

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 water-course.

#### (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.<sup>1</sup>

(2) The Administrator of the Federal Emergency Management Agency (or the Administrator’s designee).

<sup>1</sup> So in original. Probably should not be capitalized.