

116TH CONGRESS  
2D SESSION

# S. 3684

To make supplemental appropriations for the Departments of Agriculture, the Interior, Homeland Security, Labor, and Commerce for the fiscal year ending September 30, 2020, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

MAY 11, 2020

Mr. WYDEN introduced the following bill; which was read twice and referred to the Committee on Appropriations

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## A BILL

To make supplemental appropriations for the Departments of Agriculture, the Interior, Homeland Security, Labor, and Commerce for the fiscal year ending September 30, 2020, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “21st Century Con-  
5 servation Corps for Our Health and Our Jobs Act”.

1 **SEC. 2. SUPPLEMENTAL APPROPRIATIONS FOR THE DE-**  
2 **PARTMENTS OF AGRICULTURE, THE INTE-**  
3 **RIOR, HOMELAND SECURITY, LABOR, AND**  
4 **COMMERCE.**

5 (a) IN GENERAL.—The following amounts are appro-  
6 priated, out of any amounts in the Treasury not otherwise  
7 appropriated, for the fiscal year ending September 30,  
8 2020, and for other purposes:

9 (1) FOREST SERVICE SUPPLEMENTAL APPRO-  
10 PRIATIONS.—For additional amounts for the Forest  
11 Service—

12 (A) \$4,200,000,000 for “National Forest  
13 System”, to remain available through Sep-  
14 tember 30, 2023, of which—

15 (i) \$3,500,000,000 shall be used for  
16 hazardous fuels management activities,  
17 subject to the conditions that the Secretary  
18 of Agriculture, acting through the Chief of  
19 the Forest Service (referred to in this sub-  
20 section as the “Secretary”), shall—

21 (I) prioritize hazardous fuels re-  
22 duction projects using those amounts  
23 for projects—

24 (aa) for which any applica-  
25 ble processes under the National  
26 Environmental Policy Act of

1 1969 (42 U.S.C. 4321 et seq.)

2 have been completed; and

3 (bb) that are noncommer-

4 cial; and

5 (II) complete and submit to the

6 Committee on Energy and Natural

7 Resources of the Senate and the Com-

8 mittee on Natural Resources of the

9 House of Representatives an annual

10 report describing the number of acres

11 of land on which projects carried out

12 using those amounts effectively miti-

13 gated wildfire risk;

14 (ii) \$150,000,000 shall be deposited

15 in the Collaborative Forest Landscape Res-

16 toration Fund for ecological restoration

17 treatments, as authorized by section

18 4003(f) of the Omnibus Public Land Man-

19 agement Act of 2009 (16 U.S.C. 7303(f));

20 (iii) \$300,000,000 shall be used for

21 vegetation and watershed management, as

22 determined by watershed-scale analytical

23 assessments; and

24 (iv) \$250,000,000 shall be used for

25 forest products;

1 (B) \$6,000,000,000 for “Capital Improve-  
2 ment and Maintenance”, to remain available  
3 through September 30, 2023, subject to the  
4 conditions that—

5 (i) the Secretary shall prioritize the  
6 use of those amounts to make substantial  
7 progress in achieving motor vehicle use  
8 plans; and

9 (ii) \$300,000,000 shall be used for  
10 the Forest Service Legacy Roads and  
11 Trails Remediation Program established by  
12 section 8 of Public Law 88–657 (as added  
13 by section 4);

14 (C) \$500,000,000 for “State and Private  
15 Forestry”, of which—

16 (i) \$100,000,000, to remain available  
17 through September 30, 2023, shall be used  
18 for competitive grants under the land-  
19 scape-scale restoration program established  
20 under section 13A of the Cooperative For-  
21 estry Assistance Act of 1978 (16 U.S.C.  
22 2109a), of which \$50,000,000 shall be  
23 used to enter into contracts with Indian  
24 tribes pursuant to the Indian Self-Deter-

mination and Education Assistance Act  
(25 U.S.C. 5301 et seq.);

(ii) \$100,000,000 shall be derived  
from the Land and Water Conservation  
Fund established under section 200302 of  
title 54, United States Code, to be used for  
the Forest Legacy Program, to remain  
available until expended;

(iii) \$100,000,000, to remain available  
through September 30, 2023, shall be used  
for the urban and community forestry pro-  
gram;

(iv) \$100,000,000, to remain available  
through September 30, 2023, shall be used  
for the community forest and open space  
conservation program; and

(v) \$100,000,000, to remain available  
through September 30, 2023, shall be used  
for State fire assistance (National Fire Ca-  
pacity); and

(D) \$100,000,000 for the purchase of per-  
sonal protective equipment and other prepared-  
ness and response expenses relating to COVID-  
19, to remain available through September 30,  
2023.

1           (2) NATURAL RESOURCES CONSERVATION  
 2 SERVICE.—For an additional amount for the Nat-  
 3 ural Resources Conservation Service,  
 4 \$5,500,000,000 for “Conservation Operations”, to  
 5 remain available through September 30, 2023, which  
 6 shall be used to fund alternative funding arrange-  
 7 ments under section 1271C(d) of the Food Security  
 8 Act of 1985 (16 U.S.C. 3871c(d)), the eligible part-  
 9 ner (as defined in section 1271A of that Act (16  
 10 U.S.C. 3871a)) with respect to which demonstrates  
 11 quantifiable and cost-efficient sediment and nutrient  
 12 reductions, and near-term job creation, subject to  
 13 the conditions that—

14           (A) the amounts shall be used—

15           (i) to fund high-impact resiliency  
 16 projects to restore watersheds, the eligible  
 17 partner (as so defined) with respect to  
 18 which demonstrates—

19           (I) quantifiable reductions to  
 20 nonpoint source pollution; or

21           (II) quantified water savings that  
 22 functionally benefit native fish and  
 23 wildlife species; and

24           (ii) to provide \$200,000,000 in tech-  
 25 nical assessment funding to eligible part-

ners (as so defined) to analyze and quantify the sediment and nutrient benefits in advance of projects carried out using those amounts, on a State-by-State and watershed-by-watershed basis, by December 31, 2022; and

(B) with respect to a project funded using amounts made available under this paragraph—

(i) the project shall be approved on an expedited basis;

(ii) the project shall receive 100 percent Federal financial assistance, with eligible partners (as so defined) managing the projects receiving a 20 percent administrative rate; and

(iii) of the amount provided for the project, not more than 15 percent shall be used by the Secretary to provide technical assistance and measure project results.

(3) COMMUNITY WOOD ENERGY AND WOOD INNOVATION PROGRAM.—\$100,000,000 for the Secretary for competitive grants under the Community Wood Energy and Wood Innovation Program established under section 9013 of the Farm Security and

1 Rural Investment Act of 2002 (7 U.S.C. 8113), to  
2 remain available through September 30, 2023.

3 (4) DEPARTMENT OF THE INTERIOR SUPPLE-  
4 MENTAL APPROPRIATIONS.—For additional  
5 amounts—

6 (A) for the Bureau of Land Manage-  
7 ment—

8 (i) \$2,000,000,000 for “Management  
9 of Lands and Resources”, to remain avail-  
10 able until September 30, 2021, which shall  
11 be used for hazardous fuels management  
12 activities, subject to the conditions that the  
13 Secretary of the Interior, acting through  
14 the Director of the Bureau of Land Man-  
15 agement, shall—

16 (I) prioritize hazardous fuels re-  
17 duction projects using those amounts  
18 for projects—

19 (aa) for which any applica-  
20 ble processes under the National  
21 Environmental Policy Act of  
22 1969 (42 U.S.C. 4321 et seq.)  
23 have been completed; and

24 (bb) that are noncommer-  
25 cial; and



- 1 (II) complete and submit to the  
2 Committee on Energy and Natural  
3 Resources of the Senate and the Com-  
4 mittee on Natural Resources of the  
5 House of Representatives an annual  
6 report describing the number of acres  
7 of land on which projects carried out  
8 using those amounts effectively miti-  
9 gated wildfire risk; and
- 10 (ii) \$25,000,000 for “Oregon and  
11 California Grant Lands”;
- 12 (B) for the United States Fish and Wild-  
13 life Service, \$300,000,000 for “Resource Man-  
14 agement”, to remain available until September  
15 30, 2021, of which—
- 16 (i) \$150,000,000 shall be used for the  
17 partners for fish and wildlife program; and
- 18 (ii) \$150,000,000 shall be used for  
19 migratory bird management under the  
20 North American waterfowl joint ventures  
21 program;
- 22 (C) for the Bureau of Reclamation,  
23 \$4,500,000,000 for “Water and Related Re-  
24 sources”, to remain available through Sep-  
25 tember 30, 2023, which shall be used to carry

1 out the WaterSMART program authorized by  
2 subtitle F of title IX of the Omnibus Public  
3 Land Management Act of 2009 (42 U.S.C.  
4 10361 et seq.)—

5 (i) subject to the conditions that—

6 (I) projects funded using those  
7 amounts shall have—

8 (aa) quantifiable and high-  
9 efficiency improvements to re-  
10 gional drought resiliency; or

11 (bb) quantifiable increases  
12 in streamflows that functionally  
13 benefit native fish and wildlife  
14 species; and

15 (II) the amount of a grant pro-  
16 vided using those amounts shall be  
17 not more than \$50,000,000; and

18 (ii) of which \$100,000,000 shall be  
19 provided in technical assessment funding  
20 to recipients of amounts under that pro-  
21 gram to analyze and quantify the sediment  
22 and nutrient benefits of projects carried  
23 out using those amounts, on a State-by-  
24 State basis, by December 31, 2022; and

1 (D) for the Bureau of Indian Affairs,  
2 \$45,000,000 for “Operation of Indian Pro-  
3 grams”, of which—

4 (i) \$20,000,000 shall be used for for-  
5 estry, subject to the condition that such  
6 amount shall be divided equally between  
7 Tribal priority allocation and forest  
8 projects;

9 (ii) \$20,000,000 shall be made avail-  
10 able to Indian Tribes on a competitive  
11 basis to build capacity for participation in  
12 large landscape-scale forest health treat-  
13 ments; and

14 (iii) \$5,000,000 shall be used for a  
15 workforce development initiative to recruit  
16 and retain forestry professionals on Indian  
17 land.

18 (5) DEPARTMENT OF HOMELAND SECURITY  
19 SUPPLEMENTAL APPROPRIATIONS.—For an addi-  
20 tional amount for the Department of Homeland Se-  
21 curity for “Disaster Relief Fund”, \$100,000,000 for  
22 the Building Resilient Infrastructure and Commu-  
23 nities program under section 203 of the Robert T.  
24 Stafford Disaster Relief and Emergency Assistance  
25 Act (42 U.S.C. 5133), to remain available until Sep-

1       tember 30, 2031, for the purposes of increasing  
2       wildfire resiliency.

3               (6) DEPARTMENT OF LABOR APPROPRIA-  
4       TIONS.—\$9,000,000,000 for the Department of  
5       Labor for the Civilian Conservation Corps program  
6       established under subtitle E of title I of the Work-  
7       force Innovation and Opportunity Act, to remain  
8       available through September 30, 2022.

9               (7) DEPARTMENT OF COMMERCE SUPPLE-  
10      MENTAL APPROPRIATIONS.—For an additional  
11      amount for the Department of Commerce for “Oper-  
12      ations, Research, and Facilities”, \$2,000,000,000  
13      for the National Oceans and Coastal Security Fund  
14      established under section 904 of the National  
15      Oceans and Coastal Security Act (16 U.S.C. 7503)  
16      to award grants under section 906 of that Act (16  
17      U.S.C. 7505), to remain available until September  
18      30, 2031, for the purposes of creating jobs, restoring  
19      wetlands, dunes, reefs, marshes, kelp forests,  
20      mangroves, and other living shorelines to reduce  
21      flood risks, create habitat, and restart tourism.

22      (b) LOCAL BENEFIT; ENVIRONMENTAL ANALYSIS.—  
23      To the extent practicable, in using amounts made avail-  
24      able under subsection (a)(1), the Secretary of Agriculture,  
25      acting through the Chief of the Forest Service—

1           (1) is encouraged to enter into stewardship con-  
2       tracting projects under section 604 of the Healthy  
3       Forests Restoration Act of 2003 (16 U.S.C. 6591c)  
4       in order to maximize the economic benefit for rural  
5       communities; and

6           (2) shall carry out projects using those amounts  
7       in accordance with section 104 of the Healthy For-  
8       ests Restoration Act of 2003 (16 U.S.C. 6514).

9       (c) QUALIFIED YOUTH OR CONSERVATION CORPS.—  
10   In carrying out projects using amounts made available  
11   under paragraphs (1) through (4) of subsection (a), the  
12   Secretary (as defined in subparagraphs (A) and (B) of  
13   section 203(13) of the Public Lands Corps Act of 1993  
14   (16 U.S.C. 1722(13))) shall—

15           (1) use qualified youth or conservation corps  
16       (as defined in section 203 of that Act (16 U.S.C.  
17       1722)) to the maximum extent practicable;

18           (2) consult with the National Association of  
19       Service and Conservation Corps for the purpose of  
20       identifying appropriate projects, activities, and work-  
21       force development outcomes; and

22           (3) be authorized to use such amounts as are  
23       necessary to provide technical assistance.

24       (d) MATCHING FUNDS WAIVER.—Any otherwise ap-  
25   plicable matching funds requirements, including under

1 section 212(a)(1) of the Public Lands Corps Act of 1993  
 2 (16 U.S.C. 1729(a)(1)), shall be waived for projects car-  
 3 ried out using amounts made available under this section.

4 (e) FEDERAL COORDINATION.—The head of each  
 5 Federal agency for which amounts are made available  
 6 under this section shall monitor and track, through an on-  
 7 line platform that is usable by personnel across Federal  
 8 agencies, the expenditure of those amounts.

9 (f) PRIORITY.—In using amounts made available  
 10 under this section, the Secretary of Agriculture, the Sec-  
 11 retary of the Interior, the Secretary of Homeland Security,  
 12 or the Secretary of Labor, as applicable, shall give priority  
 13 to funding projects that maximize quantifiable environ-  
 14 mental benefits for the least cost.

### 15 **SEC. 3. OUTFITTERS AND GUIDES RELIEF PROGRAM.**

16 (a) DEFINITIONS.—In this section:

17 (1) ELIGIBLE ENTITY.—The term “eligible enti-  
 18 ty” means a holder of a special use permit that has  
 19 fewer than 500 full-time equivalent employees.

20 (2) FUND.—The term “Fund” means the Out-  
 21 fitters and Guides Relief Fund established by sub-  
 22 section (b).

23 (3) SECRETARY CONCERNED.—The term “Sec-  
 24 retary concerned” means—

1 (A) the Secretary of Agriculture, acting  
2 through the Chief of the Forest Service, in the  
3 case of a special use permit issued by the For-  
4 est Service;

5 (B) the Secretary of the Interior, in the  
6 case of a special use permit issued by—

7 (i) the Department of the Interior; or

8 (ii) a State agency described in para-  
9 graph (4)(H); and

10 (C) the Secretary of Defense, in the case  
11 of a special use permit issued by the Corps of  
12 Engineers.

13 (4) SPECIAL USE PERMIT.—The term “special  
14 use permit” means—

15 (A) with respect to the Forest Service, a  
16 special use authorization (as defined in section  
17 251.51 of title 36, Code of Federal Regulations  
18 (or successor regulations)), for guiding or out-  
19 fitting (as those terms are defined in that sec-  
20 tion (or successor regulations));

21 (B) with respect to the National Park  
22 Service, a commercial use authorization for out-  
23 fitting and guiding issued under—

1 (i) section 803(h) of the Federal  
2 Lands Recreation Enhancement Act (16  
3 U.S.C. 6802(h)); or

4 (ii) section 101925 of title 54, United  
5 States Code;

6 (C) with respect to the National Park  
7 Service, a concession contract for outdoor recre-  
8 ation activities awarded under subchapter II of  
9 chapter 1019 of title 54, United States Code  
10 (not including a commercial use authorization  
11 under section 101925 of that title);

12 (D) with respect to the United States Fish  
13 and Wildlife Service, a special use permit for  
14 recreational, sport fishing, or hunting outfitting  
15 and guiding;

16 (E) with respect to the Bureau of Land  
17 Management, a special recreation permit for  
18 commercial outfitting and guiding;

19 (F) with respect to the Bureau of Rec-  
20 lamation, a use authorization for guiding, out-  
21 fitting, or other recreational services;

22 (G) with respect to the Corps of Engi-  
23 neers, a contract for recreation services; and

24 (H) with respect to a State agency that  
25 issues recreational special use permits to recre-



1           ation service providers, a special use agreement  
2           for recreational services.

3           (b) ESTABLISHMENT OF FUND.—There is estab-  
4   lished in the Treasury of the United States a fund, to be  
5   known as the “Outfitters and Guides Relief Fund”.

6           (c) USE OF AMOUNTS.—The Secretary concerned  
7   shall use amounts in the Fund to provide payments to eli-  
8   gible entities in accordance with this section.

9           (d) APPLICATIONS.—

10           (1) IN GENERAL.—To receive a payment under  
11   this section, not later than 18 months after the date  
12   of enactment of this Act, an eligible entity shall sub-  
13   mit to the Secretary concerned an application to re-  
14   ceive a payment.

15           (2) LIMITATION.—An eligible entity may sub-  
16   mit applications under paragraph (1) not more fre-  
17   quently than once every 90 days during the 18-  
18   month period beginning on the date of enactment of  
19   this Act.

20           (e) PAYMENTS.—

21           (1) IN GENERAL.—Subject to paragraphs (2)  
22   and (3), the amount of a payment under this section  
23   shall be an amount equal to the difference between,  
24   during the period that the eligible entity was unable  
25   to provide recreational services at full capacity under

1 a special use permit due to a State or Federal action  
 2 resulting from the Coronavirus Disease 2019 (re-  
 3 ferred to in this subsection as the “covered pe-  
 4 riod”)—

5 (A) the sum obtained by adding—

6 (i) the operating and administrative  
 7 expenses of the eligible entity directly re-  
 8 lating to recreational services under the  
 9 special use permit, as calculated based on  
 10 the average of the 3 previous years; and

11 (ii) the payroll expenses and owner  
 12 compensation of the eligible entity directly  
 13 relating to recreational services under the  
 14 special use permit, as calculated based on  
 15 the average of the 3 previous years; and

16 (B) the full gross revenue of the eligible  
 17 entity directly relating to recreational services  
 18 under the special use permit.

19 (2) CERTAIN ENTITIES.—Subject to paragraph  
 20 (3), in the case of an eligible entity that has been  
 21 a holder of a special use permit for less than 3  
 22 years, the amount of a payment under this section  
 23 shall be an amount equal to the lesser of—

24 (A) the operating expenses of the eligible  
 25 entity directly relating to recreational services

1 under the special use permit during the covered  
2 period; and

3 (B) \$30,000.

4 (3) LIMITATION.—An eligible entity shall not  
5 receive any amount under this section that covers  
6 expenses or compensation described in paragraphs  
7 (1) and (2) for which assistance has been provided  
8 under—

9 (A) section 7(a)(36) of the Small Business  
10 Act (15 U.S.C. 636(a)(36)); or

11 (B) section 7(b)(2) of that Act (15 U.S.C.  
12 636(b)(2)).

13 (f) DUTIES OF ELIGIBLE ENTITIES.—

14 (1) IN GENERAL.—An eligible entity shall use a  
15 payment received under this section to continue  
16 business operations of the eligible entity.

17 (2) CONDITION.—As a condition on the receipt  
18 of a payment under this section, an eligible entity  
19 shall retain not less than 70 percent of the full-time  
20 equivalent positions of the eligible entity, based on  
21 the average number of full-time equivalent positions  
22 of the eligible entity during the comparable period,  
23 as determined by the Secretary concerned, over the  
24 3 previous years.

1 (g) APPROPRIATION.—There is appropriated, out of  
 2 amounts in the Treasury not otherwise appropriated,  
 3 \$7,000,000,000 to the Fund for the period of fiscal years  
 4 2020 and 2021, to remain available until expended.

5 **SEC. 4. FOREST SERVICE LEGACY ROADS AND TRAILS RE-**  
 6 **MEDIATION PROGRAM.**

7 Public Law 88–657 (16 U.S.C. 532 et seq.) (com-  
 8 monly known as the “Forest Roads and Trails Act”) is  
 9 amended by adding at the end the following:

10 **“SEC. 8. FOREST SERVICE LEGACY ROADS AND TRAILS RE-**  
 11 **MEDIATION PROGRAM.**

12 “(a) IN GENERAL.—Not later than 180 days after  
 13 the date of enactment of this section, the Secretary, acting  
 14 through the Chief of the Forest Service (referred to in  
 15 this section as the ‘Secretary’), shall establish, and develop  
 16 a national strategy to carry out, a program, to be known  
 17 as the ‘Forest Service Legacy Roads and Trails Remedi-  
 18 ation Program’, within the National Forest System (as de-  
 19 fined in section 11(a) of the Forest and Rangeland Renew-  
 20 able Resources Planning Act of 1974 (16 U.S.C.  
 21 1609(a))) to implement the minimum road systems identi-  
 22 fied under subsection (b).

23 “(b) IDENTIFICATION OF MINIMUM ROAD SYS-  
 24 TEMS.—Not later than 3 years after the date of enactment  
 25 of this section, the Secretary shall identify, for each unit

1 of the National Forest System (as defined in subsection  
 2 (a)), the minimum road system and unneeded roads in ac-  
 3 cordance with section 212.5(b) of title 36, Code of Federal  
 4 Regulations (as in effect on the date of enactment of this  
 5 Act).

6 “(c) PRIORITIES.—In establishing and carrying out  
 7 the program under subsection (a) and the identifications  
 8 under subsection (b), the Secretary shall use the priorities  
 9 described in section 212.5(b)(2) of title 36, Code of Fed-  
 10 eral Regulations (as in effect on the date of enactment  
 11 of this section).

12 “(d) UNNEEDED ROADS.—The Secretary shall de-  
 13 commission any roads identified as unneeded under sub-  
 14 section (b) as soon as practicable after making the identi-  
 15 fication under that subsection.

16 “(e) REVIEW; REVISION.—The Secretary shall re-  
 17 view, and may revise, an identification made under sub-  
 18 section (b) for a unit of the National Forest System (as  
 19 defined in subsection (a)) during a revision of the land  
 20 and resource management plan applicable to that unit.”.

21 **SEC. 5. CIVILIAN CONSERVATION CORPS.**

22 (a) ESTABLISHMENT.—Title I of the Workforce Inno-  
 23 vation and Opportunity Act (29 U.S.C. 3111 et seq.) is  
 24 amended—

1 (1) by redesignating subtitle E (29 U.S.C. 3241  
2 et seq.) as subtitle F; and

3 (2) by inserting after subtitle D the following:

4 **“Subtitle E—Civilian Conservation**  
5 **Corps**

6 **“SEC. 176. CIVILIAN CONSERVATION CORPS PROGRAM.**

7 “(a) DEFINITIONS.—In this section:

8 “(1) MEMBER ORGANIZATIONS.—The term  
9 ‘member organizations’ means the boards, entities,  
10 and agencies that agree to an agreement described  
11 in subsection (d).

12 “(2) QUALIFIED ENTITY.—The term ‘qualified  
13 entity’ means an entity carrying out a program  
14 using qualified youth or conservation corps criteria.

15 “(3) QUALIFIED YOUTH OR CONSERVATION  
16 CORPS CRITERIA.—The term ‘qualified youth or con-  
17 servation corps criteria’ means the model and stand-  
18 ards for a program described in section 203(11) of  
19 the Public Land Corps Act of 1993 (16 U.S.C.  
20 1722(11)).

21 “(b) ESTABLISHMENT.—The Secretary shall estab-  
22 lish and carry out a Civilian Conservation Corps program.  
23 The program shall be carried out using qualified youth  
24 or conservation corps criteria and through Civilian Con-  
25 servation Corps projects.

1       “(c) GRANTS.—In carrying out the Civilian Conserva-  
2   tion Corps program, the Secretary shall make grants to  
3   eligible State boards and local boards, acting in partner-  
4   ship with member organizations, to carry out Civilian Con-  
5   servation Corps projects.

6       “(d) ELIGIBLE BOARDS.—To be eligible to receive a  
7   grant under this section, a State board or local board shall  
8   have entered into an agreement with 1 or more qualified  
9   entities and, at the option of the board involved, 1 or more  
10   applicable State or local agencies, to carry out a Civilian  
11   Conservation Corps project. The agreement shall specify  
12   the roles of the State board or local board, of each quali-  
13   fied entity, and of any other applicable State or local agen-  
14   cy involved, in carrying out the Civilian Conservation  
15   Corps project.

16       “(e) APPLICATION.—To be eligible to receive a grant  
17   under this section for a Civilian Conservation Corps  
18   project, the State board or local board shall submit an  
19   application to the Secretary, at such time and in such  
20   manner as the Secretary may require, that contains—

21               “(1) a description of the project, including how  
22       the projects relates to goals described in subsection  
23       (g);

24               “(2) a copy of the agreement described in sub-  
25       section (d);

1           “(3) the scope of work and budget for the  
2       project;

3           “(4) the number of enrollees needed to carry  
4       out the project;

5           “(5) a description of the manner in which the  
6       member organizations shall recruit, screen, and se-  
7       lect enrollees;

8           “(6) a description of the manner in which the  
9       qualified entities will provide, through the project—

10           “(A) education, work experience, and  
11       work-based learning; and

12           “(B) training, such as basic skills training,  
13       the development of job-specific occupational  
14       skills, or other training activities, designed to  
15       lead to the attainment of an industry-recog-  
16       nized credential, including a description of the  
17       training that leads to the credential;

18           “(7) a description of the stipend, allowance, or  
19       other benefits an enrollee in the project will receive;

20           “(8) a description of the supportive services  
21       that an enrollee in the project will receive; and

22           “(9) information specifying how the member or-  
23       ganizations will collect such information on the  
24       project and enrollees as the Secretary may require,



1       and submit a report containing that information to  
2       the Secretary.

3       “(f) FISCAL AGENT.—The State board or local board  
4       shall act as the fiscal agent for the grant and shall dis-  
5       tribute funds for the Civilian Conservation Corps project  
6       to the member organizations involved.

7       “(g) ELIGIBLE USE OF FUNDS.—Qualified entities  
8       may use funds distributed for each Civilian Conservation  
9       Corps project, with goals relating to conservation, outdoor  
10      recreation, or other environmental matters, for—

11           “(1) education, work experience, and workforce  
12           investment activities outlined in section 129(c)(2) re-  
13           lated to conservation, outdoor recreation, and other  
14           environmental industries;

15           “(2) other education and training activities that  
16           focus on career development in such industries;

17           “(3) activities leading to development and com-  
18           pletion of the project;

19           “(4) activities for data collection, management,  
20           and reporting;

21           “(5) other activities designed to lead to success-  
22           ful completion of the project and workforce develop-  
23           ment outcomes; and

24           “(6) any administrative activities supporting  
25           the project.

1       “(h) QUALIFIED YOUTH OR CONSERVATION  
2 CORPS.—In carrying out projects under this section, the  
3 Secretary shall—

4           “(1) consult with the National Association of  
5 Service and Conservation Corps—

6           “(A) to establish standards used to iden-  
7 tify appropriate types of Civilian Conservation  
8 Corps projects, and activities to be provided  
9 and workforce development outcomes sought,  
10 through those projects; and

11           “(B) to establish specific performance ac-  
12 countability measures for evaluating Civilian  
13 Conservation Corps projects; and

14           “(2) enter into a contract or cooperative agree-  
15 ment with the National Association of Service and  
16 Conservation Corps to develop recommendations for  
17 the standards and measures described in paragraph  
18 (1).”.

19 (b) CONFORMING AMENDMENTS.—

20           (1) ONE-STOP DELIVERY SYSTEMS.—Section  
21 121(b)(1)(C)(ii)(II) of the Workforce Innovation and  
22 Opportunity Act (29 U.S.C. 3151(b)(1)(C)(ii)(II)) is  
23 amended by striking “subtitles C through E” and  
24 inserting “subtitles C, D, and F”.

1           (2) TRANSITION.—Section 503(b) of the Work-  
 2           force Innovation and Opportunity Act (29 U.S.C.  
 3           3343(b)) is amended by inserting before the period  
 4           at the end the following: “(as in effect on the day  
 5           before the date of enactment of the Workforce Inno-  
 6           vation and Opportunity Act)”.

7           (c) TABLE OF CONTENTS.—The table of contents in  
 8           section 1(b) of the Workforce Innovation and Opportunity  
 9           Act is amended—

10           (1) by striking the item relating to the subtitle  
 11           heading for subtitle E of title I and inserting the fol-  
 12           lowing:

“Subtitle F—Administration”;

13           and

14           (2) by inserting after the item relating to sec-  
 15           tion 172 the following:

“Subtitle E—Civilian Conservation Corps

“Sec. 176. Civilian Conservation Corps program.”.

16           **SEC. 6. NATIONAL PARKS AND PUBLIC LAND LEGACY RES-**  
 17           **TORATION FUND.**

18           (a) IN GENERAL.—Subtitle II of title 54, United  
 19           States Code, is amended by inserting after chapter 2003  
 20           the following:

1 **“CHAPTER 2004—NATIONAL PARKS AND**  
 2 **PUBLIC LAND LEGACY RESTORATION**  
 3 **FUND**

“Sec.

“200401. Definitions.

“200402. National Parks and Public Land Legacy Restoration Fund.

4 **“§ 200401. Definitions**

5 “In this chapter:

6 “(1) ASSET.—The term ‘asset’ means any real  
 7 property, including any physical structure or group-  
 8 ing of structures, landscape, trail, or other tangible  
 9 property, that—

10 “(A) has a specific service or function; and

11 “(B) is tracked and managed as a distinct,  
 12 identifiable entity by the applicable covered  
 13 agency.

14 “(2) COVERED AGENCY.—The term ‘covered  
 15 agency’ means—

16 “(A) the Service;

17 “(B) the United States Fish and Wildlife  
 18 Service;

19 “(C) the Forest Service;

20 “(D) the Bureau of Land Management;

21 and

22 “(E) the Bureau of Indian Education.

1           “(3) FUND.—The term ‘Fund’ means the Na-  
 2           tional Parks and Public Land Legacy Restoration  
 3           Fund established by section 200402(a).

4           “(4) PROJECT.—The term ‘project’ means any  
 5           activity to reduce or eliminate deferred maintenance  
 6           of an asset, which may include resolving directly re-  
 7           lated infrastructure deficiencies of the asset that  
 8           would not by itself be classified as deferred mainte-  
 9           nance.

10   **“§ 200402. National Parks and Public Land Legacy**  
 11           **Restoration Fund**

12           “(a) ESTABLISHMENT.—There is established in the  
 13           Treasury of the United States a fund to be known as the  
 14           ‘National Parks and Public Land Legacy Restoration  
 15           Fund’.

16           “(b) DEPOSITS.—

17           “(1) IN GENERAL.—Except as provided in para-  
 18           graph (2), for each of fiscal years 2021 through  
 19           2025, there shall be deposited in the Fund an  
 20           amount equal to 50 percent of all energy develop-  
 21           ment revenues due and payable to the United States  
 22           from oil, gas, coal, or alternative or renewable en-  
 23           ergy development on Federal land and water cred-  
 24           ited, covered, or deposited as miscellaneous receipts  
 25           under Federal law in the preceding fiscal year.

1           “(2) MAXIMUM AMOUNT.—The amount depos-  
 2           ited in the Fund under paragraph (1) shall not ex-  
 3           ceed \$1,900,000,000 for any fiscal year.

4           “(3) EFFECT ON OTHER REVENUES.—Nothing  
 5           in this section affects the disposition of revenues  
 6           that—

7                   “(A) are due to the United States, special  
 8                   funds, trust funds, or States from mineral and  
 9                   energy development on Federal land and water;  
 10                  or

11                  “(B) have been otherwise appropriated—

12                   “(i) under Federal law, including—

13                           “(I) the Gulf of Mexico Energy  
 14                           Security Act of 2006 (43 U.S.C. 1331  
 15                           note; Public Law 109–432); and

16                           “(II) the Mineral Leasing Act  
 17                           (30 U.S.C. 181 et seq.); or

18                   “(ii) from—

19                           “(I) the Land and Water Con-  
 20                           servation Fund established under  
 21                           chapter 2003; or

22                           “(II) the Historic Preservation  
 23                           Fund established under chapter 3031.

24           “(c) AVAILABILITY OF FUNDS.—Amounts deposited  
 25           in the Fund shall be available to the Secretary and the

1 Secretary of Agriculture, as provided in subsection (e),  
 2 without further appropriation or fiscal year limitation.

3 “(d) INVESTMENT OF AMOUNTS.—

4 “(1) IN GENERAL.—The Secretary may request  
 5 the Secretary of the Treasury to invest any portion  
 6 of the Fund that is not, as determined by the Sec-  
 7 retary, in consultation with the Secretary of Agri-  
 8 culture, required to meet the current needs of the  
 9 Fund.

10 “(2) REQUIREMENT.—An investment requested  
 11 under paragraph (1) shall be made by the Secretary  
 12 of the Treasury in a public debt security—

13 “(A) with a maturity suitable to the needs  
 14 of the Fund, as determined by the Secretary;  
 15 and

16 “(B) bearing interest at a rate determined  
 17 by the Secretary of the Treasury, taking into  
 18 consideration current market yields on out-  
 19 standing marketable obligations of the United  
 20 States of comparable maturity.

21 “(3) CREDITS TO FUND.—The income on in-  
 22 vestments of the Fund under this subsection shall be  
 23 credited to, and form a part of, the Fund.

24 “(e) USE OF FUNDS.—

1           “(1) IN GENERAL.—Amounts deposited in the  
 2           Fund for each fiscal year shall be used for priority  
 3           deferred maintenance projects in the System, in the  
 4           National Wildlife Refuge System, on public land ad-  
 5           ministered by the Bureau of Land Management, for  
 6           the Bureau of Indian Education schools, and in the  
 7           National Forest System, as follows:

8                   “(A) 70 percent of the amounts deposited  
 9                   in the Fund for each fiscal year shall be allo-  
 10                  cated to the Service.

11                  “(B) 15 percent of the amounts deposited  
 12                  in the Fund for each fiscal year shall be allo-  
 13                  cated to the Forest Service.

14                  “(C) 5 percent of the amounts deposited in  
 15                  the Fund for each fiscal year shall be allocated  
 16                  to the United States Fish and Wildlife Service.

17                  “(D) 5 percent of the amounts deposited in  
 18                  the Fund for each fiscal year shall be allocated  
 19                  to the Bureau of Land Management.

20                  “(E) 5 percent of the amounts deposited in  
 21                  the Fund for each fiscal year shall be allocated  
 22                  to the Bureau of Indian Education.

23           “(2) LIMITATIONS.—

24                   “(A) NON-TRANSPORTATION PROJECTS.—  
 25           Over the term of the Fund, within each covered



1           agency, not less than 65 percent of amounts  
 2           from the Fund shall be allocated for non-trans-  
 3           portation projects.

4           “(B) TRANSPORTATION PROJECTS.—The  
 5           amounts remaining in the Fund after the allo-  
 6           cations required under subparagraph (A) may  
 7           be allocated for transportation projects of the  
 8           covered agencies, including paved and unpaved  
 9           roads, bridges, tunnels, and paved parking  
 10          areas.

11          “(C) PLAN.—Any priority deferred mainte-  
 12          nance project funded under this section shall be  
 13          consistent with an applicable transportation, de-  
 14          ferred maintenance, or capital improvement  
 15          plan developed by the applicable covered agen-  
 16          cy.

17          “(f) PROHIBITED USE OF FUNDS.—No amounts in  
 18          the Fund shall be used—

19               “(1) for land acquisition;

20               “(2) to supplant discretionary funding made  
 21          available for annually recurring facility operations,  
 22          maintenance, and construction needs; or

23               “(3) for bonuses for employees of the Federal  
 24          Government that are carrying out this section.

1       “(g) SUBMISSION OF PRIORITY LIST OF PROJECTS  
 2 TO CONGRESS.—Not later than 90 days after the date of  
 3 enactment of this section, the Secretary and the Secretary  
 4 of Agriculture shall submit to the Committees on Energy  
 5 and Natural Resources and Appropriations of the Senate  
 6 and the Committees on Natural Resources and Appropria-  
 7 tions of the House of Representatives a list of projects  
 8 to be funded for fiscal year 2021 that—

9               “(1) are identified by the Secretary and the  
 10 Secretary of Agriculture as priority deferred mainte-  
 11 nance projects; and

12               “(2) as of the date of the submission of the list,  
 13 are ready to be implemented.

14       “(h) SUBMISSION OF ANNUAL LIST OF PROJECTS TO  
 15 CONGRESS.—Until the date on which all of the amounts  
 16 in the Fund are expended, the President shall annually  
 17 submit to Congress, together with the annual budget of  
 18 the United States, a list of projects to be funded from  
 19 the Fund that includes a detailed description of each  
 20 project, including the estimated expenditures from the  
 21 Fund for the project for the applicable fiscal year.

22       “(i) ALTERNATE ALLOCATION.—

23               “(1) IN GENERAL.—Appropriations Acts may  
 24 provide for alternate allocation of amounts made

1 available under this section, consistent with the allo-  
2 cations to covered agencies under subsection (e)(1).

3 “(2) ALLOCATION BY PRESIDENT.—

4 “(A) NO ALTERNATE ALLOCATIONS.—If  
5 Congress has not enacted legislation estab-  
6 lishing alternate allocations by the date on  
7 which the Act making full-year appropriations  
8 for the Department of the Interior, Environ-  
9 ment, and Related Agencies for the applicable  
10 fiscal year is enacted into law, amounts made  
11 available under subsection (c) shall be allocated  
12 by the President.

13 “(B) INSUFFICIENT ALTERNATE ALLOCA-  
14 TION.—If Congress enacts legislation estab-  
15 lishing alternate allocations for amounts made  
16 available under subsection (c) that are less than  
17 the full amount appropriated under that sub-  
18 section, the difference between the amount ap-  
19 propriated and the alternate allocation shall be  
20 allocated by the President.

21 “(j) PUBLIC DONATIONS.—

22 “(1) IN GENERAL.—The Secretary and the Sec-  
23 retary of Agriculture may accept public cash or in-  
24 kind donations that advance efforts—

1 “(A) to reduce the deferred maintenance  
2 backlog; and

3 “(B) to encourage relevant public-private  
4 partnerships.

5 “(2) CREDITS TO FUND.—Any cash donations  
6 accepted under paragraph (1) shall be—

7 “(A) credited to, and form a part of, the  
8 Fund; and

9 “(B) allocated to the covered agency for  
10 which the donation was made.

11 “(3) OTHER ALLOCATIONS.—Any donations al-  
12 located to a covered agency under paragraph (2)(B)  
13 shall be allocated to the applicable covered agency  
14 independently of the allocations under subsection  
15 (e)(1).

16 “(k) REQUIRED CONSIDERATION FOR ACCESSI-  
17 BILITY.—In expending amounts from the Fund, the Sec-  
18 retary and the Secretary of Agriculture shall incorporate  
19 measures to improve the accessibility of assets and accom-  
20 modate visitors and employees with disabilities in accord-  
21 ance with applicable law.”.

22 (b) CLERICAL AMENDMENT.—The table of chapters  
23 for subtitle II of title 54, United States Code, is amended  
24 by inserting after the item relating to chapter 2003 the  
25 following:

“2004. National Parks and Public Land Legacy Restoration Fund ....200401”.

1 (c) GAO STUDY.—Not later than 5 years after the  
 2 date of enactment of this Act, the Comptroller General  
 3 of the United States shall—

4 (1) conduct a study on the implementation of  
 5 this section and the amendments made by this sec-  
 6 tion, including whether this section and the amend-  
 7 ments made by this section have effectively reduced  
 8 the priority deferred maintenance backlog of the cov-  
 9 ered agencies (as that term is defined in section  
 10 200401 of title 54, United States Code); and

11 (2) submit to Congress a report that describes  
 12 the results of the study under paragraph (1).

13 **SEC. 7. PERMANENT FULL FUNDING OF THE LAND AND**  
 14 **WATER CONSERVATION FUND.**

15 (a) IN GENERAL.—Section 200303 of title 54, United  
 16 States Code, is amended to read as follows:

17 **“§ 200303. Availability of funds**

18 “(a) IN GENERAL.—Any amounts deposited in the  
 19 Fund under section 200302 for fiscal year 2020 and each  
 20 fiscal year thereafter shall be made available for expendi-  
 21 ture for fiscal year 2021 and each fiscal year thereafter,  
 22 without further appropriation or fiscal year limitation, to  
 23 carry out the purposes of the Fund (including accounts  
 24 and programs made available from the Fund pursuant to

1 the Further Consolidated Appropriations Act, 2020 (Pub-  
 2 lic Law 116–94; 133 Stat. 2534)).

3 “(b) ADDITIONAL AMOUNTS.—Amounts made avail-  
 4 able under subsection (a) shall be in addition to amounts  
 5 made available to the Fund under section 105 of the Gulf  
 6 of Mexico Energy Security Act of 2006 (43 U.S.C. 1331  
 7 note; Public Law 109–432) or otherwise appropriated  
 8 from the Fund.

9 “(c) ALLOCATION AUTHORITY.—

10 “(1) SUBMISSION OF COST ESTIMATES.—The  
 11 President shall submit to Congress detailed account,  
 12 program, and project allocations of the full amount  
 13 made available under subsection (a)—

14 “(A) for fiscal year 2021, not later than  
 15 90 days after the date of enactment of the 21st  
 16 Century Conservation Corps for Our Health  
 17 and Our Jobs Act; and

18 “(B) for each fiscal year thereafter, as  
 19 part of the annual budget submission of the  
 20 President.

21 “(2) ALTERNATE ALLOCATION.—

22 “(A) IN GENERAL.—Appropriations Acts  
 23 may provide for alternate allocation of amounts  
 24 made available under subsection (a), including  
 25 allocations by account, program, and project.

1 “(B) ALLOCATION BY PRESIDENT.—

2 “(i) NO ALTERNATE ALLOCATIONS.—

3 If Congress has not enacted legislation es-  
 4 tablishing alternate allocations by the date  
 5 on which the Act making full-year appro-  
 6 priations for the Department of the Inte-  
 7 rior, Environment, and Related Agencies  
 8 for the applicable fiscal year is enacted  
 9 into law, amounts made available under  
 10 subsection (a) shall be allocated by the  
 11 President.

12 “(ii) INSUFFICIENT ALTERNATE AL-  
 13 LOCATION.—If Congress enacts legislation  
 14 establishing alternate allocations for  
 15 amounts made available under subsection  
 16 (a) that are less than the full amount ap-  
 17 propriated under that subsection, the dif-  
 18 ference between the amount appropriated  
 19 and the alternate allocation shall be allo-  
 20 cated by the President.

21 “(3) RECREATIONAL PUBLIC ACCESS.—

22 Amounts expended from the Fund under this section  
 23 shall be consistent with the requirements for rec-  
 24 reational public access for hunting, fishing, rec-

1       reational shooting, or other outdoor recreational pur-  
2       poses under section 200306(c).

3           “(4) ANNUAL REPORT.—The President shall  
4       submit to Congress an annual report that describes  
5       the final allocation by account, program, and project  
6       of amounts made available under subsection (a), in-  
7       cluding a description of the status of obligations and  
8       expenditures.”.

9       (b) CONFORMING AMENDMENTS.—

10           (1) Section 200302(c) of title 54, United States  
11       Code, is amended by striking paragraph (3).

12           (2) Section 200306(a)(2)(B) of title 54, United  
13       States Code, is amended by striking clause (iii).

14       (c) CLERICAL AMENDMENT.—The table of sections  
15       for chapter 2003 of title 54, United States Code, is  
16       amended by striking the item relating to section 200303  
17       and inserting the following:

      “200303. Availability of funds.”.

18       **SEC. 8. EMERGENCY DESIGNATION.**

19           (a) IN GENERAL.—The amounts provided by this Act  
20       are designated as an emergency requirement pursuant to  
21       section 4(g) of the Statutory Pay-As-You-Go Act of 2010  
22       (2 U.S.C. 933(g)).

23           (b) DESIGNATION IN SENATE.—In the Senate, this  
24       Act is designated as an emergency requirement pursuant  
25       to section 4112(a) of H. Con. Res. 71 (115th Congress),



1 the concurrent resolution on the budget for fiscal year  
2 2018.

