

**(d) Terms and conditions**

(1) Any grant made, or contract entered into, under this section shall be subject to the limitations and provisions set forth in paragraphs (2), (3), and (4) and to such other terms, conditions, and requirements as the Secretary deems necessary or appropriate. Terms, conditions, and requirements imposed by the Secretary under this paragraph shall minimize any requirement of prior Federal approval.

(2) No payment under any grant or contract under this section may be applied to—

(A) the purchase or rental of any land; or

(B) the purchase, rental, construction, preservation, or repair of any building, dock, or vessel;

except that payment under any such grant or contract may be applied to the short-term rental of buildings or facilities for meetings which are in direct support of any sea grant program or project and may, if approved by the Secretary, be applied to the purchase, rental, construction, preservation, or repair of non-self-propelled habitats, buoys, platforms, and other similar devices or structures, or to the rental of any research vessel which is used in direct support of activities under any sea grant program or project.

(3) The total amount which may be obligated for payment pursuant to grants made to, and contracts entered into with, persons under this section within any one State in any fiscal year shall not exceed an amount equal to 15 percent of the total funds appropriated for such year pursuant to section 1131 of this title.

(4) Any person who receives or utilizes any proceeds of any grant or contract under this section shall keep such records as the Secretary shall by regulation prescribe as being necessary and appropriate to facilitate effective audit and evaluation, including records which fully disclose the amount and disposition by such recipient of such proceeds, the total cost of the program or project in connection with which such proceeds were used, and the amount, if any, of such cost which was provided through other sources. Such records shall be maintained for 3 years after the completion of such a program or project. The Secretary and the Comptroller General of the United States, or any of their duly authorized representatives, shall have access, for the purpose of audit and evaluation, to any books, documents, papers, and records of receipts which, in the opinion of the Secretary or of the Comptroller General, may be related or pertinent to such grants and contracts.

(Pub. L. 89-454, title II, §205, as added Pub. L. 89-688, §1, Oct. 15, 1966, 80 Stat. 1001; amended Pub. L. 93-73, §1(8), July 10, 1973, 87 Stat. 170; Pub. L. 94-461, §2, Oct. 8, 1976, 90 Stat. 1964; Pub. L. 95-428, §3(2), Oct. 7, 1978, 92 Stat. 999; Pub. L. 96-289, §1(3), June 28, 1980, 94 Stat. 605; Pub. L. 100-220, title III, §3105(a), Dec. 29, 1987, 101 Stat. 1471; Pub. L. 102-186, §4(b)(1)(B), Dec. 4, 1991, 105 Stat. 1283; Pub. L. 107-299, §4, Nov. 26, 2002, 116 Stat. 2346; Pub. L. 110-394, §6, Oct. 13, 2008, 122 Stat. 4207.)

## AMENDMENTS

2008—Subsec. (a). Pub. L. 110-394, §6(1), substituted “1123(c)(4)(F) of this title or that are appropriated

under section 1127(b) of this title.” for “1123(c)(4)(F) of this title.”

Subsec. (b). Pub. L. 110-394, §6(2), inserted concluding provisions and struck out former concluding provisions which read as follows: “The total amount which may be provided for grants under this subsection during any fiscal year shall not exceed an amount equal to 1 percent of the total funds appropriated for such year pursuant to section 1131 of this title.”

2002—Subsec. (a). Pub. L. 107-299 substituted “section 1123(c)(4)(F)” for “section 1123(d)(6)” in concluding provisions.

1991—Subsec. (b)(3). Pub. L. 102-186 struck out reference to section 1125 of this title after reference to subsection (a) of this section.

1987—Subsec. (d)(1). Pub. L. 100-220 inserted at end “Terms, conditions, and requirements imposed by the Secretary under this paragraph shall minimize any requirement of prior Federal approval.”

1980—Subsec. (d)(2). Pub. L. 96-289 authorized application of any payment under a grant or contract to the short-term rental of buildings or facilities for meetings which are in direct support of any sea grant program or project.

1978—Subsec. (a). Pub. L. 95-428 made the percentage limitation inapplicable to grants or contracts paid for with funds accepted by the Secretary under section 1123(d)(6) of this title.

1976—Pub. L. 94-461 substituted provisions covering program or project grants and contracts for provisions authorizing the study of ways to share with other countries the results of marine research useful in the exploration, development, conservation, and management of marine resources.

1973—Pub. L. 93-73 substituted provisions for study of international marine technology transfer for prior provisions respecting advisory functions of National Council on Marine Resources and Development.

**§ 1124a. Repealed. Pub. L. 105-160, §6, Mar. 6, 1998, 112 Stat. 24**

Section, Pub. L. 94-461, §3, Oct. 8, 1976, 90 Stat. 1969; Pub. L. 95-58, §2, June 29, 1977, 91 Stat. 254; Pub. L. 95-428, §4(2), (3), Oct. 7, 1978, 92 Stat. 1000; Pub. L. 96-289, §2, 3, June 28, 1980, 94 Stat. 605; Pub. L. 98-623, title V, §501(b), Nov. 8, 1984, 98 Stat. 3410; Pub. L. 100-220, title III, §3111, Dec. 29, 1987, 101 Stat. 1474; Pub. L. 102-251, title III, §307(b), Mar. 9, 1992, 106 Stat. 66, related to sea grant international program.

**§ 1125. Repealed. Pub. L. 102-186, §4(a), Dec. 4, 1991, 105 Stat. 1283**

Section, Pub. L. 89-454, title II, §206, as added Pub. L. 94-461, §2, Oct. 8, 1976, 90 Stat. 1965; amended Pub. L. 95-58, §1, June 29, 1977, 91 Stat. 254; Pub. L. 95-428, §3(3), Oct. 7, 1978, 92 Stat. 999; Pub. L. 96-289, §1(4), June 28, 1980, 94 Stat. 605; Pub. L. 100-220, title III, §3106(a), Dec. 29, 1987, 101 Stat. 1471, required development of a sea grant strategic research plan and authorized grants and contracts to carry out the program.

**§ 1126. Sea grant colleges and sea grant institutes****(a) Designation**

(1) A sea grant college or sea grant institute shall meet the following qualifications—

(A) have an existing broad base of competence in fields related to ocean, coastal, and Great Lakes resources;

(B) make a long-term commitment to the objective in section 1121(b) of this title, as determined by the Secretary;

(C) cooperate with other sea grant colleges and institutes and other persons to solve problems or meet needs relating to ocean, coastal, and Great Lakes resources;

(D) have received financial assistance under section 1124 of this title;

(E) be recognized for excellence in fields related to ocean, coastal, and Great Lakes resources (including marine resources management and science), as determined by the Secretary; and

(F) meet such other qualifications as the Secretary, in consultation with the Board, considers necessary or appropriate.

(2) The Secretary may designate an institution, or an association or alliance of two or more such institutions, as a sea grant college if the institution, association, or alliance—

(A) meets the qualifications in paragraph (1); and

(B) maintains a program of research, extension services, training, and education in fields related to ocean, coastal, and Great Lakes resources.

(3) The Secretary may designate an institution, or an association or alliance of two or more such institutions, as a sea grant institute if the institution, association, or alliance—

(A) meets the qualifications in paragraph (1); and

(B) maintains a program which includes, at a minimum, research and extension services.

#### (b) Existing designees

Any institution, or association or alliance of two or more such institutions, designated as a sea grant college or awarded institutional program status by the Director prior to March 6, 1998, shall not have to reapply for designation as a sea grant college or sea grant institute, respectively, after March 6, 1998, if the Director determines that the institution, or association or alliance of institutions, meets the qualifications in subsection (a) of this section.

#### (c) Suspension or termination of designation

The Secretary may, for cause and after an opportunity for hearing, suspend or terminate any designation under subsection (a) of this section.

#### (d) Duties

Subject to any regulations prescribed or guidelines established by the Secretary, it shall be the responsibility of each sea grant college and sea grant institute—

(1) to develop and implement, in consultation with the Secretary and the Board, a program that is consistent with the guidelines and priorities established under section 1123(c) of this title; and

(2) to conduct a merit review of all proposals for grants and contracts to be awarded under section 1124 of this title.

(Pub. L. 89-454, title II, §207, as added Pub. L. 94-461, §2, Oct. 8, 1976, 90 Stat. 1966; amended Pub. L. 100-220, title III, §3104(b)(1)(E), Dec. 29, 1987, 101 Stat. 1470; Pub. L. 105-160, §7, Mar. 6, 1998, 112 Stat. 24; Pub. L. 107-299, §8, Nov. 26, 2002, 116 Stat. 2348; Pub. L. 110-394, §§7, 9(a)(4)(C)(ii), Oct. 13, 2008, 122 Stat. 4207, 4208; Pub. L. 113-188, title II, §201(a), Nov. 26, 2014, 128 Stat. 2018.)

#### AMENDMENTS

2014—Subsec. (e). Pub. L. 113-188, which directed amendment of section 207 of the National Sea Grant

Program Act by striking subsec. (e), was executed to this section, which is section 207 of the National Sea Grant College Program Act, to reflect the probable intent of Congress. Prior to amendment, subsec. (e) related to annual reports on progress made by colleges, universities, institutions, associations, and alliances to become designated under this section as sea grant colleges or sea grant institutes.

2008—Subsec. (a)(1)(F). Pub. L. 110-394, §9(a)(4)(C)(ii), substituted “Board” for “panel”.

Subsec. (a)(2)(B), (3)(B). Pub. L. 110-394, §7, substituted “extension services” for “advisory services”.

Subsec. (d)(1). Pub. L. 110-394, §9(a)(4)(C)(ii), substituted “Board” for “panel”.

2002—Subsec. (e). Pub. L. 107-299 added subsec. (e).

1998—Pub. L. 105-160 amended section catchline and text generally. Prior to amendment text consisted of subsecs. (a) to (c) relating to authorization of the Secretary to designate sea grant college and sea grant regional consortia with certain prerequisites, requirement of regulations to prescribe qualifications and guidelines, and authorization of the Secretary to suspend or terminate any designation.

1987—Subsec. (a)(2)(A), (3)(A), (B). Pub. L. 100-220 substituted “ocean, coastal, and Great Lakes resources” for “ocean and coastal resources”.

### § 1127. Fellowships

#### (a) In general

To carry out the educational and training objectives of this subchapter, the Secretary shall support a program of fellowships for qualified individuals at the graduate and post-graduate level. The fellowships shall be related to ocean, coastal, and Great Lakes resources and awarded pursuant to guidelines established by the Secretary. The Secretary shall strive to ensure equal access for minority and economically disadvantaged students to the program carried out under this subsection.

#### (b) Dean John A. Knauss Marine Policy Fellowship

The Secretary may award marine policy fellowships to support the placement of individuals at the graduate level of education in fields related to ocean, coastal and Great Lakes resources in positions with the executive and legislative branches of the United States Government. A fellowship awarded under this subsection shall be for a period of not more than 1 year.

#### (c) Restriction on use of funds

Amounts available for fellowships under this section, including amounts accepted under section 1123(c)(4)(F) of this title or appropriated under section 1131 of this title to implement this section, shall be used only for award of such fellowships and administrative costs of implementing this section.

(Pub. L. 89-454, title II, §208, as added Pub. L. 94-461, §2, Oct. 8, 1976, 90 Stat. 1966; amended Pub. L. 100-66, §3, July 10, 1987, 101 Stat. 384; Pub. L. 100-220, title III, §3107, Dec. 29, 1987, 101 Stat. 1472; Pub. L. 102-186, §4(b)(1)(C), (D), Dec. 4, 1991, 105 Stat. 1283; Pub. L. 105-160, §4(b)(2), Mar. 6, 1998, 112 Stat. 22; Pub. L. 107-299, §5, Nov. 26, 2002, 116 Stat. 2346; Pub. L. 110-394, §8, Oct. 13, 2008, 122 Stat. 4207; Pub. L. 113-188, title II, §201(c), Nov. 26, 2014, 128 Stat. 2018.)

#### REFERENCES IN TEXT

This subchapter, referred to in subsec. (a), was in the original “this Act” and was translated as reading “this