

(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

title” meaning title II of Pub. L. 89-454, which enacted this subchapter, to reflect the probable intent of Congress.

AMENDMENTS

2014—Subsec. (a). Pub. L. 113-188, which directed amendment of section 208(a) of the National Sea Grant Program Act by striking the fourth sentence, was executed to this section, which is section 208(a) of the National Sea Grant College Program Act, to reflect the probable intent of Congress. Prior to amendment, fourth sentence read as follows: “Every 2 years, the Secretary shall submit a report to the Congress describing the efforts by the Secretary to ensure equal access for minority and economically disadvantaged students to the program carried out under this subsection, and the results of such efforts.”

2008—Subsec. (a). Pub. L. 110-394, §8(1), substituted “Every 2 years,” for “Not later than 1 year after November 26, 2002, and every 2 years thereafter,”.

Subsec. (c). Pub. L. 110-394, §8(2), added subsec. (c).

2002—Subsec. (a). Pub. L. 107-299, §5(a), inserted at end “The Secretary shall strive to ensure equal access for minority and economically disadvantaged students to the program carried out under this subsection. Not later than 1 year after November 26, 2002, and every 2 years thereafter, the Secretary shall submit a report to the Congress describing the efforts by the Secretary to ensure equal access for minority and economically disadvantaged students to the program carried out under this subsection, and the results of such efforts.”

Subsec. (c). Pub. L. 107-299, §5(b), struck out heading and text of subsec. (c). Text read as follows: “The Secretary shall establish and administer a program of postdoctoral fellowships to accelerate research in critical subject areas. The fellowship awards—

“(1) shall be for 2 years;

“(2) may be renewed once for not more than 2 years;

“(3) shall be awarded on a nationally competitive basis;

“(4) may be used at any institution of post-secondary education involved in the national sea grant college program;

“(5) shall be for up to 100 percent of the total cost of the fellowship; and

“(6) may be made to recipients of terminal professional degrees, as well as doctoral degree recipients.”

1998—Pub. L. 105-160 substituted “Secretary” for “Under Secretary” in subsec. (a) in two places and in subssecs. (b) and (c).

1991—Subsec. (c)(5) to (7). Pub. L. 102-186 inserted “and” after semicolon at end of par. (5), redesignated par. (7) as (6), and struck out former par. (6) which read as follows: “may be made for any of the priority areas of research identified in the sea grant strategic research plan in effect under section 1125 of this title; and”.

1987—Subsec. (a). Pub. L. 100-220 amended subsec. (a) generally. Prior to amendment, subsec. (a) read as follows: “The Secretary shall support a sea grant fellowship program to provide educational and training assistance to qualified individuals at the undergraduate and graduate levels of education in fields related to ocean and coastal resources. Such fellowships shall be awarded pursuant to guidelines established by the Secretary. Except as provided in subsection (b) of this section, sea grant fellowships may only be awarded by sea grant colleges, sea grant regional consortia, institutions of higher education, and professional associations and institutes.”

Pub. L. 100-66, §3(1), substituted “Except as provided in subsection (b) of this section, sea” for “Sea”.

Subsec. (b). Pub. L. 100-220 amended subsec. (b) generally. Prior to amendment, subsec. (b) read as follows:

“(1) As part of the sea grant fellowship program, the Secretary may award sea grant fellowships to support the placement of qualified individuals in positions with the executive and legislative branches of the United States Government. No fellowship may be awarded under this paragraph for a period exceeding one year.

“(2) For purposes of this subsection, the term ‘qualified individual’ means an individual at the graduate level of education in fields related to ocean and coastal resources.”

Pub. L. 100-66, §3(2), (3), added subsec. (b) and redesignated former subsec. (b) as (c).

Subsec. (c). Pub. L. 100-220 amended subsec. (c) generally. Prior to amendment, subsec. (c) read as follows: “The total amount which may be provided for grants under the sea grant fellowship program during any fiscal year shall not exceed an amount equal to 5 percent of the total funds appropriated for such year pursuant to section 1131 of this title.”

Pub. L. 100-66, §3(2), redesignated former subsec. (b) as (c).

EFFECTIVE DATE OF 1987 AMENDMENT

Pub. L. 100-66, §4, July 10, 1987, 101 Stat. 385, provided that: “The amendment made by section 3 [amending this section] shall take effect January 1, 1978.”

§ 1128. National Sea Grant Advisory Board

(a) Establishment

There shall be an independent committee to be known as the National Sea Grant Advisory Board.

(b) Duties

(1) In general

The Board shall advise the Secretary and the Director concerning—

(A) strategies for utilizing the sea grant college program to address the Nation’s highest priorities regarding the understanding, assessment, development, management, utilization, and conservation of ocean, coastal, and Great Lakes resources;

(B) the designation of sea grant colleges and sea grant institutes; and

(C) such other matters as the Secretary refers to the Board for review and advice.

(2) Biennial report

The Board shall report to the Congress every two years on the state of the national sea grant college program. The Board shall indicate in each such report the progress made toward meeting the priorities identified in the strategic plan in effect under section 1123(c) of this title. The Secretary shall make available to the Board such information, personnel, and administrative services and assistance as it may reasonably require to carry out its duties under this subchapter.

(c) Membership, terms, and powers

(1) The Board shall consist of 15 voting members who shall be appointed by the Secretary. The Director and a director of a sea grant program who is elected by the various directors of sea grant programs shall serve as nonvoting members of the Board. Not less than 8 of the voting members of the Board shall be individuals who, by reason of knowledge, experience, or training, are especially qualified in one or more of the disciplines and fields included in marine science. The other voting members shall be individuals who, by reason of knowledge, experience, or training, are especially qualified in, or representative of, education, marine affairs and resource management, coastal management, extension services, State government, industry, economics, planning, or any other activity