including a strategic plan for implementation of the program.

(2) Report

Not later than 180 days after November 8, 2007, the committee shall submit to the Secretary, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Environment and Public Works of the Senate a report containing the recommendations developed under paragraph (1).

(d) Purposes

In developing recommendations under subsection (c)(1), the committee shall ensure that the national levee safety program meets the following goals:

- (1) Ensuring the protection of human life and property by levees through the development of technologically, economically, socially, and environmentally feasible programs and procedures for hazard reduction and mitigation relating to levees.
- (2) Encouraging use of the best available engineering policies and procedures for levee site investigation, design, construction, operation and maintenance, and emergency preparedness.
- (3) Encouraging the establishment and implementation of an effective national levee safety program that may be delegated to qualified States for implementation, including identification of incentives and disincentives for State levee safety programs.
- (4) Ensuring that levees are operated and maintained in accordance with appropriate and protective standards by conducting an inventory and inspection of levees.
- (5) Developing and supporting public education and awareness projects to increase public acceptance and support of State and national levee safety programs.
- (6) Building public awareness of the residual risks associated with living in levee protected areas.
- (7) Developing technical assistance materials for State and national levee safety programs.
- (8) Developing methods to provide technical assistance relating to levee safety to non-Federal entities.
- (9) Developing technical assistance materials, seminars, and guidelines relating to the physical integrity of levees in the United States.

(e) Compensation of members

A member of the committee shall serve without compensation.

(f) Travel expenses

Subject to the availability of appropriations, the Secretary shall reimburse a member of the committee for travel expenses, including per diem in lieu of subsistence, at rates authorized for an employee of a Federal agency under subchapter I of chapter 57 of title 5, while away from the home or regular place of business of the member in performance of services for the committee.

¹ So in original. Probably should not be capitalized.

² So in original.