

countries in which the project will be conducted, if the Secretary determines that such support is required for the success of the project;

(G) information regarding the source and amount of matching funding available for the project; and

(H) any other information that the Secretary considers to be necessary for evaluating the eligibility of the project for funding under this chapter.

**(c) Project review and approval**

**(1) In general**

The Secretary shall—

(A) not later than 30 days after receiving a project proposal, provide a copy of the proposal to other Federal officials, as appropriate; and

(B) review each project proposal in a timely manner to determine whether the proposal meets the criteria specified in subsection (d).

**(2) Consultation; approval or disapproval**

Not later than 180 days after receiving a project proposal, and subject to the availability of funds, the Secretary, after consulting with other Federal officials, as appropriate, shall—

(A) consult on the proposal with the government of each country and territory of the United States in which the project is to be conducted;

(B) after taking into consideration any comments resulting from the consultation, approve or disapprove the project proposal; and

(C) provide written notification of the approval or disapproval to the person that submitted the project proposal, other Federal officials, and each country and territory of the United States described in subparagraph (A).

**(d) Criteria for approval**

The Secretary may approve a project proposal under this section if the Secretary determines that the project will help to restore, recover, and sustain a viable population of marine turtles, freshwater turtles, or tortoises in the wild by assisting efforts in a foreign country or territory of the United States to implement a marine turtle, freshwater turtle, or tortoise conservation program.

**(e) Project sustainability**

To the maximum extent practicable, in determining whether to approve project proposals under this section, the Secretary shall give preference to conservation projects that are designed to ensure effective, long-term conservation of marine turtles, freshwater turtles, or tortoises and the habitats of marine turtles, freshwater turtles, or tortoises.

**(f) Matching funds**

In determining whether to approve project proposals under this section, the Secretary shall give preference to projects for which matching funds are available.

**(g) Project reporting**

**(1) In general**

Each person that receives assistance under this section for a project shall submit to the Secretary periodic reports (at such intervals as the Secretary may require) that include all information that the Secretary, after consultation with other government officials, determines is necessary to evaluate the progress and success of the project for the purposes of ensuring positive results, assessing problems, and fostering improvements.

**(2) Availability to the public**

Reports under paragraph (1), and any other documents relating to projects for which financial assistance is provided under this chapter, shall be made available to the public.

(Pub. L. 108-266, § 4, July 2, 2004, 118 Stat. 793; Pub. L. 116-9, title VII, § 7001(c)(3)(C), Mar. 12, 2019, 133 Stat. 787.)

**Editorial Notes**

AMENDMENTS

2019—Pub. L. 116-9, § 7001(c)(3)(C)(i), struck out “Marine turtle” before “Conservation” in section catchline.

Subsec. (a). Pub. L. 116-9, § 7001(c)(3)(C)(ii), inserted “, freshwater turtles, or tortoises” after “marine turtles”.

Subsec. (b)(1). Pub. L. 116-9, § 7001(c)(3)(C)(iii)(I), inserted “, freshwater turtles, or tortoises” after “marine turtles” in introductory provisions.

Subsec. (b)(1)(A). Pub. L. 116-9, § 7001(c)(3)(C)(iii)(II), added subpar. (A) and struck out former subpar. (A) which read as follows: “any wildlife management authority of a foreign country that has within its boundaries marine turtle nesting habitat if the activities of the authority directly or indirectly affect marine turtle conservation; or”.

Subsec. (b)(1)(B). Pub. L. 116-9, § 7001(c)(3)(C)(iii)(III), inserted “, freshwater turtles, or tortoises” after “marine turtles”.

Subsec. (c)(2)(A), (C). Pub. L. 116-9, § 7001(c)(3)(C)(iv), inserted “and territory of the United States” after “each country”.

Subsec. (d). Pub. L. 116-9, § 7001(c)(3)(C)(v), added subsec. (d) and struck out former subsec. (d). Prior to amendment, text read as follows: “The Secretary may approve a project proposal under this section if the project will help recover and sustain viable populations of marine turtles in the wild by assisting efforts in foreign countries to implement marine turtle conservation programs.”

Subsec. (e). Pub. L. 116-9, § 7001(c)(3)(C)(vi), substituted “marine turtles, freshwater turtles, or tortoises and the habitats of marine turtles, freshwater turtles, or tortoises” for “marine turtles and their nesting habitats”.

**§ 6604. Marine Turtle Conservation Fund**

**(a) Establishment**

There is established in the Multinational Species Conservation Fund a separate account to be known as the “Marine Turtle Conservation Fund”, consisting of—

(1) amounts transferred to the Secretary of the Treasury for deposit into the Fund under subsection (e);

(2) amounts appropriated to the Fund under section 6606(a) of this title; and

(3) any interest earned on investment of amounts in the Fund under subsection (c).

**(b) Expenditures from Fund****(1) In general**

Subject to paragraph (2), on request by the Secretary, the Secretary of the Treasury shall transfer from the Fund to the Secretary, without further appropriation, such amounts as the Secretary determines are necessary to carry out section 6603 of this title.

**(2) Administrative expenses**

Of the amounts in the account available for each fiscal year, the Secretary may expend not more than 5 percent, or up to \$150,000, whichever is greater, to pay the administrative expenses necessary to carry out this chapter.

**(c) Investment of amounts****(1) In general**

The Secretary of the Treasury shall invest such portion of the Fund as is not, in the judgment of the Secretary of the Treasury, required to meet current withdrawals. Investments may be made only in interest-bearing obligations of the United States.

**(2) Acquisition of obligations**

For the purpose of investments under paragraph (1), obligations may be acquired—

- (A) on original issue at the issue price; or
- (B) by purchase of outstanding obligations at the market price.

**(3) Sale of obligations**

Any obligation acquired by the Fund may be sold by the Secretary of the Treasury at the market price.

**(4) Credits to Fund**

The interest on, and the proceeds from the sale or redemption of, any obligations held in the Fund shall be credited to and form a part of the Fund.

**(d) Transfers of amounts****(1) In general**

The amounts required to be transferred to the Fund under this section shall be transferred at least monthly from the general fund of the Treasury to the Fund on the basis of estimates made by the Secretary of the Treasury.

**(2) Adjustments**

Proper adjustment shall be made in amounts subsequently transferred to the extent prior estimates were in excess of or less than the amounts required to be transferred.

**(e) Acceptance and use of donations**

The Secretary may accept and use donations to provide assistance under section 6603 of this title. Amounts received by the Secretary in the form of donations shall be transferred to the Secretary of the Treasury for deposit in the Fund.

(Pub. L. 108-266, §5, July 2, 2004, 118 Stat. 794; Pub. L. 116-9, title VII, §7001(c)(3)(D), Mar. 12, 2019, 133 Stat. 788.)

**Editorial Notes**

## AMENDMENTS

2019—Subsec. (a)(2). Pub. L. 116-9, §7001(c)(3)(D)(i), substituted “section 6606(a)” for “section 6605”.

Subsec. (b)(2). Pub. L. 116-9, §7001(c)(3)(D)(ii), substituted “5 percent, or up to \$150,000” for “3 percent, or up to \$80,000”.

**§ 6605. Advisory group****(a) In general**

To assist in carrying out this chapter, the Secretary may convene an advisory group consisting of individuals representing public and private organizations actively involved in the conservation of marine turtles, freshwater turtles, or tortoises.

**(b) Public participation****(1) Meetings**

The Advisory Group shall—

(A) ensure that each meeting of the advisory group is open to the public; and

(B) provide, at each meeting, an opportunity for interested persons to present oral or written statements concerning items on the agenda.

**(2) Notice**

The Secretary shall provide to the public timely notice of each meeting of the advisory group.

**(3) Minutes**

Minutes of each meeting of the advisory group shall be kept by the Secretary and shall be made available to the public.

**(c) Exemption from Federal Advisory Committee Act**

The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the advisory group.

(Pub. L. 108-266, §6, July 2, 2004, 118 Stat. 795; Pub. L. 116-9, title VII, §7001(c)(3)(E), Mar. 12, 2019, 133 Stat. 788.)

**Editorial Notes**

## REFERENCES IN TEXT

The Federal Advisory Committee Act, referred to in subsec. (c), is Pub. L. 92-463, Oct. 6, 1972, 86 Stat. 770, as amended, which is set out in the Appendix to Title 5, Government Organization and Employees.

## AMENDMENTS

2019—Subsec. (a). Pub. L. 116-9 inserted “, freshwater turtles, or tortoises” after “marine turtles”.

**§ 6606. Authorization of appropriations****(a) In general**

There is authorized to be appropriated to the Fund \$5,000,000 for each of fiscal years 2019 through 2023.

**(b) Allocation**

Of the amounts made available for each fiscal year pursuant to subsection (a)—

(1) not less than \$1,510,000 shall be used by the Secretary for marine turtle conservation purposes in accordance with this chapter; and

(2) of the amounts in excess of the amount described in paragraph (1), not less than 40 percent shall be used by the Secretary for freshwater turtle and tortoise conservation purposes in accordance with this chapter.

(Pub. L. 108-266, §7, July 2, 2004, 118 Stat. 795; Pub. L. 116-9, title VII, §7001(c)(3)(F), Mar. 12, 2019, 133 Stat. 788.)