

Union Calendar No. 360

116TH CONGRESS
2^D SESSION

H. R. 7612

[Report No. 116–448]

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2021, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 14, 2020

Ms. MCCOLLUM, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2021, and for other purposes.

DEPARTMENT OF THE INTERIOR

MANAGEMENT OF LANDS AND RESOURCES

For necessary expenses for protection, use, improvement, development, disposal, cadastral surveying, classification, acquisition of easements and other interests in lands, and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including the general administration of the Bureau, and assessment of mineral potential of public lands pursuant to section 1010(a) of Public Law 96-487 (16 U.S.C. 3150(a)), \$1,206,425,000, to remain available until September 30, 2022; of which \$100,550,000 for annual and deferred maintenance and \$102,620,000 for the wild horse and burro program, as

1 authorized by Public Law 92–195 (16 U.S.C. 1331 et
2 seq.), shall remain available until expended: *Provided*,
3 That amounts in the fee account of the BLM Permit Proc-
4 essing Improvement Fund may be used for bureau-related
5 expenses directly associated with the processing of oil and
6 gas applications for permits to drill and related use of au-
7 thorizations.

8 In addition, \$39,696,000 is for Mining Law Adminis-
9 tration program operations, including the cost of admin-
10 istering the mining claim fee program, to remain available
11 until expended, to be reduced by amounts collected by the
12 Bureau and credited to this appropriation from mining
13 claim maintenance fees and location fees that are hereby
14 authorized for fiscal year 2021, so as to result in a final
15 appropriation estimated at not more than \$1,206,425,000,
16 and \$2,000,000, to remain available until expended, from
17 communication site rental fees established by the Bureau
18 for the cost of administering communication site activities.

19 Of the unobligated balances from amounts made
20 available under this heading in fiscal year 2018 or before,
21 \$17,000,000 is permanently rescinded: *Provided*, That no
22 amounts may be rescinded from amounts originally allo-
23 cated for deferred maintenance and capital improvement
24 activities: *Provided further*, That no amounts may be re-
25 scinded from amounts that were designated by the Con-

gress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

LAND ACQUISITION

(INCLUDING RESCISSION OF FUNDS)

Of the unobligated balances from amounts made available for Land Acquisition and derived from the Land and Water Conservation Fund, \$2,000,000 is hereby permanently rescinded from projects with cost savings or failed or partially failed projects: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal lands in the Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way; and acquisition of lands or interests therein, including existing connecting roads on or adjacent to such grant lands; \$115,607,000, to remain

1 available until expended: *Provided*, That 25 percent of the
2 aggregate of all receipts during the current fiscal year
3 from the revested Oregon and California Railroad grant
4 lands is hereby made a charge against the Oregon and
5 California land-grant fund and shall be transferred to the
6 General Fund in the Treasury in accordance with the sec-
7 ond paragraph of subsection (b) of title II of the Act of
8 August 28, 1937 (43 U.S.C. 2605).

9 RANGE IMPROVEMENTS

10 For rehabilitation, protection, and acquisition of
11 lands and interests therein, and improvement of Federal
12 rangelands pursuant to section 401 of the Federal Land
13 Policy and Management Act of 1976 (43 U.S.C. 1751),
14 notwithstanding any other Act, sums equal to 50 percent
15 of all moneys received during the prior fiscal year under
16 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
17 315b, 315m) and the amount designated for range im-
18 provements from grazing fees and mineral leasing receipts
19 from Bankhead-Jones lands transferred to the Depart-
20 ment of the Interior pursuant to law, but not less than
21 \$10,000,000, to remain available until expended: *Pro-*
22 *vided*, That not to exceed \$600,000 shall be available for
23 administrative expenses.

1 SERVICE CHARGES, DEPOSITS, AND FORFEITURES
2 (INCLUDING RESCISSION OF FUNDS)

3 For administrative expenses and other costs related
4 to processing application documents and other authoriza-
5 tions for use and disposal of public lands and resources,
6 for costs of providing copies of official public land docu-
7 ments, for monitoring construction, operation, and termi-
8 nation of facilities in conjunction with use authorizations,
9 and for rehabilitation of damaged property, such amounts
10 as may be collected under Public Law 94–579 (43 U.S.C.
11 1701 et seq.), and under section 28 of the Mineral Leasing
12 Act (30 U.S.C. 185), to remain available until expended:
13 *Provided*, That notwithstanding any provision to the con-
14 trary of section 305(a) of Public Law 94–579 (43 U.S.C.
15 1735(a)), any moneys that have been or will be received
16 pursuant to that section, whether as a result of forfeiture,
17 compromise, or settlement, if not appropriate for refund
18 pursuant to section 305(c) of that Act (43 U.S.C.
19 1735(c)), shall be available and may be expended under
20 the authority of this Act by the Secretary to improve, pro-
21 tect, or rehabilitate any public lands administered through
22 the Bureau of Land Management which have been dam-
23 aged by the action of a resource developer, purchaser, per-
24 mittee, or any unauthorized person, without regard to
25 whether all moneys collected from each such action are

1 used on the exact lands damaged which led to the action:
2 *Provided further*, That any such moneys that are in excess
3 of amounts needed to repair damage to the exact land for
4 which funds were collected may be used to repair other
5 damaged public lands.

6 Of the unobligated balances from amounts collected
7 in fiscal year 2015 or any prior fiscal year, \$20,000,000
8 is permanently rescinded.

9 MISCELLANEOUS TRUST FUNDS

10 In addition to amounts authorized to be expended
11 under existing laws, there is hereby appropriated such
12 amounts as may be contributed under section 307 of Pub-
13 lic Law 94–579 (43 U.S.C. 1737), and such amounts as
14 may be advanced for administrative costs, surveys, ap-
15 praisals, and costs of making conveyances of omitted lands
16 under section 211(b) of that Act (43 U.S.C. 1721(b)), to
17 remain available until expended.

18 ADMINISTRATIVE PROVISIONS

19 The Bureau of Land Management may carry out the
20 operations funded under this Act by direct expenditure,
21 contracts, grants, cooperative agreements and reimburs-
22 able agreements with public and private entities, including
23 with States. Appropriations for the Bureau shall be avail-
24 able for purchase, erection, and dismantlement of tem-
25 porary structures, and alteration and maintenance of nec-

1 essary buildings and appurtenant facilities to which the
 2 United States has title; up to \$100,000 for payments, at
 3 the discretion of the Secretary, for information or evidence
 4 concerning violations of laws administered by the Bureau;
 5 miscellaneous and emergency expenses of enforcement ac-
 6 tivities authorized or approved by the Secretary and to be
 7 accounted for solely on the Secretary's certificate, not to
 8 exceed \$10,000: *Provided*, That notwithstanding Public
 9 Law 90-620 (44 U.S.C. 501), the Bureau may, under co-
 10 operative cost-sharing and partnership arrangements au-
 11 thorized by law, procure printing services from cooperators
 12 in connection with jointly produced publications for which
 13 the cooperators share the cost of printing either in cash
 14 or in services, and the Bureau determines the cooperator
 15 is capable of meeting accepted quality standards: *Provided*
 16 *further*, That projects to be funded pursuant to a written
 17 commitment by a State government to provide an identi-
 18 fied amount of money in support of the project may be
 19 carried out by the Bureau on a reimbursable basis.

20 UNITED STATES FISH AND WILDLIFE SERVICE

21 RESOURCE MANAGEMENT

22 (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

23 For necessary expenses of the United States Fish and
 24 Wildlife Service, as authorized by law, and for scientific
 25 and economic studies, general administration, and for the

1 performance of other authorized functions related to such
 2 resources, \$1,387,278,000, to remain available until Sep-
 3 tember 30, 2022: *Provided*, That not to exceed
 4 \$21,037,000 shall be used for implementing subsections
 5 (a), (b), (c), and (e) of section 4 of the Endangered Spe-
 6 cies Act of 1973 (16 U.S.C. 1533) (except for processing
 7 petitions, developing and issuing proposed and final regu-
 8 lations, and taking any other steps to implement actions
 9 described in subsection (c)(2)(A), (c)(2)(B)(i), or
 10 (c)(2)(B)(ii)): *Provided further*, That the United States
 11 Fish and Wildlife Service may accept transfers of funds
 12 from U.S. Customs and Border Protection for mitigation
 13 activities, including land acquisition, related to the con-
 14 struction of border barriers on Federal lands.

15 Of the funding provided under this heading for cen-
 16 tral office operations in the Further Consolidated Appro-
 17 priations Act, 2020, \$1,000,000 is permanently rescinded:
 18 *Provided*, That no amounts may be rescinded from
 19 amounts that were designated by the Congress as an
 20 emergency requirement pursuant to the Concurrent Reso-
 21 lution on the Budget or the Balanced Budget and Emer-
 22 gency Deficit Control Act of 1985.

23 CONSTRUCTION

24 For construction, improvement, acquisition, or re-
 25 moval of buildings and other facilities required in the con-

7 (INCLUDING RESCISSION OF FUNDS)

13 Of the unobligated balances made available from the
14 Cooperative Endangered Species Conservation Fund,
15 \$11,000,000 is permanently rescinded from projects or
16 from other grant programs with an unobligated carry over
17 balance: *Provided*, That no amounts may be rescinded
18 from amounts that were designated by the Congress as
19 an emergency requirement pursuant to the Concurrent
20 Resolution on the Budget or the Balanced Budget and
21 Emergency Deficit Control Act of 1985.

For expenses necessary to implement the Act of October 17, 1978 (16 U.S.C. 715s), \$13,228,000.

1 NORTH AMERICAN WETLANDS CONSERVATION FUND

2 For expenses necessary to carry out the provisions
3 of the North American Wetlands Conservation Act (16
4 U.S.C. 4401 et seq.), \$46,500,000, to remain available
5 until expended.

6 NEOTROPICAL MIGRATORY BIRD CONSERVATION

7 For expenses necessary to carry out the Neotropical
8 Migratory Bird Conservation Act (16 U.S.C. 6101 et
9 seq.), \$4,910,000, to remain available until expended.

10 MULTINATIONAL SPECIES CONSERVATION FUND

11 For expenses necessary to carry out the African Ele-
12 phant Conservation Act (16 U.S.C. 4201 et seq.), the
13 Asian Elephant Conservation Act of 1997 (16 U.S.C.
14 4261 et seq.), the Rhinoceros and Tiger Conservation Act
15 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
16 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
17 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
18 et seq.), \$19,000,000, to remain available until expended.

19 STATE AND TRIBAL WILDLIFE GRANTS

20 For wildlife conservation grants to States and to the
21 District of Columbia, Puerto Rico, Guam, the United
22 States Virgin Islands, the Northern Mariana Islands,
23 American Samoa, and Indian tribes under the provisions
24 of the Fish and Wildlife Act of 1956 and the Fish and
25 Wildlife Coordination Act, for the development and imple-

1 mentation of programs for the benefit of wildlife and their
2 habitat, including species that are not hunted or fished,
3 \$78,321,000, to remain available until expended: *Pro-*
4 *vided*, That of the amount provided herein, \$6,209,000 is
5 for a competitive grant program for Indian tribes not sub-
6 ject to the remaining provisions of this appropriation: *Pro-*
7 *vided further*, That \$7,362,000 is for a competitive grant
8 program to implement approved plans for States, terri-
9 tories, and other jurisdictions and at the discretion of af-
10 fected States, the regional Associations of fish and wildlife
11 agencies, not subject to the remaining provisions of this
12 appropriation: *Provided further*, That the Secretary shall,
13 after deducting \$13,571,000 and administrative expenses,
14 apportion the amount provided herein in the following
15 manner: (1) to the District of Columbia and to the Com-
16 monwealth of Puerto Rico, each a sum equal to not more
17 than one-half of 1 percent thereof; and (2) to Guam,
18 American Samoa, the United States Virgin Islands, and
19 the Commonwealth of the Northern Mariana Islands, each
20 a sum equal to not more than one-fourth of 1 percent
21 thereof: *Provided further*, That the Secretary shall appor-
22 tion the remaining amount in the following manner: (1)
23 one-third of which is based on the ratio to which the land
24 area of such State bears to the total land area of all such
25 States; and (2) two-thirds of which is based on the ratio

1 to which the population of such State bears to the total
2 population of all such States: *Provided further*, That the
3 amounts apportioned under this paragraph shall be ad-
4 justed equitably so that no State shall be apportioned a
5 sum which is less than 1 percent of the amount available
6 for apportionment under this paragraph for any fiscal year
7 or more than 5 percent of such amount: *Provided further*,
8 That the Federal share of planning grants shall not exceed
9 75 percent of the total costs of such projects and the Fed-
10 eral share of implementation grants shall not exceed 65
11 percent of the total costs of such projects: *Provided fur-*
12 *ther*, That the non-Federal share of such projects may not
13 be derived from Federal grant programs: *Provided further*,
14 That any amount apportioned in 2021 to any State, terri-
15 tory, or other jurisdiction that remains unobligated as of
16 September 30, 2022, shall be reapportioned, together with
17 funds appropriated in 2023, in the manner provided here-
18 in.

19 ADMINISTRATIVE PROVISIONS

20 The United States Fish and Wildlife Service may
21 carry out the operations of Service programs by direct ex-
22 penditure, contracts, grants, cooperative agreements and
23 reimbursable agreements with public and private entities.
24 Appropriations and funds available to the United States
25 Fish and Wildlife Service shall be available for repair of

1 damage to public roads within and adjacent to reservation
2 areas caused by operations of the Service; options for the
3 purchase of land at not to exceed \$1 for each option; facili-
4 ties incident to such public recreational uses on conserva-
5 tion areas as are consistent with their primary purpose;
6 and the maintenance and improvement of aquaria, build-
7 ings, and other facilities under the jurisdiction of the Serv-
8 ice and to which the United States has title, and which
9 are used pursuant to law in connection with management,
10 and investigation of fish and wildlife resources: *Provided*,
11 That notwithstanding 44 U.S.C. 501, the Service may,
12 under cooperative cost sharing and partnership arrange-
13 ments authorized by law, procure printing services from
14 cooperators in connection with jointly produced publica-
15 tions for which the cooperators share at least one-half the
16 cost of printing either in cash or services and the Service
17 determines the cooperator is capable of meeting accepted
18 quality standards: *Provided further*, That the Service may
19 accept donated aircraft as replacements for existing air-
20 craft: *Provided further*, That notwithstanding 31 U.S.C.
21 3302, all fees collected for non-toxic shot review and ap-
22 proval shall be deposited under the heading “United
23 States Fish and Wildlife Service—Resource Management”
24 and shall be available to the Secretary, without further
25 appropriation, to be used for expenses of processing of

1 such non-toxic shot type or coating applications and revis-
2 ing regulations as necessary, and shall remain available
3 until expended.

4 NATIONAL PARK SERVICE

5 OPERATION OF THE NATIONAL PARK SYSTEM

6 For expenses necessary for the management, oper-
7 ation, and maintenance of areas and facilities adminis-
8 tered by the National Park Service and for the general
9 administration of the National Park Service,
10 \$2,776,642,000, of which \$10,282,000 for planning and
11 interagency coordination in support of Everglades restora-
12 tion and \$135,950,000 for maintenance, repair, or reha-
13 bilitation projects for constructed assets and
14 \$188,184,000 for cyclic maintenance projects for con-
15 structed assets and cultural resources and \$5,000,000 for
16 uses authorized by section 101122 of title 54, United
17 States Code shall remain available until September 30,
18 2022: *Provided*, That funds appropriated under this head-
19 ing in this Act are available for the purposes of section
20 5 of Public Law 95-348: *Provided further*, That notwith-
21 standing section 9(a) of the United States
22 Semiquincentennial Commission Act of 2016 (Public Law
23 114–196; 130 Stat. 691), \$3,300,000 of the funds made
24 available under this heading shall be provided to the
25 United States Semiquincentennial Commission for the

1 purposes specified by that Act: *Provided further*, That not-
2 withstanding section 9 of the 400 Years of African-Amer-
3 ican History Commission Act (36 U.S.C. note prec. 101;
4 Public Law 115–102), \$3,300,000 of the funds provided
5 under this heading shall be made available for the pur-
6 poses specified by that Act: *Provided further*, That, if the
7 Secretary of the Interior has not provided to the Commit-
8 tees on Appropriations of the House of Representatives
9 and the Senate the information requested in the letter de-
10 tailed in the report accompanying this Act within 10 days
11 of enactment of this Act, the funds made available under
12 this heading for the United States Park Police shall be
13 reduced by \$50,000 per day for each day that the Sec-
14 retary fails to comply with the request for information
15 under that section, with any funds reduced under this pro-
16 viso to be permanently rescinded.

17 NATIONAL RECREATION AND PRESERVATION

18 For expenses necessary to carry out recreation pro-
19 grams, natural programs, cultural programs, heritage
20 partnership programs, environmental compliance and re-
21 view, international park affairs, and grant administration,
22 not otherwise provided for, \$74,292,000. *Provided*, That
23 notwithstanding any other provision of law, the require-
24 ment for a local entity to provide a match for federal fund-

1 ing provided from the Heritage Partnership Program is
2 waived for fiscal year 2021.

3 HISTORIC PRESERVATION FUND

4 For expenses necessary in carrying out the National
5 Historic Preservation Act (division A of subtitle III of title
6 54, United States Code), \$136,425,000, to be derived
7 from the Historic Preservation Fund and to remain avail-
8 able until September 30, 2022, of which \$25,000,000 shall
9 be for Save America's Treasures grants for preservation
10 of national significant sites, structures and artifacts as au-
11 thorized by section 7303 of the Omnibus Public Land
12 Management Act of 2009 (54 U.S.C. 3089): *Provided*,
13 That an individual Save America's Treasures grant shall
14 be matched by non-Federal funds: *Provided further*, That
15 individual projects shall only be eligible for one grant: *Pro-*
16 *vided further*, That all projects to be funded shall be ap-
17 proved by the Secretary of the Interior in consultation
18 with the House and Senate Committees on Appropria-
19 tions: *Provided further*, That of the funds provided for the
20 Historic Preservation Fund, \$1,000,000 is for competitive
21 grants for the survey and nomination of properties to the
22 National Register of Historic Places and as National His-
23 toric Landmarks associated with communities currently
24 under-represented, as determined by the Secretary,
25 \$22,250,000 is for competitive grants to preserve the sites

1 and stories of the Civil Rights movement, \$10,000,000 is
 2 for grants to Historically Black Colleges and Universities,
 3 and \$7,500,000 is for competitive grants for the restora-
 4 tion of historic properties of national, State and local sig-
 5 nificance listed on or eligible for inclusion on the National
 6 Register of Historic Places, to be made without imposing
 7 the usage or direct grant restrictions of section 101(e)(3)
 8 (54 U.S.C. 302904) of the National Historical Preserva-
 9 tion Act: *Provided further*, That such competitive grants
 10 shall be made without imposing the matching require-
 11 ments in section 302902(b)(3) of title 54, United States
 12 Code, to States and Indian tribes as defined in chapter
 13 3003 of such title, Native Hawaiian organizations, local
 14 governments, including Certified Local Governments, and
 15 non-profit organizations.

16 CONSTRUCTION

17 For construction, improvements, repair, or replace-
 18 ment of physical facilities, and compliance and planning
 19 for programs and areas administered by the National
 20 Park Service, \$223,907,000, to remain available until ex-
 21 pended: *Provided*, That notwithstanding any other provi-
 22 sion of law, for any project initially funded in fiscal year
 23 2021 with a future phase indicated in the National Park
 24 Service 5-Year Line Item Construction Plan, a single pro-
 25 curement may be issued which includes the full scope of

1 the project: *Provided further*, That the solicitation and
2 contract shall contain the clause availability of funds
3 found at 48 CFR 52.232–18: *Provided further*, That Na-
4 tional Park Service Donations, Park Concessions Fran-
5 chise Fees, and Recreation Fees may be made available
6 for the cost of adjustments and changes within the origi-
7 nal scope of effort for projects funded by the National
8 Park Service Construction appropriation: *Provided further*,
9 That the Secretary of the Interior shall consult with the
10 Committees on Appropriations, in accordance with current
11 reprogramming thresholds, prior to making any charges
12 authorized by this section.

13 LAND ACQUISITION AND STATE ASSISTANCE

14 (INCLUDING RESCISSION OF FUNDS)

15 Of the unobligated balances from amounts made
16 available for Land Acquisition and derived from the Land
17 and Water Conservation Fund, \$2,000,000 is hereby per-
18 manently rescinded from projects with cost savings or
19 failed or partially failed projects: *Provided*, That no
20 amounts may be rescinded from amounts that were des-
21 ignated by the Congress as an emergency requirement
22 pursuant to the Concurrent Resolution on the Budget or
23 the Balanced Budget and Emergency Deficit Control Act
24 of 1985.

CENTENNIAL CHALLENGE

For expenses necessary to carry out the provisions of section 101701 of title 54, United States Code, relating to challenge cost share agreements, \$15,000,000, to remain available until expended, for Centennial Challenge projects and programs: *Provided*, That not less than 50 percent of the total cost of each project or program shall be derived from non-Federal sources in the form of donated cash, assets, or a pledge of donation guaranteed by an irrevocable letter of credit.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

In addition to other uses set forth in section 101917(c)(2) of title 54, United States Code, franchise fees credited to a sub-account shall be available for expenditure by the Secretary, without further appropriation, for use at any unit within the National Park System to extinguish or reduce liability for Possessory Interest or leasehold surrender interest. Such funds may only be used for this purpose to the extent that the benefitting unit anticipated franchise fee receipts over the term of the contract at that unit exceed the amount of funds used to extinguish or reduce liability. Franchise fees at the benefitting unit shall be credited to the sub-account of the originating unit over a period not to exceed the term of a single

1 contract at the benefitting unit, in the amount of funds
2 so expended to extinguish or reduce liability.

3 For the costs of administration of the Land and
4 Water Conservation Fund grants authorized by section
5 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
6 of 2006 (Public Law 109–432), the National Park Service
7 may retain up to 3 percent of the amounts which are au-
8 thorized to be disbursed under such section, such retained
9 amounts to remain available until expended.

10 National Park Service funds may be transferred to
11 the Federal Highway Administration (FHWA), Depart-
12 ment of Transportation, for purposes authorized under 23
13 U.S.C. 203. Transfers may include a reasonable amount
14 for FHWA administrative support costs.

15 UNITED STATES GEOLOGICAL SURVEY

16 SURVEYS, INVESTIGATIONS, AND RESEARCH

17 For expenses necessary for the United States Geo-
18 logical Survey to perform surveys, investigations, and re-
19 search covering topography, geology, hydrology, biology,
20 and the mineral and water resources of the United States,
21 its territories and possessions, and other areas as author-
22 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
23 to their mineral and water resources; give engineering su-
24 pervision to power permittees and Federal Energy Regu-
25 latory Commission licensees; administer the minerals ex-

1 ploration program (30 U.S.C. 641); conduct inquiries into
2 the economic conditions affecting mining and materials
3 processing industries (30 U.S.C. 3, 21a, and 1603; 50
4 U.S.C. 98g(1)) and related purposes as authorized by law;
5 and to publish and disseminate data relative to the fore-
6 going activities; \$1,292,987,000, to remain available until
7 September 30, 2022; of which \$84,337,000 shall remain
8 available until expended for satellite operations; and of
9 which \$70,264,000 shall be available until expended for
10 deferred maintenance and capital improvement projects
11 that exceed \$100,000 in cost: *Provided*, That none of the
12 funds provided for the ecosystem research activity shall
13 be used to conduct new surveys on private property, unless
14 specifically authorized in writing by the property owner:
15 *Provided further*, That no part of this appropriation shall
16 be used to pay more than one-half the cost of topographic
17 mapping or water resources data collection and investiga-
18 tions carried on in cooperation with States and municipali-
19 ties.

20 ADMINISTRATIVE PROVISIONS

21 From within the amount appropriated for activities
22 of the United States Geological Survey such sums as are
23 necessary shall be available for contracting for the fur-
24 nishing of topographic maps and for the making of geo-
25 physical or other specialized surveys when it is administra-

1 tively determined that such procedures are in the public
2 interest; construction and maintenance of necessary build-
3 ings and appurtenant facilities; acquisition of lands for
4 gauging stations, observation wells, and seismic equip-
5 ment; expenses of the United States National Committee
6 for Geological Sciences; and payment of compensation and
7 expenses of persons employed by the Survey duly ap-
8 pointed to represent the United States in the negotiation
9 and administration of interstate compacts: *Provided*, That
10 activities funded by appropriations herein made may be
11 accomplished through the use of contracts, grants, or co-
12 operative agreements as defined in section 6302 of title
13 31, United States Code: *Provided further*, That the United
14 States Geological Survey may enter into contracts or coop-
15 erative agreements directly with individuals or indirectly
16 with institutions or nonprofit organizations, without re-
17 gard to 41 U.S.C. 6101, for the temporary or intermittent
18 services of students or recent graduates, who shall be con-
19 sidered employees for the purpose of chapters 57 and 81
20 of title 5, United States Code, relating to compensation
21 for travel and work injuries, and chapter 171 of title 28,
22 United States Code, relating to tort claims, but shall not
23 be considered to be Federal employees for any other pur-
24 poses.

1 BUREAU OF OCEAN ENERGY MANAGEMENT

2 OCEAN ENERGY MANAGEMENT

3 (INCLUDING RESCISSION OF FUNDS)

4 For expenses necessary for granting and admin-
5 istering leases, easements, rights-of-way and agreements
6 for use for oil and gas, other minerals, energy, and ma-
7 rine-related purposes on the Outer Continental Shelf and
8 approving operations related thereto, as authorized by law;
9 for environmental studies, as authorized by law; for imple-
10 menting other laws and to the extent provided by Presi-
11 dential or Secretarial delegation; and for matching grants
12 or cooperative agreements, \$186,815,000, of which
13 \$123,760,000 is to remain available until September 30,
14 2022, and of which \$63,055,000 is to remain available
15 until expended: *Provided*, That this total appropriation
16 shall be reduced by amounts collected by the Secretary
17 and credited to this appropriation from additions to re-
18 cepts resulting from increases to lease rental rates in ef-
19 fect on August 5, 1993, and from cost recovery fees from
20 activities conducted by the Bureau of Ocean Energy Man-
21 agement pursuant to the Outer Continental Shelf Lands
22 Act, including studies, assessments, analysis, and miscella-
23 neous administrative activities: *Provided further*, That the
24 sum herein appropriated shall be reduced as such collec-
25 tions are received during the fiscal year, so as to result

1 in a final fiscal year 2021 appropriation estimated at not
2 more than \$123,760,000: *Provided further*, That not to
3 exceed \$3,000 shall be available for reasonable expenses
4 related to promoting volunteer beach and marine cleanup
5 activities. *Provided further*, That of the unobligated bal-
6 ances from amounts made available under this heading
7 \$2,000,000 is permanently rescinded: *Provided further*,
8 That no amounts may be rescinded from amounts that
9 were designated by the Congress as an emergency require-
10 ment pursuant to the Concurrent Resolution on the Budg-
11 et or the Balanced Budget and Emergency Deficit Control
12 Act of 1985.

13 BUREAU OF SAFETY AND ENVIRONMENTAL
14 ENFORCEMENT
15 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT
16 (INCLUDING RESCISSION OF FUNDS)

17 For expenses necessary for the regulation of oper-
18 ations related to leases, easements, rights-of-way and
19 agreements for use for oil and gas, other minerals, energy,
20 and marine-related purposes on the Outer Continental
21 Shelf, as authorized by law; for enforcing and imple-
22 menting laws and regulations as authorized by law and
23 to the extent provided by Presidential or Secretarial dele-
24 gation; and for matching grants or cooperative agree-
25 ments, \$154,786,000, of which \$124,139,000 is to remain

1 available until September 30, 2022, and of which
2 \$30,647,000 is to remain available until expended: *Pro-*
3 *vided*, That this total appropriation shall be reduced by
4 amounts collected by the Secretary and credited to this
5 appropriation from additions to receipts resulting from in-
6 creases to lease rental rates in effect on August 5, 1993,
7 and from cost recovery fees from activities conducted by
8 the Bureau of Safety and Environmental Enforcement
9 pursuant to the Outer Continental Shelf Lands Act, in-
10 cluding studies, assessments, analysis, and miscellaneous
11 administrative activities: *Provided further*, That the sum
12 herein appropriated shall be reduced as such collections
13 are received during the fiscal year, so as to result in a
14 final fiscal year 2021 appropriation estimated at not more
15 than \$124,139,000: *Provided further*, That of the unobli-
16 gated balances from amounts made available under this
17 heading in fiscal year 2016 or any prior fiscal year
18 \$10,000,000 is permanently rescinded: *Provided further*,
19 That no amounts may be rescinded from amounts that
20 were designated by the Congress as an emergency require-
21 ment pursuant to the Concurrent Resolution on the Budg-
22 et or the Balanced Budget and Emergency Deficit Control
23 Act of 1985.

24 For an additional amount, \$43,000,000, to remain
25 available until expended, to be reduced by amounts col-

1 lected by the Secretary and credited to this appropriation,
2 which shall be derived from non-refundable inspection fees
3 collected in fiscal year 2021, as provided in this Act: *Pro-*
4 *vided*, That to the extent that amounts realized from such
5 inspection fees exceed \$43,000,000, the amounts realized
6 in excess of \$43,000,000 shall be credited to this appro-
7 priation and remain available until expended: *Provided*
8 *further*, That for fiscal year 2021, not less than 50 percent
9 of the inspection fees expended by the Bureau of Safety
10 and Environmental Enforcement will be used to fund per-
11 sonnel and mission-related costs to expand capacity and
12 expedite the orderly development, subject to environmental
13 safeguards, of the Outer Continental Shelf pursuant to the
14 Outer Continental Shelf Lands Act (43 U.S.C. 1331 et
15 seq.), including the review of applications for permits to
16 drill.

17 OIL SPILL RESEARCH

18 For necessary expenses to carry out title I, section
19 1016, title IV, sections 4202 and 4303, title VII, and title
20 VIII, section 8201 of the Oil Pollution Act of 1990,
21 \$14,899,000, which shall be derived from the Oil Spill Li-
22 ability Trust Fund, to remain available until expended.

In addition, for costs to review, administer, and enforce permits issued by the Office pursuant to section 507 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to remain available until expended: *Provided*, That fees assessed and collected by the Office pursuant to such section 507 shall be credited to this account as discretionary offsetting collections, to remain available until expended: *Provided further*, That the sum herein appropriated from the general fund shall be reduced as collections are received during the fiscal year, so as to result in a fiscal year 2021 appropriation estimated at not more than \$97,589,000.

1 ABANDONED MINE RECLAMATION FUND

2 (INCLUDING RESCISSION OF FUNDS)

3 For necessary expenses to carry out title IV of the
4 Surface Mining Control and Reclamation Act of 1977,
5 Public Law 95–87, \$22,811,000, to be derived from re-
6 ceipts of the Abandoned Mine Reclamation Fund and to
7 remain available until expended: *Provided*, That pursuant
8 to Public Law 97–365, the Department of the Interior is
9 authorized to use up to 20 percent from the recovery of
10 the delinquent debt owed to the United States Government
11 to pay for contracts to collect these debts: *Provided fur-*
12 *ther*, That funds made available under title IV of Public
13 Law 95–87 may be used for any required non-Federal
14 share of the cost of projects funded by the Federal Gov-
15 ernment for the purpose of environmental restoration re-
16 lated to treatment or abatement of acid mine drainage
17 from abandoned mines: *Provided further*, That such
18 projects must be consistent with the purposes and prior-
19 ities of the Surface Mining Control and Reclamation Act:
20 *Provided further*, That amounts provided under this head-
21 ing may be used for the travel and per diem expenses of
22 State and tribal personnel attending Office of Surface
23 Mining Reclamation and Enforcement sponsored training.

24 In addition, \$115,000,000, to remain available until
25 expended, for grants to States and federally recognized In-

1 dian Tribes for reclamation of abandoned mine lands and
2 other related activities in accordance with the terms and
3 conditions in the report accompanying this Act: *Provided*,
4 That such additional amount shall be used for economic
5 and community development in conjunction with the prior-
6 ities in section 403(a) of the Surface Mining Control and
7 Reclamation Act of 1977 (30 U.S.C. 1233(a)): *Provided*
8 *further*, That of such additional amount, \$75,000,000
9 shall be distributed in equal amounts to the 3 Appalachian
10 States with the greatest amount of unfunded needs to
11 meet the priorities described in paragraphs (1) and (2)
12 of such section, \$30,000,000 shall be distributed in equal
13 amounts to the 3 Appalachian States with the subsequent
14 greatest amount of unfunded needs to meet such prior-
15 ities, and \$10,000,000 shall be for grants to federally rec-
16 ognized Indian Tribes without regard to their status as
17 certified or uncertified under the Surface Mining Control
18 and Reclamation Act of 1977 (30 U.S.C. 1233(a)), for
19 reclamation of abandoned mine lands and other related
20 activities in accordance with the terms and conditions in
21 the report accompanying this Act and shall be used for
22 economic and community development in conjunction with
23 the priorities in section 403(a) of the Surface Mining Con-
24 trol and Reclamation Act of 1977: *Provided further*, That
25 such additional amount shall be allocated to States and

1 Indian Tribes within 60 days after the date of enactment
2 of this Act.

3 Of the unobligated balances from amounts made
4 available under this heading in fiscal year 2016 or before,
5 \$13,000,000 is permanently rescinded: *Provided*, That no
6 amounts may be rescinded from amounts that were des-
7 ignated by the Congress as an emergency requirement
8 pursuant to the Concurrent Resolution on the Budget or
9 the Balanced Budget and Emergency Deficit Control Act
10 of 1985.

11 INDIAN AFFAIRS

12 BUREAU OF INDIAN AFFAIRS

13 OPERATION OF INDIAN PROGRAMS

14 (INCLUDING TRANSFER OF FUNDS)

15 For expenses necessary for the operation of Indian
16 programs, as authorized by law, including the Snyder Act
17 of November 2, 1921 (25 U.S.C. 13), and the Indian Self-
18 Determination and Education Assistance Act of 1975 (25
19 U.S.C. 5301 et seq.), \$1,641,086,000, to remain available
20 until September 30, 2022, except as otherwise provided
21 herein; of which not to exceed \$8,500 may be for official
22 reception and representation expenses; of which not to ex-
23 ceed \$78,000,000 shall be for welfare assistance pay-
24 ments: *Provided*, That in cases of designated Federal dis-
25 asters, the Secretary may exceed such cap for welfare pay-

1 ments from the amounts provided herein, to provide for
2 disaster relief to Indian communities affected by the dis-
3 aster: *Provided further*, That federally recognized Indian
4 tribes and tribal organizations of federally recognized In-
5 dian tribes may use their tribal priority allocations for
6 unmet welfare assistance costs: *Provided further*, That not
7 to exceed \$60,306,000 shall remain available until ex-
8 pended for housing improvement, road maintenance, at-
9 torney fees, litigation support, land records improvement,
10 and the Navajo-Hopi Settlement Program: *Provided fur-*
11 *ther*, That any forestry funds allocated to a federally rec-
12 ognized tribe which remain unobligated as of September
13 30, 2022, may be transferred during fiscal year 2023 to
14 an Indian forest land assistance account established for
15 the benefit of the holder of the funds within the holder's
16 trust fund account: *Provided further*, That any such unob-
17 ligated balances not so transferred shall expire on Sep-
18 tember 30, 2023: *Provided further*, That in order to en-
19 hance the safety of Bureau field employees, the Bureau
20 may use funds to purchase uniforms or other identifying
21 articles of clothing for personnel: *Provided further*, That
22 the Bureau of Indian Affairs may accept transfers of
23 funds from U.S. Customs and Border Protection to sup-
24 plement any other funding available for reconstruction or
25 repair of roads owned by the Bureau of Indian Affairs

1 as identified on the National Tribal Transportation Facil-
2 ity Inventory, 23 U.S.C. 202(b)(1). *Provided further*, That
3 \$1,000,000 made available for Assistant Secretary Sup-
4 port shall not be available for obligation until the Assist-
5 ant Secretary-Indian Affairs provides the reports re-
6 quested by the Committees on Appropriations of the
7 House of Representatives and the Senate related to the
8 Tiwahe Initiative.

9 CONTRACT SUPPORT COSTS

10 For payments to tribes and tribal organizations for
11 contract support costs associated with Indian Self-Deter-
12 mination and Education Assistance Act agreements with
13 the Bureau of Indian Affairs and the Bureau of Indian
14 Education for fiscal year 2021, such sums as may be nec-
15 essary, which shall be available for obligation through Sep-
16 tember 30, 2022: *Provided*, That notwithstanding any
17 other provision of law, no amounts made available under
18 this heading shall be available for transfer to another
19 budget account.

20 PAYMENT FOR TRIBAL LEASES

21 For payments to tribes and tribal organizations for
22 leases pursuant to section 105(l) of the Indian Self-Deter-
23 mination and Education Assistance Act (25 U.S.C.
24 5324(l)) for fiscal year 2021, such sums as may be nec-
25 essary, which shall be available for obligation through Sep-

(INCLUDING TRANSFER OF FUNDS)

•HR 7612 RH

1 available under this heading, \$10,000,000 shall be derived
2 from the Indian Irrigation Fund established by section
3 3211 of the WIIN Act (Public Law 114–322; 130 Stat.
4 1749).

5 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
6 MISCELLANEOUS PAYMENTS TO INDIANS

7 For payments and necessary administrative expenses
8 for implementation of Indian land and water claim settle-
9 ments pursuant to Public Laws 99–264 and 114–322, and
10 for implementation of other land and water rights settle-
11 ments, \$45,644,000, to remain available until expended.

12 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

13 For the cost of guaranteed loans and insured loans,
14 \$11,797,000, of which \$1,608,000 is for administrative
15 expenses, as authorized by the Indian Financing Act of
16 1974: *Provided*, That such costs, including the cost of
17 modifying such loans, shall be as defined in section 502
18 of the Congressional Budget Act of 1974: *Provided fur-*
19 *ther*, That these funds are available to subsidize total loan
20 principal, any part of which is to be guaranteed or insured,
21 not to exceed \$183,476,740.

22 BUREAU OF INDIAN EDUCATION

23 OPERATION OF INDIAN EDUCATION PROGRAMS

24 For expenses necessary for the operation of Indian
25 education programs, as authorized by law, including the

1 Snyder Act of November 2, 1921 (25 U.S.C. 13), the In-
2 dian Self-Determination and Education Assistance Act of
3 1975 (25 U.S.C. 5301 et seq.), the Education Amend-
4 ments of 1978 (25 U.S.C. 2001–2019), and the Tribally
5 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.),
6 \$981,697,000, to remain available until September 30,
7 2022, except as otherwise provided herein: *Provided*, That
8 Federally recognized Indian tribes and tribal organizations
9 of Federally recognized Indian tribes may use their tribal
10 priority allocations for unmet welfare assistance costs:
11 *Provided further*, That not to exceed \$730,902,000 for
12 school operations costs of Bureau-funded schools and
13 other education programs shall become available on July
14 1, 2021, and shall remain available until September 30,
15 2022: *Provided further*, That notwithstanding any other
16 provision of law, including but not limited to the Indian
17 Self–Determination Act of 1975 (25 U.S.C. 5301 et seq.)
18 and section 1128 of the Education Amendments of 1978
19 (25 U.S.C. 2008), not to exceed \$83,567,000 within and
20 only from such amounts made available for school oper-
21 ations shall be available for administrative cost grants as-
22 sociated with grants approved prior to July 1, 2021: *Pro-*
23 *vided further*, That in order to enhance the safety of Bu-
24 reau field employees, the Bureau may use funds to pur-

1 chase uniforms or other identifying articles of clothing for
2 personnel.

3 EDUCATION CONSTRUCTION

4 For construction, repair, improvement, and mainte-
5 nance of buildings, utilities, and other facilities necessary
6 for the operation of Indian education programs, including
7 architectural and engineering services by contract; acquisi-
8 tion of lands, and interests in lands; \$249,277,000 to re-
9 main available until expended: *Provided*, That in order to
10 ensure timely completion of construction projects, the Sec-
11 retary may assume control of a project and all funds re-
12 lated to the project, if, not later than 18 months after
13 the date of the enactment of this Act, any Public Law
14 100–297 (25 U.S.C. 2501, et seq.) grantee receiving funds
15 appropriated in this Act or in any prior Act, has not com-
16 pleted the planning and design phase of the project and
17 commenced construction.

18 ADMINISTRATIVE PROVISIONS

19 The Bureau of Indian Affairs and the Bureau of In-
20 dian Education may carry out the operation of Indian pro-
21 grams by direct expenditure, contracts, cooperative agree-
22 ments, compacts, and grants, either directly or in coopera-
23 tion with States and other organizations.

24 Notwithstanding Public Law 87–279 (25 U.S.C. 15),
25 the Bureau of Indian Affairs may contract for services in

1 support of the management, operation, and maintenance
2 of the Power Division of the San Carlos Irrigation Project.

3 Notwithstanding any other provision of law, no funds
4 available to the Bureau of Indian Affairs or the Bureau
5 of Indian Education for central office oversight and Exec-
6 utive Direction and Administrative Services (except execu-
7 tive direction and administrative services funding for Trib-
8 al Priority Allocations, regional offices, and facilities oper-
9 ations and maintenance) shall be available for contracts,
10 grants, compacts, or cooperative agreements with the Bu-
11 reau of Indian Affairs or the Bureau of Indian Education
12 under the provisions of the Indian Self-Determination Act
13 or the Tribal Self-Governance Act of 1994 (Public Law
14 103–413).

15 In the event any tribe returns appropriations made
16 available by this Act to the Bureau of Indian Affairs or
17 the Bureau of Indian Education, this action shall not di-
18 minish the Federal Government’s trust responsibility to
19 that tribe, or the government-to-government relationship
20 between the United States and that tribe, or that tribe’s
21 ability to access future appropriations.

22 Notwithstanding any other provision of law, no funds
23 available to the Bureau of Indian Education, other than
24 the amounts provided herein for assistance to public
25 schools under 25 U.S.C. 452 et seq., shall be available to

1 support the operation of any elementary or secondary
2 school in the State of Alaska.

3 No funds available to the Bureau of Indian Edu-
4 cation shall be used to support expanded grades for any
5 school or dormitory beyond the grade structure in place
6 or approved by the Secretary of the Interior at each school
7 in the Bureau of Indian Education school system as of
8 October 1, 1995, except that the Secretary of the Interior
9 may waive this prohibition to support expansion of up to
10 one additional grade when the Secretary determines such
11 waiver is needed to support accomplishment of the mission
12 of the Bureau of Indian Education, or more than one
13 grade to expand the elementary grade structure for Bu-
14 reau-funded schools with a K–2 grade structure on Octo-
15 ber 1, 1996. Appropriations made available in this or any
16 prior Act for schools funded by the Bureau shall be avail-
17 able, in accordance with the Bureau’s funding formula,
18 only to the schools in the Bureau school system as of Sep-
19 tember 1, 1996, and to any school or school program that
20 was reinstated in fiscal year 2012. Funds made available
21 under this Act may not be used to establish a charter
22 school at a Bureau-funded school (as that term is defined
23 in section 1141 of the Education Amendments of 1978
24 (25 U.S.C. 2021)), except that a charter school that is
25 in existence on the date of the enactment of this Act and

1 that has operated at a Bureau-funded school before Sep-
2 tember 1, 1999, may continue to operate during that pe-
3 riod, but only if the charter school pays to the Bureau
4 a pro rata share of funds to reimburse the Bureau for
5 the use of the real and personal property (including buses
6 and vans), the funds of the charter school are kept sepa-
7 rate and apart from Bureau funds, and the Bureau does
8 not assume any obligation for charter school programs of
9 the State in which the school is located if the charter
10 school loses such funding. Employees of Bureau-funded
11 schools sharing a campus with a charter school and per-
12 forming functions related to the charter school's operation
13 and employees of a charter school shall not be treated as
14 Federal employees for purposes of chapter 171 of title 28,
15 United States Code.

16 Notwithstanding any other provision of law, including
17 section 113 of title I of appendix C of Public Law 106–
18 113, if in fiscal year 2003 or 2004 a grantee received indi-
19 rect and administrative costs pursuant to a distribution
20 formula based on section 5(f) of Public Law 101–301, the
21 Secretary shall continue to distribute indirect and admin-
22 istrative cost funds to such grantee using the section 5(f)
23 distribution formula.

24 Funds available under this Act may not be used to
25 establish satellite locations of schools in the Bureau school

1 system as of September 1, 1996, except that the Secretary
2 may waive this prohibition in order for an Indian tribe
3 to provide language and cultural immersion educational
4 programs for non-public schools located within the juris-
5 dictional area of the tribal government which exclusively
6 serve tribal members, do not include grades beyond those
7 currently served at the existing Bureau-funded school,
8 provide an educational environment with educator pres-
9 ence and academic facilities comparable to the Bureau-
10 funded school, comply with all applicable Tribal, Federal,
11 or State health and safety standards, and the Americans
12 with Disabilities Act, and demonstrate the benefits of es-
13 tablishing operations at a satellite location in lieu of incur-
14 ring extraordinary costs, such as for transportation or
15 other impacts to students such as those caused by busing
16 students extended distances: *Provided*, That no funds
17 available under this Act may be used to fund operations,
18 maintenance, rehabilitation, construction or other facili-
19 ties-related costs for such assets that are not owned by
20 the Bureau: *Provided further*, That the term “satellite
21 school” means a school location physically separated from
22 the existing Bureau school by more than 50 miles but that
23 forms part of the existing school in all other respects.

24 Funds made available for Tribal Priority Allocations
25 within Operation of Indian Programs and Operation of In-

1 dian Education Programs may be used to execute re-
2 quested adjustments in tribal priority allocations initiated
3 by an Indian Tribe.

4 OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN
5 INDIANS
6 FEDERAL TRUST PROGRAMS
7 (INCLUDING TRANSFER OF FUNDS)

8 For the operation of trust programs for Indians by
9 direct expenditure, contracts, cooperative agreements,
10 compacts, and grants, \$108,399,000, to remain available
11 until expended, of which not to exceed \$17,911,000 from
12 this or any other Act, may be available for historical ac-
13 counting: *Provided*, That funds for trust management im-
14 provements and litigation support may, as needed, be
15 transferred to or merged with the Bureau of Indian Af-
16 fairs, “Operation of Indian Programs” and Bureau of In-
17 dian Education, “Operation of Indian Education Pro-
18 grams” accounts; the Office of the Solicitor, “Salaries and
19 Expenses” account; and the Office of the Secretary, “De-
20 partmental Operations” account: *Provided further*, That
21 funds made available through contracts or grants obli-
22 gated during fiscal year 2021, as authorized by the Indian
23 Self-Determination Act of 1975 (25 U.S.C. 5301 et seq.),
24 shall remain available until expended by the contractor or
25 grantee: *Provided further*, That notwithstanding any other

1 provision of law, the Secretary shall not be required to
2 provide a quarterly statement of performance for any In-
3 dian trust account that has not had activity for at least
4 15 months and has a balance of \$15 or less: *Provided fur-*
5 *ther*, That the Secretary shall issue an annual account
6 statement and maintain a record of any such accounts and
7 shall permit the balance in each such account to be with-
8 drawn upon the express written request of the account
9 holder: *Provided further*, That not to exceed \$50,000 is
10 available for the Secretary to make payments to correct
11 administrative errors of either disbursements from or de-
12 posits to Individual Indian Money or Tribal accounts after
13 September 30, 2002: *Provided further*, That erroneous
14 payments that are recovered shall be credited to and re-
15 main available in this account for this purpose: *Provided*
16 *further*, That the Secretary shall not be required to re-
17 concile Special Deposit Accounts with a balance of less than
18 \$500 unless the Office of the Special Trustee receives
19 proof of ownership from a Special Deposit Accounts claim-
20 ant: *Provided further*, That notwithstanding section 102
21 of the American Indian Trust Fund Management Reform
22 Act of 1994 (Public Law 103–412) or any other provision
23 of law, the Secretary may aggregate the trust accounts
24 of individuals whose whereabouts are unknown for a con-
25 tinuous period of at least five years and shall not be re-

1 quired to generate periodic statements of performance for
2 the individual accounts: *Provided further*, That with re-
3 spect to the eighth proviso, the Secretary shall continue
4 to maintain sufficient records to determine the balance of
5 the individual accounts, including any accrued interest and
6 income, and such funds shall remain available to the indi-
7 vidual account holders.

8 DEPARTMENTAL OFFICES

9 OFFICE OF THE SECRETARY

10 DEPARTMENTAL OPERATIONS

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for management of the De-
13 partment of the Interior and for grants and cooperative
14 agreements, as authorized by law, \$119,748,000, to re-
15 main available until September 30, 2022; of which not to
16 exceed \$15,000 may be for official reception and represen-
17 tation expenses; and of which up to \$1,000,000 shall be
18 available for workers compensation payments and unem-
19 ployment compensation payments associated with the or-
20 derly closure of the United States Bureau of Mines; and
21 of which \$11,061,000 for Indian land, mineral, and re-
22 source valuation activities shall remain available until ex-
23 pended: *Provided*, That funds for Indian land, mineral,
24 and resource valuation activities may, as needed, be trans-
25 ferred to and merged with the Bureau of Indian Affairs

1 “Operation of Indian Programs” and Bureau of Indian
2 Education “Operation of Indian Education Programs” ac-
3 counts and the Office of the Special Trustee for American
4 Indians “Federal Trust Programs” account: *Provided fur-*
5 *ther*, That funds made available through contracts or
6 grants obligated during fiscal year 2021, as authorized by
7 the Indian Self-Determination Act of 1975 (25 U.S.C.
8 5301 et seq.), shall remain available until expended by the
9 contractor or grantee: *Provided further*, That, if the Sec-
10 retary of the Interior has not responded to a request for
11 access to records or interviews with agency employees as
12 required by Title IV of this Act within the time period
13 and in the manner established by the Comptroller General
14 of the United States, the funds made available under this
15 paragraph shall be reduced by \$50,000 per day for each
16 day that the Secretary fails to comply with the request,
17 with any funds reduced under this proviso to be perma-
18 nently rescinded.

19 In addition, to ensure the continuing work of the
20 Public Lands Corps as authorized by chapter 37 of title
21 16, United States Code, \$5,000,000, for grants to quali-
22 fied youth or conservation corps (as defined in 16 U.S.C.
23 1722(11)) for use in sustaining the administrative and
24 operational functionality of such corps: *Provided*, That the
25 cost share requirements contained in 16 U.S.C. 1704(c)

1 and 1729(a)(1) shall not apply to the amount made avail-
2 able herein: *Provided further*, That the amount made avail-
3 able under this paragraph shall not be subject to any re-
4 duction required by the third proviso in the preceding
5 paragraph

6 ADMINISTRATIVE PROVISIONS

7 For fiscal year 2021, up to \$400,000 of the payments
8 authorized by chapter 69 of title 31, United States Code,
9 may be retained for administrative expenses of the Pay-
10 ments in Lieu of Taxes Program: *Provided*, That the
11 amounts provided under this Act specifically for the Pay-
12 ments in Lieu of Taxes program are the only amounts
13 available for payments authorized under chapter 69 of
14 title 31, United States Code: *Provided further*, That in the
15 event the sums appropriated for any fiscal year for pay-
16 ments pursuant to this chapter are insufficient to make
17 the full payments authorized by that chapter to all units
18 of local government, then the payment to each local gov-
19 ernment shall be made proportionally: *Provided further*,
20 That the Secretary may make adjustments to payment to
21 individual units of local government to correct for prior
22 overpayments or underpayments: *Provided further*, That
23 no payment shall be made pursuant to that chapter to oth-
24 erwise eligible units of local government if the computed
25 amount of the payment is less than \$100.

1 INSULAR AFFAIRS

2 ASSISTANCE TO TERRITORIES

3 For expenses necessary for assistance to territories
4 under the jurisdiction of the Department of the Interior
5 and other jurisdictions identified in section 104(e) of Pub-
6 lic Law 108–188, \$111,297,000, of which: (1)
7 \$101,640,000 shall remain available until expended for
8 territorial assistance, including general technical assist-
9 ance, maintenance assistance, disaster assistance, coral
10 reef initiative and natural resources activities, and brown
11 tree snake control and research; grants to the judiciary
12 in American Samoa for compensation and expenses, as au-
13 thorized by law (48 U.S.C. 1661(c)); grants to the Govern-
14 ment of American Samoa, in addition to current local rev-
15 enues, for construction and support of governmental func-
16 tions; grants to the Government of the Virgin Islands, as
17 authorized by law; grants to the Government of Guam,
18 as authorized by law; and grants to the Government of
19 the Northern Mariana Islands, as authorized by law (Pub-
20 lic Law 94–241; 90 Stat. 272); and (2) \$9,657,000 shall
21 be available until September 30, 2022, for salaries and
22 expenses of the Office of Insular Affairs: *Provided*, That
23 all financial transactions of the territorial and local gov-
24 ernments herein provided for, including such transactions
25 of all agencies or instrumentalities established or used by

1 such governments, may be audited by the Government Ac-
2 countability Office, at its discretion, in accordance with
3 chapter 35 of title 31, United States Code: *Provided fur-*
4 *ther*, That Northern Mariana Islands Covenant grant
5 funding shall be provided according to those terms of the
6 Agreement of the Special Representatives on Future
7 United States Financial Assistance for the Northern Mar-
8 iana Islands approved by Public Law 104–134: *Provided*
9 *further*, That the funds for the program of operations and
10 maintenance improvement are appropriated to institu-
11 tionalize routine operations and maintenance improvement
12 of capital infrastructure with territorial participation and
13 cost sharing to be determined by the Secretary based on
14 the grantee’s commitment to timely maintenance of its
15 capital assets: *Provided further*, That any appropriation
16 for disaster assistance under this heading in this Act or
17 previous appropriations Acts may be used as non–Federal
18 matching funds for the purpose of hazard mitigation
19 grants provided pursuant to section 404 of the Robert T.
20 Stafford Disaster Relief and Emergency Assistance Act
21 (42 U.S.C. 5170c).

22 COMPACT OF FREE ASSOCIATION

23 For grants and necessary expenses, \$8,463,000, to
24 remain available until expended, as provided for in sec-
25 tions 221(a)(2) and 233 of the Compact of Free Associa-

tion for the Republic of Palau; and section 221(a)(2) of the Compacts of Free Association for the Government of the Republic of the Marshall Islands and the Federated States of Micronesia, as authorized by Public Law 99–658 and Public Law 108–188: *Provided*, That of the funds appropriated under this heading, \$5,000,000 is for deposit into the Compact Trust Fund of the Republic of the Marshall Islands as compensation authorized by Public Law 108–188 for adverse financial and economic impacts.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

At the request of the Governor of Guam, the Secretary may transfer discretionary funds or mandatory funds provided under section 104(e) of Public Law 108–188 and Public Law 104–134, that are allocated for Guam, to the Secretary of Agriculture for the subsidy cost of direct or guaranteed loans, plus not to exceed three percent of the amount of the subsidy transferred for the cost of loan administration, for the purposes authorized by the Rural Electrification Act of 1936 and section 306(a)(1) of the Consolidated Farm and Rural Development Act for construction and repair projects in Guam, and such funds shall remain available until expended: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act

1 of 1974: *Provided further*, That such loans or loan guaran-
 2 tees may be made without regard to the population of the
 3 area, credit elsewhere requirements, and restrictions on
 4 the types of eligible entities under the Rural Electrifica-
 5 tion Act of 1936 and section 306(a)(1) of the Consolidated
 6 Farm and Rural Development Act: *Provided further*, That
 7 any funds transferred to the Secretary of Agriculture shall
 8 be in addition to funds otherwise made available to make
 9 or guarantee loans under such authorities.

10 OFFICE OF THE SOLICITOR

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of the Solicitor,
 13 \$86,813,000.

14 OFFICE OF INSPECTOR GENERAL

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Inspector
 17 General, \$61,842,000, to remain available until September
 18 30, 2022.

19 DEPARTMENT-WIDE PROGRAMS

20 WILDLAND FIRE MANAGEMENT

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses for fire preparedness, fire
 23 suppression operations, fire science and research, emer-
 24 gency rehabilitation, fuels management activities, and
 25 rural fire assistance by the Department of the Interior,

1 \$991,479,000, to remain available until expended, of
2 which not to exceed \$18,427,000 shall be for the renova-
3 tion or construction of fire facilities: *Provided*, That such
4 funds are also available for repayment of advances to
5 other appropriation accounts from which funds were pre-
6 viously transferred for such purposes: *Provided further*,
7 That of the funds provided \$227,895,000 is for fuels man-
8 agement activities: *Provided further*, That of the funds
9 provided \$20,470,000 is for burned area rehabilitation:
10 *Provided further*, That persons hired pursuant to 43
11 U.S.C. 1469 may be furnished subsistence and lodging
12 without cost from funds available from this appropriation:
13 *Provided further*, That notwithstanding 42 U.S.C. 1856d,
14 sums received by a bureau or office of the Department
15 of the Interior for fire protection rendered pursuant to 42
16 U.S.C. 1856 et seq., protection of United States property,
17 may be credited to the appropriation from which funds
18 were expended to provide that protection, and are avail-
19 able without fiscal year limitation: *Provided further*, That
20 using the amounts designated under this title of this Act,
21 the Secretary of the Interior may enter into procurement
22 contracts, grants, or cooperative agreements, for fuels
23 management activities, and for training and monitoring
24 associated with such fuels management activities on Fed-
25 eral land, or on adjacent non-Federal land for activities

1 that benefit resources on Federal land: *Provided further*,
2 That the costs of implementing any cooperative agreement
3 between the Federal Government and any non-Federal en-
4 tity may be shared, as mutually agreed on by the affected
5 parties: *Provided further*, That notwithstanding require-
6 ments of the Competition in Contracting Act, the Sec-
7 retary, for purposes of fuels management activities, may
8 obtain maximum practicable competition among: (1) local
9 private, nonprofit, or cooperative entities; (2) Youth Con-
10 servation Corps crews, Public Lands Corps (Public Law
11 109–154), or related partnerships with State, local, or
12 nonprofit youth groups; (3) small or micro-businesses; or
13 (4) other entities that will hire or train locally a significant
14 percentage, defined as 50 percent or more, of the project
15 workforce to complete such contracts: *Provided further*,
16 That in implementing this section, the Secretary shall de-
17 velop written guidance to field units to ensure account-
18 ability and consistent application of the authorities pro-
19 vided herein: *Provided further*, That funds appropriated
20 under this heading may be used to reimburse the United
21 States Fish and Wildlife Service and the National Marine
22 Fisheries Service for the costs of carrying out their re-
23 sponsibilities under the Endangered Species Act of 1973
24 (16 U.S.C. 1531 et seq.) to consult and conference, as
25 required by section 7 of such Act, in connection with

1 wildland fire management activities: *Provided further*,
2 That the Secretary of the Interior may use wildland fire
3 appropriations to enter into leases of real property with
4 local governments, at or below fair market value, to con-
5 struct capitalized improvements for fire facilities on such
6 leased properties, including but not limited to fire guard
7 stations, retardant stations, and other initial attack and
8 fire support facilities, and to make advance payments for
9 any such lease or for construction activity associated with
10 the lease: *Provided further*, That the Secretary of the Inte-
11 rior and the Secretary of Agriculture may authorize the
12 transfer of funds appropriated for wildland fire manage-
13 ment, in an aggregate amount not to exceed \$50,000,000
14 between the Departments when such transfers would fa-
15 cilitate and expedite wildland fire management programs
16 and projects: *Provided further*, That funds provided for
17 wildfire suppression shall be available for support of Fed-
18 eral emergency response actions: *Provided further*, That
19 funds appropriated under this heading shall be available
20 for assistance to or through the Department of State in
21 connection with forest and rangeland research, technical
22 information, and assistance in foreign countries, and, with
23 the concurrence of the Secretary of State, shall be avail-
24 able to support forestry, wildland fire management, and
25 related natural resource activities outside the United

1 States and its territories and possessions, including tech-
 2 nical assistance, education and training, and cooperation
 3 with United States and international organizations: *Pro-*
 4 *vided further*, That of the funds provided under this head-
 5 ing \$383,657,000 is provided to meet the terms of section
 6 251(b)(2)(F)(ii)(I) of the Balanced Budget and Emer-
 7 gency Deficit Control Act of 1985, as amended.

8 WILDFIRE SUPPRESSION OPERATIONS RESERVE FUND
 9 (INCLUDING TRANSFERS OF FUNDS)

10 In addition to the amounts provided under the head-
 11 ing “Department of the Interior—Department-Wide Pro-
 12 grams—Wildland Fire Management” for wildfire suppres-
 13 sion operations, \$310,000,000, to remain available until
 14 transferred, is additional new budget authority as speci-
 15 fied for purposes of section 251(b)(2)(F) of the Balanced
 16 Budget and Emergency Deficit Control Act of 1985: *Pro-*
 17 *vided*, That such amounts may be transferred to and
 18 merged with amounts made available under the headings
 19 “Department of Agriculture—Forest Service—Wildland
 20 Fire Management” and “Department of the Interior—De-
 21 partment-Wide Programs—Wildland Fire Management”
 22 for wildfire suppression operations in the fiscal year in
 23 which such amounts are transferred: *Provided further*,
 24 That amounts may be transferred to the “Wildland Fire
 25 Management” accounts in the Department of Agriculture

1 or the Department of the Interior only upon the notifica-
 2 tion of the House and Senate Committees on Appropria-
 3 tions that all wildfire suppression operations funds appro-
 4 priated under that heading in this and prior appropria-
 5 tions Acts to the agency to which the funds will be trans-
 6 ferred will be obligated within 30 days: *Provided further*,
 7 That the transfer authority provided under this heading
 8 is in addition to any other transfer authority provided by
 9 law.

10 CENTRAL HAZARDOUS MATERIALS FUND

11 For necessary expenses of the Department of the In-
 12 terior and any of its component offices and bureaus for
 13 the response action, including associated activities, per-
 14 formed pursuant to the Comprehensive Environmental Re-
 15 sponse, Compensation, and Liability Act (42 U.S.C. 9601
 16 et seq.), \$10,010,000, to remain available until expended.

17 NATURAL RESOURCE DAMAGE ASSESSMENT AND 18 RESTORATION

19 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

20 To conduct natural resource damage assessment, res-
 21 toration activities, and onshore oil spill preparedness by
 22 the Department of the Interior necessary to carry out the
 23 provisions of the Comprehensive Environmental Response,
 24 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),
 25 the Federal Water Pollution Control Act (33 U.S.C. 1251

1 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701
2 et seq.), and 54 U.S.C. 100721 et seq., \$7,767,000, to
3 remain available until expended.

4 WORKING CAPITAL FUND

5 For the operation and maintenance of a departmental
6 financial and business management system, information
7 technology improvements of general benefit to the Depart-
8 ment, cybersecurity, and the consolidation of facilities and
9 operations throughout the Department, \$64,798,000, to
10 remain available until expended: *Provided*, That none of
11 the funds appropriated in this Act or any other Act may
12 be used to establish reserves in the Working Capital Fund
13 account other than for accrued annual leave and deprecia-
14 tion of equipment without prior approval of the Commit-
15 tees on Appropriations of the House of Representatives
16 and the Senate: *Provided further*, That the Secretary may
17 assess reasonable charges to State, local and tribal govern-
18 ment employees for training services provided by the Na-
19 tional Indian Program Training Center, other than train-
20 ing related to Public Law 93–638: *Provided further*, That
21 the Secretary may lease or otherwise provide space and
22 related facilities, equipment or professional services of the
23 National Indian Program Training Center to State, local
24 and tribal government employees or persons or organiza-
25 tions engaged in cultural, educational, or recreational ac-

1 tivities (as defined in section 3306(a) of title 40, United
 2 States Code) at the prevailing rate for similar space, facili-
 3 ties, equipment, or services in the vicinity of the National
 4 Indian Program Training Center: *Provided further*, That
 5 all funds received pursuant to the two preceding provisos
 6 shall be credited to this account, shall be available until
 7 expended, and shall be used by the Secretary for necessary
 8 expenses of the National Indian Program Training Center:
 9 *Provided further*, That the Secretary may enter into grants
 10 and cooperative agreements to support the Office of Nat-
 11 ural Resource Revenue's collection and disbursement of
 12 royalties, fees, and other mineral revenue proceeds, as au-
 13 thorized by law.

14 ADMINISTRATIVE PROVISION

15 There is hereby authorized for acquisition from avail-
 16 able resources within the Working Capital Fund, aircraft
 17 which may be obtained by donation, purchase or through
 18 available excess surplus property: *Provided*, That existing
 19 aircraft being replaced may be sold, with proceeds derived
 20 or trade-in value used to offset the purchase price for the
 21 replacement aircraft.

22 OFFICE OF NATURAL RESOURCES REVENUE

23 For necessary expenses for management of the collec-
 24 tion and disbursement of royalties, fees, and other mineral
 25 revenue proceeds, and for grants and cooperative agree-

1 ments, as authorized by law, \$148,474,000, to remain
2 available until September 30, 2022; of which \$50,651,000
3 shall remain available until expended for the purpose of
4 mineral revenue management activities: *Provided*, That
5 notwithstanding any other provision of law, \$15,000 shall
6 be available for refunds of overpayments in connection
7 with certain Indian leases in which the Secretary con-
8 curred with the claimed refund due, to pay amounts owed
9 to Indian allottees or tribes, or to correct prior unrecover-
10 able erroneous payments.

11 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR
12 (INCLUDING TRANSFERS OF FUNDS)

13 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

14 SEC. 101. Appropriations made in this title shall be
15 available for expenditure or transfer (within each bureau
16 or office), with the approval of the Secretary, for the emer-
17 gency reconstruction, replacement, or repair of aircraft,
18 buildings, utilities, or other facilities or equipment dam-
19 aged or destroyed by fire, flood, storm, or other unavail-
20 able causes: *Provided*, That no funds shall be made avail-
21 able under this authority until funds specifically made
22 available to the Department of the Interior for emer-
23 gencies shall have been exhausted: *Provided further*, That
24 all funds used pursuant to this section must be replenished

1 by a supplemental appropriation, which must be requested
2 as promptly as possible.

3 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

4 SEC. 102. The Secretary may authorize the expendi-
5 ture or transfer of any no year appropriation in this title,
6 in addition to the amounts included in the budget pro-
7 grams of the several agencies, for the suppression or emer-
8 gency prevention of wildland fires on or threatening lands
9 under the jurisdiction of the Department of the Interior;
10 for the emergency rehabilitation of burned-over lands
11 under its jurisdiction; for emergency actions related to po-
12 tential or actual earthquakes, floods, volcanoes, storms, or
13 other unavoidable causes; for contingency planning subse-
14 quent to actual oil spills; for response and natural resource
15 damage assessment activities related to actual oil spills or
16 releases of hazardous substances into the environment; for
17 the prevention, suppression, and control of actual or po-
18 tential grasshopper and Mormon cricket outbreaks on
19 lands under the jurisdiction of the Secretary, pursuant to
20 the authority in section 417(b) of Public Law 106–224
21 (7 U.S.C. 7717(b)); for emergency reclamation projects
22 under section 410 of Public Law 95–87; and shall trans-
23 fer, from any no year funds available to the Office of Sur-
24 face Mining Reclamation and Enforcement, such funds as
25 may be necessary to permit assumption of regulatory au-

1 thority in the event a primacy State is not carrying out
2 the regulatory provisions of the Surface Mining Act: *Pro-*
3 *vided*, That appropriations made in this title for wildland
4 fire operations shall be available for the payment of obliga-
5 tions incurred during the preceding fiscal year, and for
6 reimbursement to other Federal agencies for destruction
7 of vehicles, aircraft, or other equipment in connection with
8 their use for wildland fire operations, with such reimburse-
9 ment to be credited to appropriations currently available
10 at the time of receipt thereof: *Provided further*, That for
11 wildland fire operations, no funds shall be made available
12 under this authority until the Secretary determines that
13 funds appropriated for “wildland fire suppression” shall
14 be exhausted within 30 days: *Provided further*, That all
15 funds used pursuant to this section must be replenished
16 by a supplemental appropriation, which must be requested
17 as promptly as possible: *Provided further*, That such re-
18 plenishment funds shall be used to reimburse, on a pro
19 rata basis, accounts from which emergency funds were
20 transferred.

21 AUTHORIZED USE OF FUNDS

22 SEC. 103. Appropriations made to the Department
23 of the Interior in this title shall be available for services
24 as authorized by section 3109 of title 5, United States
25 Code, when authorized by the Secretary, in total amount

1 not to exceed \$500,000; purchase and replacement of
2 motor vehicles, including specially equipped law enforce-
3 ment vehicles; hire, maintenance, and operation of air-
4 craft; hire of passenger motor vehicles; purchase of re-
5 prints; payment for telephone service in private residences
6 in the field, when authorized under regulations approved
7 by the Secretary; and the payment of dues, when author-
8 ized by the Secretary, for library membership in societies
9 or associations which issue publications to members only
10 or at a price to members lower than to subscribers who
11 are not members.

12 AUTHORIZED USE OF FUNDS, INDIAN TRUST

13 MANAGEMENT

14 SEC. 104. Appropriations made in this Act under the
15 headings Bureau of Indian Affairs and Bureau of Indian
16 Education, and Office of the Special Trustee for American
17 Indians and any unobligated balances from prior appro-
18 priations Acts made under the same headings shall be
19 available for expenditure or transfer for Indian trust man-
20 agement and reform activities. Total funding for historical
21 accounting activities shall not exceed amounts specifically
22 designated in this Act for such purpose. The Secretary
23 shall notify the House and Senate Committees on Appro-
24 priations within 60 days of the expenditure or transfer of

1 any funds under this section, including the amount ex-
2 pended or transferred and how the funds will be used.

3 REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN
4 AFFAIRS

5 SEC. 105. Notwithstanding any other provision of
6 law, the Secretary of the Interior is authorized to redis-
7 tribute any Tribal Priority Allocation funds, including
8 tribal base funds, to alleviate tribal funding inequities by
9 transferring funds to address identified, unmet needs,
10 dual enrollment, overlapping service areas or inaccurate
11 distribution methodologies. No tribe shall receive a reduc-
12 tion in Tribal Priority Allocation funds of more than 10
13 percent in fiscal year 2021. Under circumstances of dual
14 enrollment, overlapping service areas or inaccurate dis-
15 tribution methodologies, the 10 percent limitation does not
16 apply.

17 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

18 SEC. 106. Notwithstanding any other provision of
19 law, the Secretary of the Interior is authorized to acquire
20 lands, waters, or interests therein including the use of all
21 or part of any pier, dock, or landing within the State of
22 New York and the State of New Jersey, for the purpose
23 of operating and maintaining facilities in the support of
24 transportation and accommodation of visitors to Ellis,
25 Governors, and Liberty Islands, and of other program and

1 administrative activities, by donation or with appropriated
2 funds, including franchise fees (and other monetary con-
3 sideration), or by exchange; and the Secretary is author-
4 ized to negotiate and enter into leases, subleases, conces-
5 sion contracts or other agreements for the use of such fa-
6 cilities on such terms and conditions as the Secretary may
7 determine reasonable.

8 OUTER CONTINENTAL SHELF INSPECTION FEES

9 SEC. 107. (a) In fiscal year 2021, the Secretary shall
10 collect a nonrefundable inspection fee, which shall be de-
11 posited in the “Offshore Safety and Environmental En-
12 forcement” account, from the designated operator for fa-
13 cilities subject to inspection under 43 U.S.C. 1348(c).

14 (b) Annual fees shall be collected for facilities that
15 are above the waterline, excluding drilling rigs, and are
16 in place at the start of the fiscal year. Fees for fiscal year
17 2021 shall be—

18 (1) \$10,500 for facilities with no wells, but with
19 processing equipment or gathering lines;

20 (2) \$17,000 for facilities with 1 to 10 wells,
21 with any combination of active or inactive wells; and

22 (3) \$31,500 for facilities with more than 10
23 wells, with any combination of active or inactive
24 wells.

1 (c) Fees for drilling rigs shall be assessed for all in-
2 spections completed in fiscal year 2021. Fees for fiscal
3 year 2021 shall be—

4 (1) \$30,500 per inspection for rigs operating in
5 water depths of 500 feet or more; and

6 (2) \$16,700 per inspection for rigs operating in
7 water depths of less than 500 feet.

8 (d) Fees for inspection of well operations conducted
9 via non-rig units as outlined in title 30 CFR 250 subparts
10 D, E, F, and Q shall be assessed for all inspections com-
11 pleted in fiscal year 2021. Fees for fiscal year 2021 shall
12 be—

13 (1) \$13,260 per inspection for non-rig units op-
14 erating in water depths of 2,500 feet or more;

15 (2) \$11,530 per inspection for non-rig units op-
16 erating in water depths between 500 and 2,499 feet;
17 and

18 (3) \$4,470 per inspection for non-rig units op-
19 erating in water depths of less than 500 feet.

20 (e) The Secretary shall bill designated operators
21 under subsection (b) quarterly, with payment required
22 within 30 days of billing. The Secretary shall bill des-
23 ignated operators under subsection (c) within 30 days of
24 the end of the month in which the inspection occurred,
25 with payment required within 30 days of billing. The Sec-

1 retary shall bill designated operators under subsection (d)
2 with payment required by the end of the following quarter.

3 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND
4 BURRO HOLDING FACILITIES

5 SEC. 108. Notwithstanding any other provision of
6 this Act, the Secretary of the Interior may enter into
7 multiyear cooperative agreements with nonprofit organiza-
8 tions and other appropriate entities, and may enter into
9 multiyear contracts in accordance with the provisions of
10 section 3903 of title 41, United States Code (except that
11 the 5-year term restriction in subsection (a) shall not
12 apply), for the long-term care and maintenance of excess
13 wild free roaming horses and burros by such organizations
14 or entities on private land. Such cooperative agreements
15 and contracts may not exceed 10 years, subject to renewal
16 at the discretion of the Secretary.

17 MASS MARKING OF SALMONIDS

18 SEC. 109. The United States Fish and Wildlife Serv-
19 ice shall, in carrying out its responsibilities to protect
20 threatened and endangered species of salmon, implement
21 a system of mass marking of salmonid stocks, intended
22 for harvest, that are released from federally operated or
23 federally financed hatcheries including but not limited to
24 fish releases of coho, chinook, and steelhead species.

1 Marked fish must have a visible mark that can be readily
2 identified by commercial and recreational fishers.

3 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

4 SEC. 110. Notwithstanding any other provision of
5 law, during fiscal year 2021, in carrying out work involv-
6 ing cooperation with State, local, and tribal governments
7 or any political subdivision thereof, Indian Affairs may
8 record obligations against accounts receivable from any
9 such entities, except that total obligations at the end of
10 the fiscal year shall not exceed total budgetary resources
11 available at the end of the fiscal year.

12 DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES
13 PROGRAM

14 SEC. 111. (a) Notwithstanding any other provision
15 of law relating to Federal grants and cooperative agree-
16 ments, the Secretary of the Interior is authorized to make
17 grants to, or enter into cooperative agreements with, pri-
18 vate nonprofit organizations designated by the Secretary
19 of Labor under title V of the Older Americans Act of 1965
20 to utilize the talents of older Americans in programs au-
21 thorized by other provisions of law administered by the
22 Secretary and consistent with such provisions of law.

23 (b) Prior to awarding any grant or agreement under
24 subsection (a), the Secretary shall ensure that the agree-
25 ment would not—

1 (1) result in the displacement of individuals
2 currently employed by the Department, including
3 partial displacement through reduction of non-over-
4 time hours, wages, or employment benefits;

5 (2) result in the use of an individual under the
6 Department of the Interior Experienced Services
7 Program for a job or function in a case in which a
8 Federal employee is in a layoff status from the same
9 or substantially equivalent job within the Depart-
10 ment; or

11 (3) affect existing contracts for services.

12 OBLIGATION OF FUNDS

13 SEC. 112. Amounts appropriated by this Act to the
14 Department of the Interior shall be available for obligation
15 and expenditure not later than 60 days after the date of
16 enactment of this Act.

17 EXTENSION OF AUTHORITIES

18 SEC. 113. (a) Section 708(a) of Division II of Public
19 Law 104 -333, as amended by Public Law 110 -229 sec-
20 tion 461, is further amended by striking “\$15,000,000”
21 and inserting “\$17,000,000”.

22 (b) Section 109(a) of Title I of Public Law 106-278
23 is amended by striking “\$10,000,000” and inserting
24 “\$12,000,000”.

1 SEPARATION OF ACCOUNTS

2 SEC. 114. The Secretary of the Interior, in order to
3 implement an orderly transition to separate accounts of
4 the Bureau of Indian Affairs and the Bureau of Indian
5 Education, may transfer funds among and between the
6 successor offices and bureaus affected by the reorganiza-
7 tion only in conformance with the reprogramming guide-
8 lines described in this Act.

9 PAYMENTS IN LIEU OF TAXES (PILT)

10 SEC. 115. Section 6906 of title 31, United States
11 Code, shall be applied by substituting “fiscal year 2021”
12 for “fiscal year 2019”.

13 DISCLOSURE OF DEPARTURE OR ALTERNATE PROCEDURE

14 APPROVAL

15 SEC. 116. (a) Subject to subsection (b), for fiscal year
16 2021 and each fiscal year thereafter, in any case in which
17 the Bureau of Safety and Environmental Enforcement or
18 the Bureau of Ocean Energy Management prescribes or
19 approves any departure or use of alternate procedure or
20 equipment, in regards to a plan or permit, under 30
21 C.F.R. § 585.103, 30 C.F.R. § 550.141; 30 C.F.R.
22 §550.142; 30 C.F.R. § 250.141, or 30 C.F.R. § 250.142,
23 the head of such bureau shall post a description of such
24 departure or alternate procedure or equipment use ap-

1 proval on such bureau's publicly available website not
2 more than 15 business days after such issuance.

3 (b) The head of each bureau may exclude confidential
4 business information.

5 FUNDING RESTRICTION

6 SEC. 117. None of the funds made available to the
7 Department of the Interior by this or any other Act may
8 be used to conduct a lease sale pursuant to section
9 20001(c)(1) of Public Law 115-97 which does not contain
10 a national minimum acceptable bid amount sufficient to
11 produce Federal receipts to the Treasury, net of any state
12 share, of no less than 50 percent of the amount required
13 by section 2001(b) of H. Con. Res. 71, the concurrent res-
14 olution on the budget for fiscal year 2018, as agreed to
15 on October 26, 2017.

16 MEDICAL SERVICES FUND

17 SEC. 118. Beginning in fiscal year 2022 and each fis-
18 cal year thereafter, amounts deposited in the National
19 Park Medical Services Fund established pursuant to sec-
20 tion 2404(b) of Public Law 116-9 shall be classified as
21 discretionary offsetting receipts.

22 RESTRICTION ON USE OF FUNDS

23 SEC. 119. (a) None of the funds made available in
24 this Act may be used by the Secretary of the Interior or
25 the Bureau of Ocean Energy Management to conduct or

1 authorize oil and gas preleasing, leasing, or related activi-
2 ties, including but not limited to the issuance of permits
3 for geological and geophysical exploration, in any planning
4 area where the 2017-2022 Outer Continental Shelf Oil
5 and Gas Leasing Proposed Final Program (November
6 2016) did not schedule leases.

7 (b) The restrictions under subsection (a) apply to the
8 formal steps identified by the Department of the Interior
9 and the enabling steps prior to leasing, including the
10 issuance of permits for geological and geophysical explo-
11 ration.

12 INTERAGENCY MOTOR POOL

13 SEC. 120. Notwithstanding any other provision of law
14 or Federal regulation, Federally-recognized Indian tribes
15 or authorized tribal organizations that receive Tribally-
16 Controlled School Grants pursuant to Public Law 100-
17 297 may obtain interagency motor vehicles and related
18 services for performance of any activities carried out
19 under such grants to the same extent as if they were con-
20 tracting under the Indian Self-Determination and Edu-
21 cation Assistance Act.

22 LONG BRIDGE PROJECT

23 SEC. 121. On request of the Commonwealth of Vir-
24 ginia or the District of Columbia, as applicable, the Sec-
25 retary of the Interior (acting through the Director of the

1 National Park Service) (referred to in this section as the
2 “Secretary”) may convey to the State of Virginia and/or
3 the District of Columbia, subject to any terms and condi-
4 tions the Secretary deems necessary, any Federal land or
5 interests therein under the jurisdiction of the Secretary
6 that are identified by the Commonwealth of Virginia and/
7 or the District of Columbia as necessary for the Long
8 Bridge Project, which consists of improvements to Long
9 Bridge and related railroad infrastructure between RO
10 Interlocking in Arlington, Virginia and L’Enfant Inter-
11 locking near 10th Street SW in the District. The Long
12 Bridge Project will expand commuter and regional pas-
13 senger rail service and provide bicycle and pedestrian ac-
14 cess crossings over the Potomac River. Such conveyance
15 is for the sole purposes of railroad and recreational use.
16 If such conveyance is no longer being used for such pur-
17 poses, then the lands or interests therein shall revert to
18 the National Park Service after they have been restored
19 and remediated to the satisfaction of the Secretary. The
20 Secretary may also permit the temporary use of any addi-
21 tional land that is identified as necessary for the construc-
22 tion of these projects, subject to any terms and conditions
23 deemed necessary. Notwithstanding any other provision of
24 law, the National Park Service may recover and retain all
25 costs of providing or procuring necessary services associ-

1 ated with the aforementioned conveyances or special use
2 permits and said amounts shall be available to the Service
3 until expended, without further appropriation.

4 SPECIAL TRUSTEE FUNCTIONS

5 SEC. 122. None of the funds provided in this Act or
6 any other Act shall be used to develop or implement a Sec-
7 retarial Order to create a Bureau to perform the functions
8 or activities of the Office of Special Trustee of American
9 Indians.

10 TITLE II

11 ENVIRONMENTAL PROTECTION AGENCY

12 SCIENCE AND TECHNOLOGY

13 For science and technology, including research and
14 development activities, which shall include research and
15 development activities under the Comprehensive Environ-
16 mental Response, Compensation, and Liability Act of
17 1980; necessary expenses for personnel and related costs
18 and travel expenses; procurement of laboratory equipment
19 and supplies; hire, maintenance, and operation of aircraft;
20 and other operating expenses in support of research and
21 development, \$745,345,000, to remain available until Sep-
22 tember 30, 2022: *Provided*, That of the funds included
23 under this heading, \$7,000,000 shall be for Research: Na-
24 tional Priorities as specified in the report accompanying
25 this Act: *Provided further*, That of the funds included

1 under this heading, not less than \$400,000 shall be for
2 administrative expenses to review registration applications
3 to participate in the Renewable Fuels Pathway II pro-
4 gram.

5 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

6 For environmental programs and management, in-
7 cluding necessary expenses, not otherwise provided for, for
8 personnel and related costs and travel expenses; hire of
9 passenger motor vehicles; hire, maintenance, and oper-
10 ation of aircraft; purchase of reprints; library member-
11 ships in societies or associations which issue publications
12 to members only or at a price to members lower than to
13 subscribers who are not members; administrative costs of
14 the brownfields program under the Small Business Liabil-
15 ity Relief and Brownfields Revitalization Act of 2002; im-
16 plementation of a coal combustion residual permit pro-
17 gram under section 2301 of the Water and Waste Act of
18 2016; and not to exceed \$19,000 for official reception and
19 representation expenses, \$2,846,676,000, to remain avail-
20 able until September 30, 2022: *Provided*, That of the
21 funds included under this heading, \$18,000,000 shall be
22 for Environmental Protection: National Priorities as speci-
23 fied in the report accompanying this Act: *Provided further*,
24 That of the funds included under this heading,
25 \$554,910,000 shall be for Geographic Programs specified

1 in the report accompanying this Act: *Provided further*,
 2 That of the funds included under this heading, not more
 3 than \$43,784,000 shall be for the Executive Operations
 4 and Management program project: *Provided further*, That
 5 of the funds included under this heading, the Chemical
 6 Risk Review and Reduction program project shall be allo-
 7 cated not less than the amount of appropriations for that
 8 program project for fiscal year 2014.

9 HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM
 10 FUND

11 For necessary expenses to carry out section 3024 of
 12 the Solid Waste Disposal Act (42 U.S.C. 6939g), includ-
 13 ing the development, operation, maintenance, and upgrad-
 14 ing of the hazardous waste electronic manifest system es-
 15 tablished by such section, \$8,000,000, to remain available
 16 until expended: *Provided*, That the sum herein appro-
 17 priated from the general fund shall be reduced as offset-
 18 ting collections under such section 3024 are received dur-
 19 ing fiscal year 2021, which shall remain available until ex-
 20 pended and be used for necessary expenses in this appro-
 21 priation, so as to result in a final fiscal year 2021 appro-
 22 priation from the general fund estimated at not more than
 23 \$0: *Provided further*, That to the extent such offsetting
 24 collections received in fiscal year 2021 exceed \$8,000,000,
 25 those excess amounts shall remain available until ex-

1 pending and be used for necessary expenses in this appro-
2 priation.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$45,100,000, to remain available
7 until September 30, 2022.

8 BUILDINGS AND FACILITIES

9 For construction, repair, improvement, extension, al-
10 teration, and purchase of fixed equipment or facilities of,
11 or for use by, the Environmental Protection Agency,
12 \$39,676,000, to remain available until expended.

13 HAZARDOUS SUBSTANCE SUPERFUND

14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses to carry out the Comprehen-
16 sive Environmental Response, Compensation, and Liabil-
17 ity Act of 1980 (CERCLA), including sections 111(c)(3),
18 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611), and hire,
19 maintenance, and operation of aircraft, \$1,221,814,000,
20 to remain available until expended, consisting of such
21 sums as are available in the Trust Fund on September
22 30, 2020, as authorized by section 517(a) of the Super-
23 fund Amendments and Reauthorization Act of 1986
24 (SARA) and up to \$1,221,814,000 as a payment from
25 general revenues to the Hazardous Substance Superfund

1 for purposes as authorized by section 517(b) of SARA:
2 *Provided*, That funds appropriated under this heading
3 may be allocated to other Federal agencies in accordance
4 with section 111(a) of CERCLA: *Provided further*, That
5 of the funds appropriated under this heading,
6 \$11,586,000 shall be paid to the “Office of Inspector Gen-
7 eral” appropriation to remain available until September
8 30, 2022, and \$30,755,000 shall be paid to the “Science
9 and Technology” appropriation to remain available until
10 September 30, 2022.

11 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
12 PROGRAM

13 For necessary expenses to carry out leaking under-
14 ground storage tank cleanup activities authorized by sub-
15 title I of the Solid Waste Disposal Act, \$92,543,000, to
16 remain available until expended, of which \$67,174,000
17 shall be for carrying out leaking underground storage tank
18 cleanup activities authorized by section 9003(h) of the
19 Solid Waste Disposal Act; \$25,369,000 shall be for car-
20 rying out the other provisions of the Solid Waste Disposal
21 Act specified in section 9508(c) of the Internal Revenue
22 Code: *Provided*, That the Administrator is authorized to
23 use appropriations made available under this heading to
24 implement section 9013 of the Solid Waste Disposal Act
25 to provide financial assistance to federally recognized In-

1 dian tribes for the development and implementation of
2 programs to manage underground storage tanks.

3 INLAND OIL SPILL PROGRAMS

4 For expenses necessary to carry out the Environ-
5 mental Protection Agency's responsibilities under the Oil
6 Pollution Act of 1990, including hire, maintenance, and
7 operation of aircraft, \$20,958,000, to be derived from the
8 Oil Spill Liability trust fund, to remain available until ex-
9 pended.

10 STATE AND TRIBAL ASSISTANCE GRANTS

11 For environmental programs and infrastructure as-
12 sistance, including capitalization grants for State revolv-
13 ing funds and performance partnership grants,
14 \$4,362,556,000, to remain available until expended, of
15 which—

16 (1) \$1,638,826,000 shall be for making capital-
17 ization grants for the Clean Water State Revolving
18 Funds under title VI of the Federal Water Pollution
19 Control Act; and of which \$1,126,088,000 shall be
20 for making capitalization grants for the Drinking
21 Water State Revolving Funds under section 1452 of
22 the Safe Drinking Water Act: *Provided*, That for fis-
23 cal year 2021, to the extent there are sufficient eligi-
24 ble project applications and projects are consistent
25 with State Intended Use Plans, not less than 10 per-

1 cent of the funds made available under this title to
2 each State for Clean Water State Revolving Fund
3 capitalization grants shall be used by the State for
4 projects to address green infrastructure, water or
5 energy efficiency improvements, or other environ-
6 mentally innovative activities: *Provided further*, That
7 for fiscal year 2021, funds made available under this
8 title to each State for Drinking Water State Revolv-
9 ing Fund capitalization grants may, at the discretion
10 of each State, be used for projects to address green
11 infrastructure, water or energy efficiency improve-
12 ments, or other environmentally innovative activities:
13 *Provided further*, That notwithstanding section
14 603(d)(7) of the Federal Water Pollution Control
15 Act, the limitation on the amounts in a State water
16 pollution control revolving fund that may be used by
17 a State to administer the fund shall not apply to
18 amounts included as principal in loans made by such
19 fund in fiscal year 2021 and prior years where such
20 amounts represent costs of administering the fund
21 to the extent that such amounts are or were deemed
22 reasonable by the Administrator, accounted for sepa-
23 rately from other assets in the fund, and used for
24 eligible purposes of the fund, including administra-
25 tion: *Provided further*, That for fiscal year 2021,

1 notwithstanding the provisions of subsections (g)(1),
2 (h), and (l) of section 201 of the Federal Water Pol-
3 lution Control Act, grants made under title II of
4 such Act for American Samoa, Guam, the common-
5 wealth of the Northern Marianas, the United States
6 Virgin Islands, and the District of Columbia may
7 also be made for the purpose of providing assistance:
8 (1) solely for facility plans, design activities, or
9 plans, specifications, and estimates for any proposed
10 project for the construction of treatment works; and
11 (2) for the construction, repair, or replacement of
12 privately owned treatment works serving one or
13 more principal residences or small commercial estab-
14 lishments: *Provided further*, That for fiscal year
15 2021, notwithstanding the provisions of such sub-
16 sections (g)(1), (h), and (l) of section 201 and sec-
17 tion 518(c) of the Federal Water Pollution Control
18 Act, funds reserved by the Administrator for grants
19 under section 518(c) of the Federal Water Pollution
20 Control Act may also be used to provide assistance:
21 (1) solely for facility plans, design activities, or
22 plans, specifications, and estimates for any proposed
23 project for the construction of treatment works; and
24 (2) for the construction, repair, or replacement of
25 privately owned treatment works serving one or

1 more principal residences or small commercial estab-
2 lishments: *Provided further*, That for fiscal year
3 2021, notwithstanding any provision of the Federal
4 Water Pollution Control Act and regulations issued
5 pursuant thereof, up to a total of \$2,000,000 of the
6 funds reserved by the Administrator for grants
7 under section 518(c) of such Act may also be used
8 for grants for training, technical assistance, and
9 educational programs relating to the operation and
10 management of the treatment works specified in sec-
11 tion 518(c) of such Act: *Provided further*, That for
12 fiscal year 2021, funds reserved under section
13 518(c) of such Act shall be available for grants only
14 to Indian tribes, as defined in section 518(h) of such
15 Act and former Indian reservations in Oklahoma (as
16 determined by the Secretary of the Interior) and Na-
17 tive Villages as defined in Public Law 92–203: *Pro-*
18 *vided further*, That for fiscal year 2021, notwith-
19 standing the limitation on amounts in section 518(c)
20 of the Federal Water Pollution Control Act, up to a
21 total of 2 percent of the funds appropriated, or
22 \$30,000,000, whichever is greater, and notwith-
23 standing the limitation on amounts in section
24 1452(i) of the Safe Drinking Water Act, up to a
25 total of 2 percent of the funds appropriated, or

1 \$20,000,000, whichever is greater, for State Revolv-
2 ing Funds under such Acts may be reserved by the
3 Administrator for grants under section 518(c) and
4 section 1452(i) of such Acts: *Provided further*, That
5 for fiscal year 2021, notwithstanding the amounts
6 specified in section 205(c) of the Federal Water Pol-
7 lution Control Act, up to 1.5 percent of the aggre-
8 gate funds appropriated for the Clean Water State
9 Revolving Fund program under the Act less any
10 sums reserved under section 518(c) of the Act, may
11 be reserved by the Administrator for grants made
12 under title II of the Federal Water Pollution Control
13 Act for American Samoa, Guam, the Commonwealth
14 of the Northern Marianas, and United States Virgin
15 Islands: *Provided further*, That for fiscal year 2021,
16 notwithstanding the limitations on amounts specified
17 in section 1452(j) of the Safe Drinking Water Act,
18 up to 1.5 percent of the funds appropriated for the
19 Drinking Water State Revolving Fund programs
20 under the Safe Drinking Water Act may be reserved
21 by the Administrator for grants made under section
22 1452(j) of the Safe Drinking Water Act: *Provided*
23 *further*, That 10 percent of the funds made available
24 under this title to each State for Clean Water State
25 Revolving Fund capitalization grants and 14 percent

1 of the funds made available under this title to each
2 State for Drinking Water State Revolving Fund cap-
3 italization grants shall be used by the State to pro-
4 vide additional subsidy to eligible recipients in the
5 form of forgiveness of principal, negative interest
6 loans, or grants (or any combination of these), and
7 shall be so used by the State only where such funds
8 are provided as initial financing for an eligible re-
9 cipient or to buy, refinance, or restructure the debt
10 obligations of eligible recipients only where such debt
11 was incurred on or after the date of enactment of
12 this Act, or where such debt was incurred prior to
13 the date of enactment of this Act if the State, with
14 concurrence from the Administrator, determines that
15 such funds could be used to help address a threat
16 to public health from heightened exposure to lead in
17 drinking water or if a Federal or State emergency
18 declaration has been issued due to a threat to public
19 health from heightened exposure to lead in a munic-
20 ipal drinking water supply before the date of enact-
21 ment of this Act: *Provided further*, That in a State
22 in which such an emergency declaration has been
23 issued, the State may use more than 14 percent of
24 the funds made available under this title to the
25 State for Drinking Water State Revolving Fund cap-

1 italization grants to provide additional subsidy to eli-
2 gible recipients;

3 (2) \$25,000,000 shall be for architectural, engi-
4 neering, planning, design, construction and related
5 activities in connection with the construction of high
6 priority water and wastewater facilities in the area
7 of the United States-Mexico Border, after consulta-
8 tion with the appropriate border commission: *Pro-*
9 *vided*, That no funds provided by this appropriations
10 Act to address the water, wastewater and other crit-
11 ical infrastructure needs of the colonias in the
12 United States along the United States-Mexico bor-
13 der shall be made available to a county or municipal
14 government unless that government has established
15 an enforceable local ordinance, or other zoning rule,
16 which prevents in that jurisdiction the development
17 or construction of any additional colonia areas, or
18 the development within an existing colonia the con-
19 struction of any new home, business, or other struc-
20 ture which lacks water, wastewater, or other nec-
21 essary infrastructure: *Provided further*, That the Ad-
22 ministrator may reserve up to 5 percent of funds ap-
23 propriated herein for management and oversight
24 purposes;

1 (3) \$29,186,000 shall be for grants to the State
2 of Alaska to address drinking water and wastewater
3 infrastructure needs of rural and Alaska Native Vil-
4 lages: *Provided*, That of these funds: (A) the State
5 of Alaska shall provide a match of 25 percent; (B)
6 no more than 5 percent of the funds may be used
7 for administrative and overhead expenses; and (C)
8 the State of Alaska shall make awards consistent
9 with the Statewide priority list established in con-
10 junction with the Agency and the U.S. Department
11 of Agriculture for all water, sewer, waste disposal,
12 and similar projects carried out by the State of Alas-
13 ka that are funded under section 221 of the Federal
14 Water Pollution Control Act (33 U.S.C. 1301) or
15 the Consolidated Farm and Rural Development Act
16 (7 U.S.C. 1921 et seq.) which shall allocate not less
17 than 25 percent of the funds provided for projects
18 in regional hub communities;

19 (4) \$90,000,000 shall be to carry out section
20 104(k) of the Comprehensive Environmental Re-
21 sponse, Compensation, and Liability Act of 1980
22 (CERCLA), including grants, interagency agree-
23 ments, and associated program support costs: *Pro-*
24 *vided*, That at least 10 percent shall be allocated for
25 assistance in persistent poverty counties: *Provided*

1 *further*, That for purposes of this section, the term
2 “persistent poverty counties” means any county that
3 has had 20 percent or more of its population living
4 in poverty over the past 30 years, as measured by
5 the 1990 and 2000 decennial censuses and the most
6 recent Small Area Income and Poverty Estimates, or
7 any territory or possession of the United States:
8 *Provided further*, That, to the extent there are suffi-
9 cient qualified applications, not less than an addi-
10 tional 20 percent of the amount appropriated shall
11 be for projects located in Qualified Opportunity
12 Zones: *Provided further*, That the Administrator
13 may reserve up to 2 percent of funds appropriated
14 herein for management and oversight purposes;
15 (5) \$90,000,000 shall be for grants under title
16 VII, subtitle G of the Energy Policy Act of 2005:
17 *Provided*, That the Administrator may reserve up to
18 2.5 percent of funds appropriated herein for man-
19 agement and oversight purposes;
20 (6) \$56,306,000 shall be for targeted airshed
21 grants in accordance with the terms and conditions
22 in the report accompanying this Act: *Provided*, That
23 the Administrator may reserve up to 2.5 percent of
24 funds appropriated herein for management and over-
25 sight purposes;

1 (7) \$4,000,000 shall be to carry out the water
2 quality program authorized in section 5004(d) of the
3 Water Infrastructure Improvements for the Nation
4 Act (Public Law 114–322);

5 (8) \$26,000,000 shall be for grants under sub-
6 sections (a) through (j) of section 1459A of the Safe
7 Drinking Water Act (42 U.S.C. 300j–19a);

8 (9) \$26,000,000 shall be for grants under sec-
9 tion 1464(d) of the Safe Drinking Water Act (42
10 U.S.C. 300j–24(d)): *Provided*, That the Adminis-
11 trator may reserve up to 3 percent of funds appro-
12 priated herein for management and oversight pur-
13 poses;

14 (10) \$20,000,000 shall be for grants under sec-
15 tion 1459B of the Safe Drinking Water Act (42
16 U.S.C. 300j–19b): *Provided*, That the Administrator
17 may reserve up to 3 percent of funds appropriated
18 herein for management and oversight purposes;

19 (11) \$4,000,000 shall be for grants under sec-
20 tion 1459A(l) of the Safe Drinking Water Act (42
21 U.S.C. 300j–19a(l));

22 (12) \$13,000,000 shall be for grants under sec-
23 tion 104(b)(8) of the Federal Water Pollution Con-
24 trol Act (33 U.S.C. 1254(b)(8));

1 (13) \$56,700,000 shall be for grants under sec-
2 tion 221 of the Federal Water Pollution Control Act
3 (33 U.S.C. 1301): *Provided*, That the Administrator
4 may reserve up to 3 percent of funds appropriated
5 herein for management and oversight purposes;

6 (14) \$3,000,000 shall be for grants under sec-
7 tion 4304(b) of the America's Water Infrastructure
8 Act of 2018 (Public Law 115–270); and

9 (15) \$1,154,450,000 shall be for grants, includ-
10 ing associated program support costs, to States, fed-
11 erally recognized tribes, interstate agencies, tribal
12 consortia, and air pollution control agencies for
13 multi-media or single media pollution prevention,
14 control and abatement and related activities, includ-
15 ing activities pursuant to the provisions set forth
16 under this heading in Public Law 104–134, and for
17 making grants under section 103 of the Clean Air
18 Act for particulate matter monitoring and data col-
19 lection activities subject to terms and conditions
20 specified by the Administrator, of which:
21 \$46,200,000 shall be for carrying out section 128 of
22 CERCLA; \$9,340,000 shall be for Environmental
23 Information Exchange Network grants, including as-
24 sociated program support costs; \$1,500,000 shall be
25 for grants to States under section 2007(f)(2) of the

1 Solid Waste Disposal Act, which shall be in addition
2 to funds appropriated under the heading “Leaking
3 Underground Storage Tank Trust Fund Program”
4 to carry out the provisions of the Solid Waste Dis-
5 posal Act specified in section 9508(c) of the Internal
6 Revenue Code other than section 9003(h) of the
7 Solid Waste Disposal Act; \$18,000,000 of the funds
8 available for grants under section 106 of the Federal
9 Water Pollution Control Act shall be for State par-
10 ticipation in national- and State-level statistical sur-
11 veys of water resources and enhancements to State
12 monitoring programs.

13 WATER INFRASTRUCTURE FINANCE AND INNOVATION
14 PROGRAM ACCOUNT

15 For the cost of direct loans and for the cost of guar-
16 anteed loans, as authorized by the Water Infrastructure
17 Finance and Innovation Act of 2014, an amount equal to
18 the amount rescinded pursuant to the final paragraph
19 under the heading “Administrative Provisions - Environ-
20 mental Protection Agency”, to remain available until ex-
21 pended: *Provided*, That such costs, including the cost of
22 modifying such loans, shall be as defined in section 502
23 of the Congressional Budget Act of 1974: *Provided fur-*
24 *ther*, That these funds are available to subsidize gross obli-
25 gations for the principal amount of direct loans, including

1 capitalized interest, and total loan principal, including
2 capitalized interest, any part of which is to be guaranteed,
3 not to exceed \$12,484,980,000: *Provided further*, That
4 none of the direct loans or loan guarantee authority made
5 available under this heading shall be available for any
6 project unless the Administrator and the Director of the
7 Office of Management and Budget have certified in ad-
8 vance in writing that the direct loan or loan guarantee,
9 as applicable, and the project comply with the project eligi-
10 bility criteria entitled "Water Infrastructure Finance and
11 Innovation Act Program (WIFIA) Criteria Pursuant to
12 the Further Consolidated Appropriations Act, 2020", pub-
13 lished on June 30, 2020 (85 FR 39189): *Provided further*,
14 That in this fiscal year and hereafter, for the purposes
15 of carrying out section 503(d) of the Federal Credit Re-
16 form Act of 1990, the Director of the Congressional Budg-
17 et Office may request, and the Administrator shall
18 promptly provide, documentation and information relating
19 to a project identified in a Letter of Interest submitted
20 to the Administrator pursuant to a Notice of Funding
21 Availability for applications for credit assistance under the
22 Water Infrastructure Finance and Innovation Act Pro-
23 gram for any fiscal year, including with respect to a
24 project that was initiated or completed before the date of
25 enactment of this Act. In addition, fees authorized to be

1 collected pursuant to sections 5029 and 5030 of the Water
2 Infrastructure Finance and Innovation Act of 2014 shall
3 be deposited in this account, to remain available until ex-
4 pended.

5 In addition, fees authorized to be collected pursuant
6 to sections 5029 and 5030 of the Water Infrastructure
7 Finance and Innovation Act of 2014 shall be deposited
8 in this account, to remain available until expended.

9 In addition, for administrative expenses to carry out
10 the direct and guaranteed loan programs, notwithstanding
11 section 5033 of the Water Infrastructure Finance and In-
12 novation Act of 2014, \$1,023,000, to remain available
13 until September 30, 2022.

14 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL
15 PROTECTION AGENCY

16 (INCLUDING TRANSFERS AND RESCISSION OF FUNDS)

17 For fiscal year 2021, notwithstanding 31 U.S.C.
18 6303(1) and 6305(1), the Administrator of the Environ-
19 mental Protection Agency, in carrying out the Agency's
20 function to implement directly Federal environmental pro-
21 grams required or authorized by law in the absence of an
22 acceptable tribal program, may award cooperative agree-
23 ments to federally recognized Indian tribes or Intertribal
24 consortia, if authorized by their member tribes, to assist
25 the Administrator in implementing Federal environmental

1 programs for Indian tribes required or authorized by law,
2 except that no such cooperative agreements may be award-
3 ed from funds designated for State financial assistance
4 agreements.

5 The Administrator of the Environmental Protection
6 Agency is authorized to collect and obligate pesticide reg-
7 istration service fees in accordance with section 33 of the
8 Federal Insecticide, Fungicide, and Rodenticide Act, as
9 amended by Public Law 116–8, the Pesticide Registration
10 Improvement Extension Act of 2018.

11 Notwithstanding section 33(d)(2) of the Federal In-
12 secticide, Fungicide, and Rodenticide Act (FIFRA) (7
13 U.S.C. 136w–8(d)(2)), the Administrator of the Environ-
14 mental Protection Agency may assess fees under section
15 33 of FIFRA (7 U.S.C. 136w–8) for fiscal year 2021.

16 The Administrator is authorized to transfer up to
17 \$335,000,000 of the funds appropriated for the Great
18 Lakes Restoration Initiative under the heading “Environ-
19 mental Programs and Management” to the head of any
20 Federal department or agency, with the concurrence of
21 such head, to carry out activities that would support the
22 Great Lakes Restoration Initiative and Great Lakes
23 Water Quality Agreement programs, projects, or activities;
24 to enter into an interagency agreement with the head of
25 such Federal department or agency to carry out these ac-

1 tivities; and to make grants to governmental entities, non-
2 profit organizations, institutions, and individuals for plan-
3 ning, research, monitoring, outreach, and implementation
4 in furtherance of the Great Lakes Restoration Initiative
5 and the Great Lakes Water Quality Agreement.

6 The Science and Technology, Environmental Pro-
7 grams and Management, Office of Inspector General, Haz-
8 ardous Substance Superfund, and Leaking Underground
9 Storage Tank Trust Fund Program Accounts, are avail-
10 able for the construction, alteration, repair, rehabilitation,
11 and renovation of facilities, provided that the cost does
12 not exceed \$150,000 per project.

13 For fiscal year 2021, and notwithstanding section
14 518(f) of the Federal Water Pollution Control Act (33
15 U.S.C. 1377(f)), the Administrator is authorized to use
16 the amounts appropriated for any fiscal year under section
17 319 of the Act to make grants to Indian tribes pursuant
18 to sections 319(h) and 518(e) of that Act.

19 The Administrator is authorized to use the amounts
20 appropriated under the heading “Environmental Pro-
21 grams and Management” for fiscal year 2021 to provide
22 grants to implement the Southeastern New England Wa-
23 tershed Restoration Program.

24 Notwithstanding the limitations on amounts in sec-
25 tion 320(i)(2)(B) of the Federal Water Pollution Control

1 Act, not less than \$1,500,000 of the funds made available
2 under this title for the National Estuary Program shall
3 be for making competitive awards described in section
4 320(g)(4).

5 For fiscal year 2021, the Office of Chemical Safety
6 and Pollution Prevention and the Office of Water may,
7 using funds appropriated under the headings
8 "Environmental Programs and Management" and
9 "Science and Technology", contract directly with individ-
10 uals or indirectly with institutions or nonprofit organiza-
11 tions, without regard to 41 U.S.C. 5, for the temporary
12 or intermittent personal services of students or recent
13 graduates, who shall be considered employees for the pur-
14 poses of chapters 57 and 81 of title 5, United States Code,
15 relating to compensation for travel and work injuries, and
16 chapter 171 of title 28, United States Code, relating to
17 tort claims, but shall not be considered to be Federal em-
18 ployees for any other purpose: *Provided*, That amounts
19 used for this purpose by the Office of Chemical Safety and
20 Pollution Prevention and the Office of Water collectively
21 may not exceed \$2,000,000.

22 No funds made available under this Title in this Act
23 or any other Act may be used to relocate, close, or consoli-
24 date any office, laboratory, or facility.

1 The Administrator of the Environmental Protection
2 Agency shall continue to regulate under subsection (d) of
3 section 112 of the Clean Air Act (42 U.S.C. 7412) electric
4 utility steam generating units (as defined in subsection (a)
5 of such section 112), and such regulation is deemed to
6 be appropriate and necessary for purposes of subsection
7 (n)(1)(A) of such section 112.

8 Any amounts made available to the Administrator by
9 the "State and Tribal Assistance Grants" account and re-
10 served for management and oversight purposes pursuant
11 to the final provisos of the second, fourth, fifth, sixth,
12 ninth, tenth, and thirteenth paragraphs under such head-
13 ing shall remain available until September 30, 2022, and
14 may be transferred to the "Environmental Programs and
15 Management" account, to be made available for manage-
16 ment and oversight purposes for the corresponding pro-
17 grams under such account.

18 Of the funds made available under this title for the
19 Executive Management and Operations program project,
20 \$2,000,000 shall not be available for obligation until after
21 the Administrator transmits a report as described by Title
22 IV of this Act for the agency's violation of section 710
23 of division E of Public Law 115-31, as discussed in the
24 Comptroller General's April 16, 2018, legal opinion, B-
25 329603.

1 Of the funds under this title for the Executive Man-
2 agement and Operations program project, if the Adminis-
3 trator has not responded to a request for access to records
4 or interviews with agency employees as required by Title
5 IV of this Act within the time period established by the
6 Comptroller General of the United States, then the
7 amounts available for that program project shall be re-
8 duced by \$50,000 per day for each day that the Adminis-
9 trator fails to comply with the request, with any funds
10 reduced under this proviso to be permanently rescinded.

11 Within 90 days of enactment of this Act, the Admin-
12 istrator shall take final action on any registration applica-
13 tion to participate in the Renewable Fuels Pathway II pro-
14 gram that has been pending for more than one year.

15 The appropriation provided by 42 U.S.C. 9622(b)(3)
16 is available for the hire, maintenance, and operation of
17 aircraft.

18 All unobligated balances from amounts appropriated
19 in fiscal years preceding fiscal year 2020 under the head-
20 ing “Environmental Protection Agency—Water Infra-
21 structure Finance and Innovation Program Account” for
22 the cost of direct and guaranteed loans are hereby perma-
23 nently rescinded.

1 TITLE III
2 RELATED AGENCIES
3 DEPARTMENT OF AGRICULTURE
4 OFFICE OF THE UNDER SECRETARY FOR NATURAL
5 RESOURCES AND ENVIRONMENT

6 For necessary expenses of the Office of the Under
7 Secretary for Natural Resources and Environment,
8 \$875,000: *Provided*, That funds made available by this
9 Act to any agency in the Natural Resources and Environ-
10 ment mission area for salaries and expenses are available
11 to fund up to one administrative support staff for the of-
12 fice.

13 FOREST SERVICE
14 FOREST AND RANGELAND RESEARCH
15 For necessary expenses of forest and rangeland re-
16 search as authorized by law, \$311,830,000, to remain
17 available through September 30, 2024: *Provided*, That of
18 the funds provided, \$80,954,000 is for the forest inventory
19 and analysis program: *Provided further*, That all authori-
20 ties for the use of funds, including the use of contracts,
21 grants, and cooperative agreements, available to execute
22 the Forest and Rangeland Research appropriation, are
23 also available in the utilization of these funds for Fire
24 Science Research.

1 STATE AND PRIVATE FORESTRY

2 For necessary expenses of cooperating with and pro-
3 viding technical and financial assistance to States, terri-
4 tories, possessions, and others, and for forest health man-
5 agement, and conducting an international program as au-
6 thorized, \$300,296,000, to remain available through Sep-
7 tember 30, 2024, as authorized by law.

8 NATIONAL FOREST SYSTEM

9 For necessary expenses of the Forest Service, not
10 otherwise provided for, for management, protection, im-
11 provement, and utilization of the National Forest System,
12 and for hazardous fuels management on or adjacent to
13 such lands, \$2,057,353,000, to remain available through
14 September 30, 2024: *Provided*, That of the funds pro-
15 vided, \$40,000,000 shall be deposited in the Collaborative
16 Forest Landscape Restoration Fund for ecological restora-
17 tion treatments as authorized by 16 U.S.C. 7303(f): *Pro-*
18 *vided further*, That of the funds provided, \$383,051,000
19 shall be for forest products: *Provided further*, That of the
20 funds provided, \$510,000,000 shall be for hazardous fuels
21 management activities, of which not to exceed
22 \$15,000,000 may be used to make grants, using any au-
23 thorities available to the Forest Service under the “State
24 and Private Forestry” appropriation, for the purpose of
25 creating incentives for increased use of biomass from Na-

1 tional Forest System lands: *Provided further*, That
2 \$20,000,000 may be used by the Secretary of Agriculture
3 to enter into procurement contracts or cooperative agree-
4 ments or to issue grants for hazardous fuels management
5 activities, and for training or monitoring associated with
6 such hazardous fuels management activities on Federal
7 land, or on non-Federal land if the Secretary determines
8 such activities benefit resources on Federal land: *Provided*
9 *further*, That funds made available to implement the Com-
10 munity Forestry Restoration Act, Public Law 106–393,
11 title VI, shall be available for use on non-Federal lands
12 in accordance with authorities made available to the For-
13 est Service under the “State and Private Forestry” appro-
14 priations: *Provided further*, That notwithstanding section
15 33 of the Bankhead Jones Farm Tenant Act (7 U.S.C.
16 1012), the Secretary of Agriculture, in calculating a fee
17 for grazing on a National Grassland, may provide a credit
18 of up to 50 percent of the calculated fee to a Grazing As-
19 sociation or direct permittee for a conservation practice
20 approved by the Secretary in advance of the fiscal year
21 in which the cost of the conservation practice is incurred.
22 And, that the amount credited shall remain available to
23 the Grazing Association or the direct permittee, as appro-
24 priate, in the fiscal year in which the credit is made and

1 each fiscal year thereafter for use on the project for con-
2 servation practices approved by the Secretary.

3 CAPITAL IMPROVEMENT AND MAINTENANCE

4 (INCLUDING TRANSFER OF FUNDS)

5 For necessary expenses of the Forest Service, not
6 otherwise provided for, \$466,173,000, to remain available
7 through September 30, 2024, for construction, capital im-
8 provement, maintenance and acquisition of buildings and
9 other facilities and infrastructure; and for construction,
10 reconstruction, decommissioning of roads that are no
11 longer needed, including unauthorized roads that are not
12 part of the transportation system, and maintenance of for-
13 est roads and trails by the Forest Service as authorized
14 by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Pro-*
15 *vided*, That funds becoming available in fiscal year 2021
16 under the Act of March 4, 1913 (16 U.S.C. 501) shall
17 be transferred to the General Fund of the Treasury and
18 shall not be available for transfer or obligation for any
19 other purpose unless the funds are appropriated.

20 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL

21 ACTS

22 For acquisition of lands within the exterior bound-
23 aries of the Cache, Uinta, and Wasatch National Forests,
24 Utah; the Toiyabe National Forest, Nevada; and the An-
25 geles, San Bernardino, Sequoia, and Cleveland National

1 Forests, California; and the Ozark-St. Francis and
2 Ouachita National Forests, Arkansas; as authorized by
3 law, \$700,000, to be derived from forest receipts.

4 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

5 For acquisition of lands, such sums, to be derived
6 from funds deposited by State, county, or municipal gov-
7 ernments, public school districts, or other public school au-
8 thorities, and for authorized expenditures from funds de-
9 posited by non-Federal parties pursuant to Land Sale and
10 Exchange Acts, pursuant to the Act of December 4, 1967
11 (16 U.S.C. 484a), to remain available through September
12 30, 2024, (16 U.S.C. 516–617a, 555a; Public Law 96–
13 586; Public Law 76–589, 76–591; and Public Law 78–
14 310).

15 RANGE BETTERMENT FUND

16 For necessary expenses of range rehabilitation, pro-
17 tection, and improvement, 50 percent of all moneys re-
18 ceived during the prior fiscal year, as fees for grazing do-
19 mestic livestock on lands in National Forests in the 16
20 Western States, pursuant to section 401(b)(1) of Public
21 Law 94–579, to remain available through September 30,
22 2024, of which not to exceed 6 percent shall be available
23 for administrative expenses associated with on-the-ground
24 range rehabilitation, protection, and improvements.

7 MANAGEMENT OF NATIONAL FOREST LANDS FOR
8 SUBSISTENCE USES

14 WILDLAND FIRE MANAGEMENT

15 (INCLUDING TRANSFERS OF FUNDS)

•HR 7612 RH

1 That any unobligated funds appropriated in a previous fis-
 2 cal year for hazardous fuels management may be trans-
 3 ferred to the “National Forest System” account: *Provided*
 4 *further*, That such funds shall be available to reimburse
 5 State and other cooperating entities for services provided
 6 in response to wildfire and other emergencies or disasters
 7 to the extent such reimbursements by the Forest Service
 8 for non-fire emergencies are fully repaid by the responsible
 9 emergency management agency: *Provided further*, That
 10 funds provided shall be available for support to Federal
 11 emergency response: *Provided further*, That the costs of
 12 implementing any cooperative agreement between the Fed-
 13 eral Government and any non-Federal entity may be
 14 shared, as mutually agreed on by the affected parties: *Pro-*
 15 *vided further*, That of the funds provided under this head-
 16 ing, \$1,011,000,000 shall be available for wildfire suppres-
 17 sion operations, and is provided to the meet the terms of
 18 section 251(b)(2)(F)(ii)(I) of the Balanced Budget and
 19 Emergency Deficit Control Act of 1985, as amended.

20 WILDFIRE SUPPRESSION OPERATIONS RESERVE FUND

21 (INCLUDING TRANSFERS OF FUNDS)

22 In addition to the amounts provided under the head-
 23 ing “Department of Agriculture—Forest Service—
 24 Wildland Fire Management” for wildfire suppression oper-
 25 ations, \$2,040,000,000, to remain available until trans-

1 ferred, is additional new budget authority as specified for
 2 purposes of section 251(b)(2)(F) of the Balanced Budget
 3 and Emergency Deficit Control Act of 1985: *Provided*,
 4 That such amounts may be transferred to and merged
 5 with amounts made available under the headings “Depart-
 6 ment of the Interior—Department-Wide Programs—
 7 Wildland Fire Management” and “Department of Agri-
 8 culture—Forest Service—Wildland Fire Management” for
 9 wildfire suppression operations in the fiscal year in which
 10 such amounts are transferred: *Provided further*, That
 11 amounts may be transferred to the “Wildland Fire Man-
 12 agement” accounts in the Department of the Interior or
 13 the Department of Agriculture only upon the notification
 14 of the House and Senate Committees on Appropriations
 15 that all wildfire suppression operations funds appropriated
 16 under that heading in this and prior appropriations Acts
 17 to the agency to which the funds will be transferred will
 18 be obligated within 30 days: *Provided further*, That the
 19 transfer authority provided under this heading is in addi-
 20 tion to any other transfer authority provided by law.

21 COMMUNICATIONS SITE ADMINISTRATION

22 (INCLUDING TRANSFER OF FUNDS)

23 Amounts collected in this fiscal year pursuant to sec-
 24 tion 8705(f)(2) of the Agriculture Improvement Act of
 25 2018 (Public Law 115–334), as amended by this Act,

1 shall be deposited in the special account established by
 2 section 8705(f)(1) of such Act, shall be available to cover
 3 the costs described in subsection (c)(3) of such section of
 4 such Act, and shall remain available until expended: *Pro-*
 5 *vided*, That such amounts shall be transferred to the “Na-
 6 tional Forest System” account.

7 ADMINISTRATIVE PROVISIONS—FOREST SERVICE

8 (INCLUDING TRANSFERS OF FUNDS)

9 Appropriations to the Forest Service for the current
 10 fiscal year shall be available for: (1) purchase of passenger
 11 motor vehicles; acquisition of passenger motor vehicles
 12 from excess sources, and hire of such vehicles; purchase,
 13 lease, operation, maintenance, and acquisition of aircraft
 14 to maintain the operable fleet for use in Forest Service
 15 wildland fire programs and other Forest Service programs;
 16 notwithstanding other provisions of law, existing aircraft
 17 being replaced may be sold, with proceeds derived or
 18 trade-in value used to offset the purchase price for the
 19 replacement aircraft; (2) services pursuant to 7 U.S.C.
 20 2225, and not to exceed \$100,000 for employment under
 21 5 U.S.C. 3109; (3) purchase, erection, and alteration of
 22 buildings and other public improvements (7 U.S.C. 2250);
 23 (4) acquisition of land, waters, and interests therein pur-
 24 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
 25 Volunteers in the National Forest Act of 1972 (16 U.S.C.

1 558a, 558d, and 558a note); (6) the cost of uniforms as
2 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
3 lection contracts in accordance with 31 U.S.C. 3718(c).

4 Any appropriations or funds available to the Forest
5 Service may be transferred to the Wildland Fire Manage-
6 ment appropriation for forest firefighting, emergency re-
7 habilitation of burned-over or damaged lands or waters
8 under its jurisdiction, and fire preparedness due to severe
9 burning conditions upon the Secretary’s notification of the
10 House and Senate Committees on Appropriations that all
11 fire suppression funds appropriated under the heading
12 “Wildland Fire Management” will be obligated within 30
13 days: *Provided*, That all funds used pursuant to this para-
14 graph must be replenished by a supplemental appropria-
15 tion which must be requested as promptly as possible.

16 Not more than \$50,000,000 of funds appropriated to
17 the Forest Service shall be available for expenditure or
18 transfer to the Department of the Interior for wildland
19 fire management, hazardous fuels management, and State
20 fire assistance when such transfers would facilitate and
21 expedite wildland fire management programs and projects.

22 Notwithstanding any other provision of this Act, the
23 Forest Service may transfer unobligated balances of dis-
24 cretionary funds appropriated to the Forest Service by
25 this Act to or within the National Forest System Account,

1 or reprogram funds to be used for the purposes of haz-
2 ardous fuels management and urgent rehabilitation of
3 burned-over National Forest System lands and water,
4 such transferred funds shall remain available through Sep-
5 tember 30, 2024: *Provided*, That none of the funds trans-
6 ferred pursuant to this section shall be available for obli-
7 gation without written notification to and the prior ap-
8 proval of the Committees on Appropriations of both
9 Houses of Congress: *Provided further*, That this section
10 does not apply to funds derived from the Land and Water
11 Conservation Fund.

12 Funds appropriated to the Forest Service shall be
13 available for assistance to or through the Agency for Inter-
14 national Development in connection with forest and range-
15 land research, technical information, and assistance in for-
16 eign countries, and shall be available to support forestry
17 and related natural resource activities outside the United
18 States and its territories and possessions, including tech-
19 nical assistance, education and training, and cooperation
20 with U.S., private, and international organizations. The
21 Forest Service, acting for the International Program, may
22 sign direct funding agreements with foreign governments
23 and institutions as well as other domestic agencies (includ-
24 ing the U.S. Agency for International Development, the
25 Department of State, and the Millennium Challenge Cor-

1 poration), U.S. private sector firms, institutions and orga-
2 nizations to provide technical assistance and training pro-
3 grams overseas on forestry and rangeland management.

4 Funds appropriated to the Forest Service shall be
5 available for expenditure or transfer to the Department
6 of the Interior, Bureau of Land Management, for removal,
7 preparation, and adoption of excess wild horses and burros
8 from National Forest System lands, and for the perform-
9 ance of cadastral surveys to designate the boundaries of
10 such lands.

11 None of the funds made available to the Forest Serv-
12 ice in this Act or any other Act with respect to any fiscal
13 year shall be subject to transfer under the provisions of
14 section 702(b) of the Department of Agriculture Organic
15 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
16 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
17 Law 107–171 (7 U.S.C. 8316(b)).

18 Not more than \$82,000,000 of funds available to the
19 Forest Service shall be transferred to the Working Capital
20 Fund of the Department of Agriculture and not more than
21 \$14,500,000 of funds available to the Forest Service shall
22 be transferred to the Department of Agriculture for De-
23 partment Reimbursable Programs, commonly referred to
24 as Greenbook charges. Nothing in this paragraph shall
25 prohibit or limit the use of reimbursable agreements re-

1 requested by the Forest Service in order to obtain informa-
2 tion technology services, including telecommunications and
3 system modifications or enhancements, from the Working
4 Capital Fund of the Department of Agriculture.

5 Of the funds available to the Forest Service, up to
6 \$5,000,000 shall be available for priority projects within
7 the scope of the approved budget, which shall be carried
8 out by the Youth Conservation Corps and shall be carried
9 out under the authority of the Public Lands Corps Act
10 of 1993 (16 U.S.C. 1721 et seq.).

11 Of the funds available to the Forest Service, \$4,000
12 is available to the Chief of the Forest Service for official
13 reception and representation expenses.

14 Pursuant to sections 405(b) and 410(b) of Public
15 Law 101–593, of the funds available to the Forest Service,
16 up to \$3,000,000 may be advanced in a lump sum to the
17 National Forest Foundation to aid conservation partner-
18 ship projects in support of the Forest Service mission,
19 without regard to when the Foundation incurs expenses,
20 for projects on or benefitting National Forest System
21 lands or related to Forest Service programs: *Provided*,
22 That of the Federal funds made available to the Founda-
23 tion, no more than \$300,000 shall be available for admin-
24 istrative expenses: *Provided further*, That the Foundation
25 shall obtain, by the end of the period of Federal financial

1 assistance, private contributions to match funds made
2 available by the Forest Service on at least a one-for-one
3 basis: *Provided further*, That the Foundation may transfer
4 Federal funds to a Federal or a non-Federal recipient for
5 a project at the same rate that the recipient has obtained
6 the non-Federal matching funds.

7 Pursuant to section 2(b)(2) of Public Law 98–244,
8 up to \$3,000,000 of the funds available to the Forest
9 Service may be advanced to the National Fish and Wildlife
10 Foundation in a lump sum to aid cost-share conservation
11 projects, without regard to when expenses are incurred,
12 on or benefitting National Forest System lands or related
13 to Forest Service programs: *Provided*, That such funds
14 shall be matched on at least a one-for-one basis by the
15 Foundation or its sub-recipients: *Provided further*, That
16 the Foundation may transfer Federal funds to a Federal
17 or non-Federal recipient for a project at the same rate
18 that the recipient has obtained the non-Federal matching
19 funds.

20 Funds appropriated to the Forest Service shall be
21 available for interactions with and providing technical as-
22 sistance to rural communities and natural resource-based
23 businesses for sustainable rural development purposes.

24 Funds appropriated to the Forest Service shall be
25 available for payments to counties within the Columbia

1 River Gorge National Scenic Area, pursuant to section
2 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
3 663.

4 Any funds appropriated to the Forest Service may
5 be used to meet the non-Federal share requirement in sec-
6 tion 502(c) of the Older Americans Act of 1965 (42
7 U.S.C. 3056(c)(2)).

8 The Forest Service shall not assess funds for the pur-
9 pose of performing fire, administrative, and other facilities
10 maintenance and decommissioning.

11 Notwithstanding any other provision of law, of any
12 appropriations or funds available to the Forest Service,
13 not to exceed \$500,000 may be used to reimburse the Of-
14 fice of the General Counsel (OGC), Department of Agri-
15 culture, for travel and related expenses incurred as a re-
16 sult of OGC assistance or participation requested by the
17 Forest Service at meetings, training sessions, management
18 reviews, land purchase negotiations and similar matters
19 unrelated to civil litigation. Future budget justifications
20 for both the Forest Service and the Department of Agri-
21 culture should clearly display the sums previously trans-
22 ferred and the sums requested for transfer.

23 An eligible individual who is employed in any project
24 funded under title V of the Older Americans Act of 1965
25 (42 U.S.C. 3056 et seq.) and administered by the Forest

1 Service shall be considered to be a Federal employee for
2 purposes of chapter 171 of title 28, United States Code.

3 Notwithstanding any other provision of this Act,
4 through the Office of Budget and Program Analysis, the
5 Forest Service shall report no later than 30 business days
6 following the close of each fiscal quarter all current and
7 prior year unobligated balances, by fiscal year, budget line
8 item and account, to the House and Senate Committees
9 on Appropriations.

10 DEPARTMENT OF HEALTH AND HUMAN
11 SERVICES

12 INDIAN HEALTH SERVICE

13 INDIAN HEALTH SERVICES

14 For expenses necessary to carry out the Act of Au-
15 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
16 tion and Education Assistance Act, the Indian Health
17 Care Improvement Act, and titles II and III of the Public
18 Health Service Act with respect to the Indian Health Serv-
19 ice, \$4,540,197,000 to remain available until September
20 30, 2022, except as otherwise provided herein, together
21 with payments received during the fiscal year pursuant to
22 sections 231(b) and 233 of the Public Health Service Act
23 (42 U.S.C. 238(b) and 238b), for services furnished by
24 the Indian Health Service: *Provided*, That funds made
25 available to tribes and tribal organizations through con-

1 tracts, grant agreements, or any other agreements or com-
2 pacts authorized by the Indian Self-Determination and
3 Education Assistance Act of 1975 (25 U.S.C. 450), shall
4 be deemed to be obligated at the time of the grant or con-
5 tract award and thereafter shall remain available to the
6 tribe or tribal organization without fiscal year limitation:
7 *Provided further*, That \$2,000,000 shall be available for
8 grants or contracts with public or private institutions to
9 provide alcohol or drug treatment services to Indians, in-
10 cluding alcohol detoxification services: *Provided further*,
11 That \$1,011,933,000 for Purchased/Referred Care, in-
12 cluding \$53,000,000 for the Indian Catastrophic Health
13 Emergency Fund, shall remain available until expended:
14 *Provided further*, That of the funds provided, up to
15 \$44,000,000 shall remain available until expended for im-
16 plementation of the loan repayment program under section
17 108 of the Indian Health Care Improvement Act: *Provided*
18 *further*, That of the funds provided, \$58,000,000 shall be
19 for costs related to or resulting from accreditation emer-
20 gencies, including supplementing activities funded under
21 the heading “Indian Health Facilities,” of which up to
22 \$4,000,000 may be used to supplement amounts otherwise
23 available for Purchased/Referred Care: *Provided further*,
24 That the amounts collected by the Federal Government
25 as authorized by sections 104 and 108 of the Indian

1 Health Care Improvement Act (25 U.S.C. 1613a and
2 1616a) during the preceding fiscal year for breach of con-
3 tracts shall be deposited in the Fund authorized by section
4 108A of that Act (25 U.S.C. 1616a–1) and shall remain
5 available until expended and, notwithstanding section
6 108A(c) of that Act (25 U.S.C. 1616a–1(c)), funds shall
7 be available to make new awards under the loan repay-
8 ment and scholarship programs under sections 104 and
9 108 of that Act (25 U.S.C. 1613a and 1616a): *Provided*
10 *further*, That the amounts made available within this ac-
11 count for the Substance Abuse and Suicide Prevention
12 Program, for Opioid Prevention, Treatment and Recovery
13 Services, for the Domestic Violence Prevention Program,
14 for the Zero Suicide Initiative, for the housing subsidy au-
15 thority for civilian employees, for Aftercare Pilot Pro-
16 grams at Youth Regional Treatment Centers, for trans-
17 formation and modernization costs of the Indian Health
18 Service Electronic Health Record system, for national
19 quality and oversight activities, to improve collections from
20 public and private insurance at Indian Health Service and
21 tribally operated facilities, for an initiative to treat or re-
22 duce the transmission of HIV and HCV, for a maternal
23 health initiative, for the Telebehaviorial Health Center of
24 Excellence, for Alzheimer’s grants, and for accreditation
25 emergencies shall be allocated at the discretion of the Di-

1 rector of the Indian Health Service and shall remain avail-
2 able until expended: *Provided further*, That funds provided
3 in this Act may be used for annual contracts and grants
4 that fall within 2 fiscal years, provided the total obligation
5 is recorded in the year the funds are appropriated: *Pro-*
6 *vided further*, That the amounts collected by the Secretary
7 of Health and Human Services under the authority of title
8 IV of the Indian Health Care Improvement Act (25 U.S.C.
9 1613) shall remain available until expended for the pur-
10 pose of achieving compliance with the applicable condi-
11 tions and requirements of titles XVIII and XIX of the So-
12 cial Security Act, except for those related to the planning,
13 design, or construction of new facilities: *Provided further*,
14 That funding contained herein for scholarship programs
15 under the Indian Health Care Improvement Act (25
16 U.S.C. 1613) shall remain available until expended: *Pro-*
17 *vided further*, That amounts received by tribes and tribal
18 organizations under title IV of the Indian Health Care Im-
19 provement Act shall be reported and accounted for and
20 available to the receiving tribes and tribal organizations
21 until expended: *Provided further*, That the Bureau of In-
22 dian Affairs may collect from the Indian Health Service,
23 and from tribes and tribal organizations operating health
24 facilities pursuant to Public Law 93–638, such individ-
25 ually identifiable health information relating to disabled

1 children as may be necessary for the purpose of carrying
2 out its functions under the Individuals with Disabilities
3 Education Act (20 U.S.C. 1400 et seq.): *Provided further*,
4 That of the funds provided, \$73,451,000 is for the Indian
5 Health Care Improvement Fund and may be used, as
6 needed, to carry out activities typically funded under the
7 Indian Health Facilities account: *Provided further*, That
8 none of the funds appropriated by this Act to the Indian
9 Health Service for the Electronic Health Record system
10 shall be available for obligation or expenditure for the se-
11 lection or implementation of a new Information Tech-
12 nology infrastructure system, unless the Committees on
13 Appropriations of the House of Representatives and the
14 Senate are consulted 90 days in advance of such obliga-
15 tion.

16 CONTRACT SUPPORT COSTS

17 For payments to tribes and tribal organizations for
18 contract support costs associated with Indian Self-Deter-
19 mination and Education Assistance Act agreements with
20 the Indian Health Service for fiscal year 2021, such sums
21 as may be necessary: *Provided*, That notwithstanding any
22 other provision of law, no amounts made available under
23 this heading shall be available for transfer to another
24 budget account. *Provided further*, That amounts obligated
25 but not expended by a tribe or tribal organization for con-

1 tract support costs for such agreements for the current
2 fiscal year shall be applied to contract support costs due
3 for such agreements for subsequent fiscal years.

4 PAYMENT FOR TRIBAL LEASES

5 For payments to tribes and tribal organizations for
6 leases pursuant to section 105(l) of the Indian Self-Deter-
7 mination and Education Assistance Act (25 U.S.C.
8 5324(l)) for fiscal year 2021, such sums as may be nec-
9 essary, which shall be available for obligation through Sep-
10 tember 30, 2022: *Provided*, That notwithstanding any
11 other provision of law, no amount made available under
12 this heading shall be available for transfer to another
13 budget account.

14 INDIAN HEALTH FACILITIES

15 For construction, repair, maintenance, improvement,
16 and equipment of health and related auxiliary facilities,
17 including quarters for personnel; preparation of plans,
18 specifications, and drawings; acquisition of sites, purchase
19 and erection of modular buildings, and purchases of trail-
20 ers; and for provision of domestic and community sanita-
21 tion facilities for Indians, as authorized by section 7 of
22 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
23 Self-Determination Act, and the Indian Health Care Im-
24 provement Act, and for expenses necessary to carry out
25 such Acts and titles II and III of the Public Health Serv-

1 ice Act with respect to environmental health and facilities
2 support activities of the Indian Health Service,
3 \$934,994,000 to remain available until expended: *Pro-*
4 *vided*, That notwithstanding any other provision of law,
5 funds appropriated for the planning, design, construction,
6 renovation or expansion of health facilities for the benefit
7 of an Indian tribe or tribes may be used to purchase land
8 on which such facilities will be located: *Provided further*,
9 That not to exceed \$500,000 may be used by the Indian
10 Health Service to purchase TRANSAM equipment from
11 the Department of Defense for distribution to the Indian
12 Health Service and tribal facilities: *Provided further*, That
13 none of the funds appropriated to the Indian Health Serv-
14 ice may be used for sanitation facilities construction for
15 new homes funded with grants by the housing programs
16 of the United States Department of Housing and Urban
17 Development.

18 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

19 Appropriations provided in this Act to the Indian
20 Health Service shall be available for services as authorized
21 by 5 U.S.C. 3109 at rates not to exceed the per diem rate
22 equivalent to the maximum rate payable for senior-level
23 positions under 5 U.S.C. 5376; hire of passenger motor
24 vehicles and aircraft; purchase of medical equipment; pur-
25 chase of reprints; purchase, renovation and erection of

1 modular buildings and renovation of existing facilities;
2 payments for telephone service in private residences in the
3 field, when authorized under regulations approved by the
4 Secretary of Health and Human Services; uniforms or al-
5 lowances therefor as authorized by 5 U.S.C. 5901–5902;
6 and for expenses of attendance at meetings that relate to
7 the functions or activities of the Indian Health Service:
8 *Provided*, That in accordance with the provisions of the
9 Indian Health Care Improvement Act, non-Indian patients
10 may be extended health care at all tribally administered
11 or Indian Health Service facilities, subject to charges, and
12 the proceeds along with funds recovered under the Federal
13 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
14 be credited to the account of the facility providing the
15 service and shall be available without fiscal year limitation:
16 *Provided further*, That notwithstanding any other law or
17 regulation, funds transferred from the Department of
18 Housing and Urban Development to the Indian Health
19 Service shall be administered under Public Law 86–121,
20 the Indian Sanitation Facilities Act and Public Law 93–
21 638: *Provided further*, That funds appropriated to the In-
22 dian Health Service in this Act, except those used for ad-
23 ministrative and program direction purposes, shall not be
24 subject to limitations directed at curtailing Federal travel
25 and transportation: *Provided further*, That none of the

1 funds made available to the Indian Health Service in this
2 Act shall be used for any assessments or charges by the
3 Department of Health and Human Services unless identi-
4 fied in the budget justification and provided in this Act,
5 or approved by the House and Senate Committees on Ap-
6 propriations through the reprogramming process: *Pro-*
7 *vided further*, That notwithstanding any other provision
8 of law, funds previously or herein made available to a tribe
9 or tribal organization through a contract, grant, or agree-
10 ment authorized by title I or title V of the Indian Self-
11 Determination and Education Assistance Act of 1975 (25
12 U.S.C. 450 et seq.), may be deobligated and reobligated
13 to a self-determination contract under title I, or a self-
14 governance agreement under title V of such Act and there-
15 after shall remain available to the tribe or tribal organiza-
16 tion without fiscal year limitation: *Provided further*, That
17 none of the funds made available to the Indian Health
18 Service in this Act shall be used to implement the final
19 rule published in the Federal Register on September 16,
20 1987, by the Department of Health and Human Services,
21 relating to the eligibility for the health care services of
22 the Indian Health Service until the Indian Health Service
23 has submitted a budget request reflecting the increased
24 costs associated with the proposed final rule, and such re-
25 quest has been included in an appropriations Act and en-

1 acted into law: *Provided further*, That with respect to func-
2 tions transferred by the Indian Health Service to tribes
3 or tribal organizations, the Indian Health Service is au-
4 thorized to provide goods and services to those entities on
5 a reimbursable basis, including payments in advance with
6 subsequent adjustment, and the reimbursements received
7 therefrom, along with the funds received from those enti-
8 ties pursuant to the Indian Self-Determination Act, may
9 be credited to the same or subsequent appropriation ac-
10 count from which the funds were originally derived, with
11 such amounts to remain available until expended: *Provided*
12 *further*, That reimbursements for training, technical as-
13 sistance, or services provided by the Indian Health Service
14 will contain total costs, including direct, administrative,
15 and overhead costs associated with the provision of goods,
16 services, or technical assistance: *Provided further*, That
17 the Indian Health Service may provide to civilian medical
18 personnel serving in hospitals operated by the Indian
19 Health Service housing allowances equivalent to those that
20 would be provided to members of the Commissioned Corps
21 of the United States Public Health Service serving in simi-
22 lar positions at such hospitals: *Provided further*, That the
23 appropriation structure for the Indian Health Service may
24 not be altered without advance notification to the House
25 and Senate Committees on Appropriations.

1 NATIONAL INSTITUTES OF HEALTH
2 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
3 SCIENCES

4 For necessary expenses for the National Institute of
5 Environmental Health Sciences in carrying out activities
6 set forth in section 311(a) of the Comprehensive Environ-
7 mental Response, Compensation, and Liability Act of
8 1980 (42 U.S.C. 9660(a)) and section 126(g) of the
9 Superfund Amendments and Reauthorization Act of 1986,
10 \$83,000,000.

11 AGENCY FOR TOXIC SUBSTANCES AND DISEASE
12 REGISTRY
13 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC
14 HEALTH

15 For necessary expenses for the Agency for Toxic Sub-
16 stances and Disease Registry (ATSDR) in carrying out
17 activities set forth in sections 104(i) and 111(c)(4) of the
18 Comprehensive Environmental Response, Compensation,
19 and Liability Act of 1980 (CERCLA) and section 3019
20 of the Solid Waste Disposal Act, \$79,000,000: *Provided*,
21 That notwithstanding any other provision of law, in lieu
22 of performing a health assessment under section 104(i)(6)
23 of CERCLA, the Administrator of ATSDR may conduct
24 other appropriate health studies, evaluations, or activities,
25 including, without limitation, biomedical testing, clinical

1 evaluations, medical monitoring, and referral to accredited
2 healthcare providers: *Provided further*, That in performing
3 any such health assessment or health study, evaluation,
4 or activity, the Administrator of ATSDR shall not be
5 bound by the deadlines in section 104(i)(6)(A) of
6 CERCLA: *Provided further*, That none of the funds appro-
7 priated under this heading shall be available for ATSDR
8 to issue in excess of 40 toxicological profiles pursuant to
9 section 104(i) of CERCLA during fiscal year 2021, and
10 existing profiles may be updated as necessary.

11 OTHER RELATED AGENCIES

12 EXECUTIVE OFFICE OF THE PRESIDENT

13 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF

14 ENVIRONMENTAL QUALITY

15 For necessary expenses to continue functions as-
16 signed to the Council on Environmental Quality and Office
17 of Environmental Quality pursuant to the National Envi-
18 ronmental Policy Act of 1969, the Environmental Quality
19 Improvement Act of 1970, and Reorganization Plan No.
20 1 of 1977, and not to exceed \$750 for official reception
21 and representation expenses, \$2,994,000: *Provided*, That
22 notwithstanding section 202 of the National Environ-
23 mental Policy Act of 1970, the Council shall consist of
24 one member, appointed by the President, by and with the

1 advice and consent of the Senate, serving as chairman and
2 exercising all powers, functions, and duties of the Council.

3 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

4 SALARIES AND EXPENSES

5 For necessary expenses in carrying out activities pur-
6 suant to section 112(r)(6) of the Clean Air Act, including
7 hire of passenger vehicles, uniforms or allowances there-
8 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
9 ices authorized by 5 U.S.C. 3109 but at rates for individ-
10 uals not to exceed the per diem equivalent to the maximum
11 rate payable for senior level positions under 5 U.S.C.
12 5376, \$12,000,000: *Provided*, That the Chemical Safety
13 and Hazard Investigation Board (Board) shall have not
14 more than three career Senior Executive Service positions:
15 *Provided further*, That notwithstanding any other provi-
16 sion of law, the individual appointed to the position of In-
17 spector General of the Environmental Protection Agency
18 (EPA) shall, by virtue of such appointment, also hold the
19 position of Inspector General of the Board: *Provided fur-*
20 *ther*, That notwithstanding any other provision of law, the
21 Inspector General of the Board shall utilize personnel of
22 the Office of Inspector General of EPA in performing the
23 duties of the Inspector General of the Board, and shall
24 not appoint any individuals to positions within the Board.

1 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION
2 SALARIES AND EXPENSES
3 (INCLUDING RESCISSION OF FUNDS)

4 For necessary expenses of the Office of Navajo and
5 Hopi Indian Relocation as authorized by Public Law 93–
6 531, \$4,000,000, to remain available until expended: *Pro-*
7 *vided*, That funds provided in this or any other appropria-
8 tions Act are to be used to relocate eligible individuals and
9 groups including evictees from District 6, Hopi-partitioned
10 lands residents, those in significantly substandard hous-
11 ing, and all others certified as eligible and not included
12 in the preceding categories: *Provided further*, That none
13 of the funds contained in this or any other Act may be
14 used by the Office of Navajo and Hopi Indian Relocation
15 to evict any single Navajo or Navajo family who, as of
16 November 30, 1985, was physically domiciled on the lands
17 partitioned to the Hopi Tribe unless a new or replacement
18 home is provided for such household: *Provided further*,
19 That no relocatee will be provided with more than one new
20 or replacement home: *Provided further*, That the Office
21 shall relocate any certified eligible relocatees who have se-
22 lected and received an approved homesite on the Navajo
23 reservation or selected a replacement residence off the
24 Navajo reservation or on the land acquired pursuant to
25 section 11 of Public Law 93–531 (88 Stat. 1716): *Pro-*

1 *vided further*, Of the unobligated balances from amounts
 2 made available for the Office of Navajo and Hopi Indian
 3 Relocation, \$15,000,000 is permanently rescinded: *Pro-*
 4 *vided further*, That no amounts may be rescinded from
 5 amounts that were designated by the Congress as an
 6 emergency requirement pursuant to the Concurrent Reso-
 7 lution on the Budget or the Balanced Budget and Emer-
 8 gency Deficit Control Act of 1985.

9 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
 10 CULTURE AND ARTS DEVELOPMENT

11 PAYMENT TO THE INSTITUTE

12 For payment to the Institute of American Indian and
 13 Alaska Native Culture and Arts Development, as author-
 14 ized by part A of title XV of Public Law 99–498 (20
 15 U.S.C. 4411 et seq.), \$10,772,000, which shall become
 16 available on July 1, 2021, and shall remain available until
 17 September 30, 2022.

18 SMITHSONIAN INSTITUTION

19 SALARIES AND EXPENSES

20 For necessary expenses of the Smithsonian Institu-
 21 tion, as authorized by law, including research in the fields
 22 of art, science, and history; development, preservation, and
 23 documentation of the National Collections; presentation of
 24 public exhibits and performances; collection, preparation,
 25 dissemination, and exchange of information and publica-

1 tions; conduct of education, training, and museum assist-
2 ance programs; maintenance, alteration, operation, lease
3 agreements of no more than 30 years, and protection of
4 buildings, facilities, and approaches; not to exceed
5 \$100,000 for services as authorized by 5 U.S.C. 3109; and
6 purchase, rental, repair, and cleaning of uniforms for em-
7 ployees, \$822,313,000, to remain available until Sep-
8 tember 30, 2022, except as otherwise provided herein; of
9 which not to exceed \$6,957,000 for the instrumentation
10 program, collections acquisition, exhibition reinstallation,
11 and the repatriation of skeletal remains program shall re-
12 main available until expended; and including such funds
13 as may be necessary to support American overseas re-
14 search centers: *Provided*, That funds appropriated herein
15 are available for advance payments to independent con-
16 tractors performing research services or participating in
17 official Smithsonian presentations: *Provided further*, That
18 the Smithsonian Institution may expend Federal appro-
19 priations designated in this Act for lease or rent payments,
20 as rent payable to the Smithsonian Institution, and such
21 rent payments may be deposited into the general trust
22 funds of the Institution to be available as trust funds for
23 expenses associated with the purchase of a portion of the
24 building at 600 Maryland Avenue, S.W., Washington,
25 D.C. to the extent that Federally supported activities will

1 be housed there: *Provided further*, That the use of such
2 amounts in the general trust funds of the Institution for
3 such purpose shall not be construed as Federal debt serv-
4 ice for, a Federal guarantee of, a transfer of risk to, or
5 an obligation of the Federal Government: *Provided further*,
6 That no appropriated funds may be used directly to serv-
7 ice debt which is incurred to finance the costs of acquiring
8 a portion of the building at 600 Maryland Avenue, S.W.,
9 Washington, D.C., or of planning, designing, and con-
10 structing improvements to such building: *Provided further*,
11 That any agreement entered into by the Smithsonian In-
12 stitution for the sale of its ownership interest, or any por-
13 tion thereof, in such building so acquired may not take
14 effect until the expiration of a 30 day period which begins
15 on the date on which the Secretary submits to the Com-
16 mittees on Appropriations of the House of Representatives
17 and Senate, the Committees on House Administration and
18 Transportation and Infrastructure of the House of Rep-
19 resentatives, and the Committee on Rules and Administra-
20 tion of the Senate a report, as outlined in the explanatory
21 statement described in section 4 of the Further Consoli-
22 dated Appropriations Act, 2020 (Public Law 116-94; 133
23 Stat. 2536) on the intended sale.

1 FACILITIES CAPITAL

2 For necessary expenses of repair, revitalization, and
3 alteration of facilities owned or occupied by the Smithso-
4 nian Institution, by contract or otherwise, as authorized
5 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
6 and for construction, including necessary personnel,
7 \$237,700,000, to remain available until expended, of
8 which not to exceed \$10,000 shall be for services as au-
9 thorized by 5 U.S.C. 3109.

10 NATIONAL GALLERY OF ART

11 SALARIES AND EXPENSES

12 For the upkeep and operations of the National Gal-
13 lery of Art, the protection and care of the works of art
14 therein, and administrative expenses incident thereto, as
15 authorized by the Act of March 24, 1937 (50 Stat. 51),
16 as amended by the public resolution of April 13, 1939
17 (Public Resolution 9, Seventy-sixth Congress), including
18 services as authorized by 5 U.S.C. 3109; payment in ad-
19 vance when authorized by the treasurer of the Gallery for
20 membership in library, museum, and art associations or
21 societies whose publications or services are available to
22 members only, or to members at a price lower than to the
23 general public; purchase, repair, and cleaning of uniforms
24 for guards, and uniforms, or allowances therefor, for other
25 employees as authorized by law (5 U.S.C. 5901–5902);

1 purchase or rental of devices and services for protecting
2 buildings and contents thereof, and maintenance, alter-
3 ation, improvement, and repair of buildings, approaches,
4 and grounds; and purchase of services for restoration and
5 repair of works of art for the National Gallery of Art by
6 contracts made, without advertising, with individuals,
7 firms, or organizations at such rates or prices and under
8 such terms and conditions as the Gallery may deem prop-
9 er, \$153,242,000, to remain available until September 30,
10 2022, of which not to exceed \$3,700,000 for the special
11 exhibition program shall remain available until expended.

12 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

13 For necessary expenses of repair, restoration and
14 renovation of buildings, grounds and facilities owned or
15 occupied by the National Gallery of Art, by contract or
16 otherwise, for operating lease agreements of no more than
17 10 years, with no extensions or renewals beyond the 10
18 years, that address space needs created by the ongoing
19 renovations in the Master Facilities Plan, as authorized,
20 \$26,203,000, to remain available until expended: *Pro-*
21 *vided*, That of this amount, \$1,510,000 shall be available
22 for design of an off-site art storage facility in partnership
23 with the Smithsonian Institution: *Provided further*, That
24 contracts awarded for environmental systems, protection
25 systems, and exterior repair or renovation of buildings of

1 the National Gallery of Art may be negotiated with se-
2 lected contractors and awarded on the basis of contractor
3 qualifications as well as price.

4 JOHN F. KENNEDY CENTER FOR THE PERFORMING
5 ARTS

6 OPERATIONS AND MAINTENANCE

7 For necessary expenses for the operation, mainte-
8 nance and security of the John F. Kennedy Center for
9 the Performing Arts, \$26,400,000.

10 CAPITAL REPAIR AND RESTORATION

11 For necessary expenses for capital repair and restora-
12 tion of the existing features of the building and site of
13 the John F. Kennedy Center for the Performing Arts,
14 \$14,000,000, to remain available until expended.

15 WOODROW WILSON INTERNATIONAL CENTER FOR
16 SCHOLARS

17 SALARIES AND EXPENSES

18 For expenses necessary in carrying out the provisions
19 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.
20 1356) including hire of passenger vehicles and services as
21 authorized by 5 U.S.C. 3109, \$14,800,000, to remain
22 available until September 30, 2022.

14 NATIONAL ENDOWMENT FOR THE HUMANITIES
15 GRANTS AND ADMINISTRATION

•HR 7612 RH

1 10(a)(2) shall be available for obligation only in such
2 amounts as may be equal to the total amounts of gifts,
3 bequests, devises of money, and other property accepted
4 by the chairman or by grantees of the National Endow-
5 ment for the Humanities under the provisions of sections
6 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-
7 ceding fiscal years for which equal amounts have not pre-
8 viously been appropriated.

9 ADMINISTRATIVE PROVISIONS

10 None of the funds appropriated to the National
11 Foundation on the Arts and the Humanities may be used
12 to process any grant or contract documents which do not
13 include the text of 18 U.S.C. 1913: *Provided*, That none
14 of the funds appropriated to the National Foundation on
15 the Arts and the Humanities may be used for official re-
16 ception and representation expenses: *Provided further*,
17 That funds from nonappropriated sources may be used as
18 necessary for official reception and representation ex-
19 penses: *Provided further*, That the Chairperson of the Na-
20 tional Endowment for the Arts may approve grants of up
21 to \$10,000, if in the aggregate the amount of such grants
22 does not exceed 5 percent of the sums appropriated for
23 grantmaking purposes per year: *Provided further*, That
24 such small grant actions are taken pursuant to the terms

1 of an expressed and direct delegation of authority from
2 the National Council on the Arts to the Chairperson.

3 COMMISSION OF FINE ARTS

4 SALARIES AND EXPENSES

5 For expenses of the Commission of Fine Arts under
6 chapter 91 of title 40, United States Code, \$3,240,000:
7 *Provided*, That the Commission is authorized to charge
8 fees to cover the full costs of its publications, and such
9 fees shall be credited to this account as an offsetting col-
10 lection, to remain available until expended without further
11 appropriation: *Provided further*, That the Commission is
12 authorized to accept gifts, including objects, papers, art-
13 work, drawings and artifacts, that pertain to the history
14 and design of the Nation's Capital or the history and ac-
15 tivities of the Commission of Fine Arts, for the purpose
16 of artistic display, study, or education: *Provided further*,
17 That one-tenth of one percent of the funds provided under
18 this heading may be used for official reception and rep-
19 resentation expenses.

20 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

21 For necessary expenses as authorized by Public Law
22 99–190 (20 U.S.C. 956a), \$5,000,000.

1 ADVISORY COUNCIL ON HISTORIC PRESERVATION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Advisory Council on
4 Historic Preservation (Public Law 89–665), \$7,400,000.

5 NATIONAL CAPITAL PLANNING COMMISSION

6 SALARIES AND EXPENSES

7 For necessary expenses of the National Capital Plan-
8 ning Commission under chapter 87 of title 40, United
9 States Code, including services as authorized by 5 U.S.C.
10 3109, \$8,124,000: *Provided*, That one-quarter of 1 per-
11 cent of the funds provided under this heading may be used
12 for official reception and representational expenses associ-
13 ated with hosting international visitors engaged in the
14 planning and physical development of world capitals.

15 UNITED STATES HOLOCAUST MEMORIAL MUSEUM

16 HOLOCAUST MEMORIAL MUSEUM

17 For expenses of the Holocaust Memorial Museum, as
18 authorized by Public Law 106–292 (36 U.S.C. 2301–
19 2310), \$62,388,000, of which \$715,000 shall remain
20 available until September 30, 2023, for the Museum’s
21 equipment replacement program; and of which \$3,000,000
22 for the Museum’s repair and rehabilitation program and
23 \$1,264,000 for the Museum’s outreach initiatives program
24 shall remain available until expended.

The Presidio Trust is authorized to issue obligations on behalf of the Secretary of the Treasury pursuant to section 103(d)(3) of the Omnibus Parks and Public Lands Management Act of 1996 (Public Law 104–333), in an amount not to exceed \$20,000,000.

SALARIES AND EXPENSES

For necessary expenses of the Dwight D. Eisenhower Memorial Commission, \$220,000, to remain available until expended.

SALARIES AND EXPENSES

Notwithstanding section 9 of the World War I Centennial Commission Act, as authorized by the World War Centennial Commission Act (Public Law 112–272) and Carl Levin and Howard P. “Buck” McKeon National Defense Authorization Act for Fiscal Year 2015 (Public Law 113–291), for necessary expenses of the World War Centennial Commission, \$6,000,000, to remain available until September 30, 2022: *Provided*, That in addition to the authority provided by section 6(g) of such Act, the World War I Commission may accept money, in-kind personnel services, contractual support, or any appropriate

1 support from any executive branch agency for activities
2 of the Commission.

3 TITLE IV

4 GENERAL PROVISIONS

5 (INCLUDING TRANSFERS OF FUNDS)

6 RESTRICTION ON USE OF FUNDS

7 SEC. 401. No part of any appropriation contained in
8 this Act shall be available for any activity or the publica-
9 tion or distribution of literature that in any way tends to
10 promote public support or opposition to any legislative
11 proposal on which Congressional action is not complete
12 other than to communicate to Members of Congress as
13 described in 18 U.S.C. 1913.

14 OBLIGATION OF APPROPRIATIONS

15 SEC. 402. No part of any appropriation contained in
16 this Act shall remain available for obligation beyond the
17 current fiscal year unless expressly so provided herein.

18 DISCLOSURE OF ADMINISTRATIVE EXPENSES

19 SEC. 403. The amount and basis of estimated over-
20 head charges, deductions, reserves or holdbacks, including
21 working capital fund and cost pool charges, from pro-
22 grams, projects, activities and subactivities to support gov-
23 ernment-wide, departmental, agency, or bureau adminis-
24 trative functions or headquarters, regional, or central op-
25 erations shall be presented in annual budget justifications

1 and subject to approval by the Committees on Appropria-
2 tions of the House of Representatives and the Senate.
3 Changes to such estimates shall be presented to the Com-
4 mittees on Appropriations for approval.

5 MINING APPLICATIONS

6 SEC. 404. (a) LIMITATION OF FUNDS.—None of the
7 funds appropriated or otherwise made available pursuant
8 to this Act shall be obligated or expended to accept or
9 process applications for a patent for any mining or mill
10 site claim located under the general mining laws.

11 (b) EXCEPTIONS.—Subsection (a) shall not apply if
12 the Secretary of the Interior determines that, for the claim
13 concerned (1) a patent application was filed with the Sec-
14 retary on or before September 30, 1994; and (2) all re-
15 quirements established under sections 2325 and 2326 of
16 the Revised Statutes (30 U.S.C. 29 and 30) for vein or
17 lode claims, sections 2329, 2330, 2331, and 2333 of the
18 Revised Statutes (30 U.S.C. 35, 36, and 37) for placer
19 claims, and section 2337 of the Revised Statutes (30
20 U.S.C. 42) for mill site claims, as the case may be, were
21 fully complied with by the applicant by that date.

22 (c) REPORT.—On September 30, 2022, the Secretary
23 of the Interior shall file with the House and Senate Com-
24 mittees on Appropriations and the Committee on Natural
25 Resources of the House and the Committee on Energy and

1 Natural Resources of the Senate a report on actions taken
2 by the Department under the plan submitted pursuant to
3 section 314(c) of the Department of the Interior and Re-
4 lated Agencies Appropriations Act, 1997 (Public Law
5 104–208).

6 (d) MINERAL EXAMINATIONS.—In order to process
7 patent applications in a timely and responsible manner,
8 upon the request of a patent applicant, the Secretary of
9 the Interior shall allow the applicant to fund a qualified
10 third-party contractor to be selected by the Director of the
11 Bureau of Land Management to conduct a mineral exam-
12 ination of the mining claims or mill sites contained in a
13 patent application as set forth in subsection (b). The Bu-
14 reau of Land Management shall have the sole responsi-
15 bility to choose and pay the third-party contractor in ac-
16 cordance with the standard procedures employed by the
17 Bureau of Land Management in the retention of third-
18 party contractors.

19 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

20 SEC. 405. Sections 405 and 406 of division F of the
21 Consolidated and Further Continuing Appropriations Act,
22 2015 (Public Law 113–235) shall continue in effect in fis-
23 cal year 2021.

1 CONTRACT SUPPORT COSTS, FISCAL YEAR 2021

2 LIMITATION

3 SEC. 406. Amounts provided by this Act for fiscal
4 year 2021 under the headings “Department of Health and
5 Human Services, Indian Health Service, Contract Support
6 Costs” and “Department of the Interior, Bureau of Indian
7 Affairs and Bureau of Indian Education, Contract Sup-
8 port Costs” are the only amounts available for contract
9 support costs arising out of self-determination or self-gov-
10 ernance contracts, grants, compacts, or annual funding
11 agreements for fiscal year 2021 with the Bureau of Indian
12 Affairs, Bureau of Indian Education, and the Indian
13 Health Service: *Provided*, That such amounts provided by
14 this Act are not available for payment of claims for con-
15 tract support costs for prior years, or for repayments of
16 payments for settlements or judgments awarding contract
17 support costs for prior years.

18 FOREST MANAGEMENT PLANS

19 SEC. 407. The Secretary of Agriculture shall not be
20 considered to be in violation of subparagraph 6(f)(5)(A)
21 of the Forest and Rangeland Renewable Resources Plan-
22 ning Act of 1974 (16 U.S.C. 1604(f)(5)(A)) solely because
23 more than 15 years have passed without revision of the
24 plan for a unit of the National Forest System. Nothing
25 in this section exempts the Secretary from any other re-

1 quirement of the Forest and Rangeland Renewable Re-
2 sources Planning Act (16 U.S.C. 1600 et seq.) or any
3 other law: *Provided*, That if the Secretary is not acting
4 expeditiously and in good faith, within the funding avail-
5 able, to revise a plan for a unit of the National Forest
6 System, this section shall be void with respect to such plan
7 and a court of proper jurisdiction may order completion
8 of the plan on an accelerated basis.

9 PROHIBITION WITHIN NATIONAL MONUMENTS

10 SEC. 408. No funds provided in this Act may be ex-
11 pended to conduct preleasing, leasing and related activities
12 under either the Mineral Leasing Act (30 U.S.C. 181 et
13 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
14 1331 et seq.) within the boundaries of a National Monu-
15 ment established pursuant to the Act of June 8, 1906 (16
16 U.S.C. 431 et seq.) as such boundary existed on January
17 20, 2001, except where such activities are allowed under
18 the Presidential proclamation establishing such monu-
19 ment.

20 LIMITATION ON TAKINGS

21 SEC. 409. Unless otherwise provided herein, no funds
22 appropriated in this Act for the acquisition of lands or
23 interests in lands may be expended for the filing of dec-
24 larations of taking or complaints in condemnation without
25 the approval of the House and Senate Committees on Ap-

1 appropriations: *Provided*, That this provision shall not apply
2 to funds appropriated to implement the Everglades Na-
3 tional Park Protection and Expansion Act of 1989, or to
4 funds appropriated for Federal assistance to the State of
5 Florida to acquire lands for Everglades restoration pur-
6 poses.

7 PROHIBITION ON NO-BID CONTRACTS

8 SEC. 410. None of the funds appropriated or other-
9 wise made available by this Act to executive branch agen-
10 cies may be used to enter into any Federal contract unless
11 such contract is entered into in accordance with the re-
12 quirements of Chapter 33 of title 41, United States Code,
13 or Chapter 137 of title 10, United States Code, and the
14 Federal Acquisition Regulation, unless—

15 (1) Federal law specifically authorizes a con-
16 tract to be entered into without regard for these re-
17 quirements, including formula grants for States, or
18 federally recognized Indian tribes;

19 (2) such contract is authorized by the Indian
20 Self-Determination and Education Assistance Act
21 (Public Law 93–638, 25 U.S.C. 450 et seq.) or by
22 any other Federal laws that specifically authorize a
23 contract within an Indian tribe as defined in section
24 4(e) of that Act (25 U.S.C. 450b(e)); or

1 (3) such contract was awarded prior to the date
2 of enactment of this Act.

3 POSTING OF REPORTS

4 SEC. 411. (a) Any agency receiving funds made avail-
5 able in this Act, shall, subject to subsections (b) and (c),
6 post on the public website of that agency any report re-
7 quired to be submitted by the Congress in this or any
8 other Act, upon the determination by the head of the agen-
9 cy that it shall serve the national interest.

10 (b) Subsection (a) shall not apply to a report if—

11 (1) the public posting of the report com-
12 promises national security; or

13 (2) the report contains proprietary information.

14 (c) The head of the agency posting such report shall
15 do so only after such report has been made available to
16 the requesting Committee or Committees of Congress for
17 no less than 45 days.

18 NATIONAL ENDOWMENT FOR THE ARTS GRANT

19 GUIDELINES

20 SEC. 412. Of the funds provided to the National En-
21 dowment for the Arts—

22 (1) The Chairperson shall only award a grant
23 to an individual if such grant is awarded to such in-
24 dividual for a literature fellowship, National Herit-

1 age Fellowship, or American Jazz Masters Fellow-
2 ship.

3 (2) The Chairperson shall establish procedures
4 to ensure that no funding provided through a grant,
5 except a grant made to a State or local arts agency,
6 or regional group, may be used to make a grant to
7 any other organization or individual to conduct ac-
8 tivity independent of the direct grant recipient.
9 Nothing in this subsection shall prohibit payments
10 made in exchange for goods and services.

11 (3) No grant shall be used for seasonal support
12 to a group, unless the application is specific to the
13 contents of the season, including identified programs
14 or projects.

15 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM

16 PRIORITIES

17 SEC. 413. (a) In providing services or awarding fi-
18 nancial assistance under the National Foundation on the
19 Arts and the Humanities Act of 1965 from funds appro-
20 priated under this Act, the Chairperson of the National
21 Endowment for the Arts shall ensure that priority is given
22 to providing services or awarding financial assistance for
23 projects, productions, workshops, or programs that serve
24 underserved populations.

25 (b) In this section:

1 (1) The term “underserved population” means
2 a population of individuals, including urban minori-
3 ties, who have historically been outside the purview
4 of arts and humanities programs due to factors such
5 as a high incidence of income below the poverty line
6 or to geographic isolation.

7 (2) The term “poverty line” means the poverty
8 line (as defined by the Office of Management and
9 Budget, and revised annually in accordance with sec-
10 tion 673(2) of the Community Services Block Grant
11 Act (42 U.S.C. 9902(2))) applicable to a family of
12 the size involved.

13 (c) In providing services and awarding financial as-
14 sistance under the National Foundation on the Arts and
15 Humanities Act of 1965 with funds appropriated by this
16 Act, the Chairperson of the National Endowment for the
17 Arts shall ensure that priority is given to providing serv-
18 ices or awarding financial assistance for projects, produc-
19 tions, workshops, or programs that will encourage public
20 knowledge, education, understanding, and appreciation of
21 the arts.

22 (d) With funds appropriated by this Act to carry out
23 section 5 of the National Foundation on the Arts and Hu-
24 manities Act of 1965—

1 (1) the Chairperson shall establish a grant cat-
2 egory for projects, productions, workshops, or pro-
3 grams that are of national impact or availability or
4 are able to tour several States;

5 (2) the Chairperson shall not make grants ex-
6 ceeding 15 percent, in the aggregate, of such funds
7 to any single State, excluding grants made under the
8 authority of paragraph (1);

9 (3) the Chairperson shall report to the Con-
10 gress annually and by State, on grants awarded by
11 the Chairperson in each grant category under sec-
12 tion 5 of such Act; and

13 (4) the Chairperson shall encourage the use of
14 grants to improve and support community-based
15 music performance and education.

16 NATIONAL ENDOWMENT FOR THE ARTS WAIVERS

17 SEC. 414. Notwithstanding any other provision of
18 law, funds made available under the heading “National
19 Foundation on the Arts and the Humanities – National
20 Endowment for the Arts – Grants and Administration”
21 of this Act and under such heading for fiscal years 2019
22 and 2020 for grants for the purposes described in section
23 5(c) of the National Foundation on the Arts and Human-
24 ities Act of 1965 (20 U.S.C. 954(c)) may also be used
25 by the recipients of such grants for purposes of the general

1 operations of such recipients and the matching require-
 2 ments under subsections (e), (g)(4)(A), and (p)(3) of sec-
 3 tion 5 of the National Foundation on the Arts and Hu-
 4 manities Act of 1965 (20 U.S.C. 954) may be waived with
 5 respect to such grants.

6 NATIONAL ENDOWMENT FOR THE HUMANITIES WAIVERS

7 SEC. 415. Notwithstanding any other provision of
 8 law, funds made available under the heading “National
 9 Foundation on the Arts and the Humanities – National
 10 Endowment for the Humanities – Grants and Administra-
 11 tion” of this Act and under such heading for fiscal years
 12 2019 and 2020 for grants for the purposes described in
 13 section 7(c) and 7(h)(1) of the National Foundation on
 14 the Arts and Humanities Act of 1965 may also be used
 15 by the recipients of such grants for purposes of the general
 16 operations of such recipients and the matching require-
 17 ments under subsection (h)(2)(A) of section 7 of the Na-
 18 tional Foundation on the Arts and Humanities Act of
 19 1965 may be waived with respect to such grants.

20 STATUS OF BALANCES OF APPROPRIATIONS

21 SEC. 416. The Department of the Interior, the Envi-
 22 ronmental Protection Agency, the Forest Service, and the
 23 Indian Health Service shall provide the Committees on
 24 Appropriations of the House of Representatives and Sen-
 25 ate quarterly reports on the status of balances of appro-

1 priations including all uncommitted, committed, and unob-
2 ligated funds in each program and activity within 60 days
3 of enactment of this Act.

4 EXTENSION OF GRAZING PERMITS

5 SEC. 417. The terms and conditions of section 325
6 of Public Law 108–108 (117 Stat. 1307), regarding graz-
7 ing permits issued by the Forest Service on any lands not
8 subject to administration under section 402 of the Federal
9 Lands Policy and Management Act (43 U.S.C. 1752),
10 shall remain in effect for fiscal year 2021.

11 FUNDING PROHIBITION

12 SEC. 418. (a) None of the funds made available in
13 this Act may be used to maintain or establish a computer
14 network unless such network is designed to block access
15 to pornography websites.

16 (b) Nothing in subsection (a) shall limit the use of
17 funds necessary for any Federal, State, tribal, or local law
18 enforcement agency or any other entity carrying out crimi-
19 nal investigations, prosecution, or adjudication activities.

20 HUMANE TRANSFER AND TREATMENT OF ANIMALS

21 SEC. 419. (a) Notwithstanding any other provision
22 of law, the Secretary of the Interior, with respect to land
23 administered by the Bureau of Land Management, or the
24 Secretary of Agriculture, with respect to land adminis-
25 tered by the Forest Service (referred to in this section as

1 the “Secretary concerned”), may transfer excess wild
2 horses and burros that have been removed from land ad-
3 ministered by the Secretary concerned to other Federal,
4 State, and local government agencies for use as work ani-
5 mals.

6 (b) The Secretary concerned may make a transfer
7 under subsection (a) immediately on the request of a Fed-
8 eral, State, or local government agency.

9 (c) An excess wild horse or burro transferred under
10 subsection (a) shall lose status as a wild free-roaming
11 horse or burro (as defined in section 2 of Public Law 92–
12 195 (commonly known as the “Wild Free-Roaming Horses
13 and Burros Act”) (16 U.S.C. 1332)).

14 (d) A Federal, State, or local government agency re-
15 ceiving an excess wild horse or burro pursuant to sub-
16 section (a) shall not—

17 (1) destroy the horse or burro in a manner that
18 results in the destruction of the horse or burro into
19 a commercial product;

20 (2) sell or otherwise transfer the horse or burro
21 in a manner that results in the destruction of the
22 horse or burro for processing into a commercial
23 product; or

1 (3) euthanize the horse or burro, except on the
2 recommendation of a licensed veterinarian in a case
3 of severe injury, illness, or advanced age.

4 (e) Amounts appropriated by this Act shall not be
5 available for—

6 (1) the destruction of any healthy, unadopted,
7 and wild horse or burro under the jurisdiction of the
8 Secretary concerned (including a contractor); or

9 (2) the sale of a wild horse or burro that results
10 in the destruction of the wild horse or burro for
11 processing into a commercial product.

12 FOREST SERVICE FACILITY REALIGNMENT AND
13 ENHANCEMENT AUTHORIZATION EXTENSION

14 SEC. 420. Section 503(f) of Public Law 109–54 (16
15 U.S.C. 580d note) shall be applied by substituting “Sep-
16 tember 30, 2021” for “September 30, 2020”.

17 USE OF AMERICAN IRON AND STEEL

18 SEC. 421. (a)(1) None of the funds made available
19 by a State water pollution control revolving fund as au-
20 thorized by section 1452 of the Safe Drinking Water Act
21 (42 U.S.C. 300j–12) shall be used for a project for the
22 construction, alteration, maintenance, or repair of a public
23 water system or treatment works unless all of the iron and
24 steel products used in the project are produced in the
25 United States.

1 (2) In this section, the term “iron and steel” products
2 means the following products made primarily of iron or
3 steel: lined or unlined pipes and fittings, manhole covers
4 and other municipal castings, hydrants, tanks, flanges,
5 pipe clamps and restraints, valves, structural steel, rein-
6 forced precast concrete, and construction materials.

7 (b) Subsection (a) shall not apply in any case or cat-
8 egory of cases in which the Administrator of the Environ-
9 mental Protection Agency (in this section referred to as
10 the “Administrator”) finds that—

11 (1) applying subsection (a) would be incon-
12 sistent with the public interest;

13 (2) iron and steel products are not produced in
14 the United States in sufficient and reasonably avail-
15 able quantities and of a satisfactory quality; or

16 (3) inclusion of iron and steel products pro-
17 duced in the United States will increase the cost of
18 the overall project by more than 25 percent.

19 (c) If the Administrator receives a request for a waiv-
20 er under this section, the Administrator shall make avail-
21 able to the public on an informal basis a copy of the re-
22 quest and information available to the Administrator con-
23 cerning the request, and shall allow for informal public
24 input on the request for at least 15 days prior to making
25 a finding based on the request. The Administrator shall

1 make the request and accompanying information available
2 by electronic means, including on the official public Inter-
3 net Web site of the Environmental Protection Agency.

4 (d) This section shall be applied in a manner con-
5 sistent with United States obligations under international
6 agreements.

7 (e) The Administrator may retain up to 0.25 percent
8 of the funds appropriated in this Act for the Clean and
9 Drinking Water State Revolving Funds for carrying out
10 the provisions described in subsection (a)(1) for manage-
11 ment and oversight of the requirements of this section.

12 LOCAL COOPERATOR TRAINING AGREEMENTS AND TRANS-
13 FERS OF EXCESS EQUIPMENT AND SUPPLIES FOR
14 WILDFIRES

15 SEC. 422. The Secretary of the Interior is authorized
16 to enter into grants and cooperative agreements with vol-
17 unteer fire departments, rural fire departments, rangeland
18 fire protection associations, and similar organizations to
19 provide for wildland fire training and equipment, including
20 supplies and communication devices. Notwithstanding
21 121(c) of title 40, United States Code, or section 521 of
22 title 40, United States Code, the Secretary is further au-
23 thorized to transfer title to excess Department of the Inte-
24 rior firefighting equipment no longer needed to carry out

1 the functions of the Department’s wildland fire manage-
2 ment program to such organizations.

3 RECREATION FEES

4 SEC. 423. Section 810 of the Federal Lands Recre-
5 ation Enhancement Act (16 U.S.C. 6809) shall be applied
6 by substituting “October 1, 2022” for “September 30,
7 2019”.

8 REPROGRAMMING GUIDELINES

9 SEC. 424. None of the funds made available in this
10 Act, in this and prior fiscal years, may be reprogrammed
11 without the advance approval of the House and Senate
12 Committees on Appropriations in accordance with the re-
13 programming procedures contained in the explanatory
14 statement described in section 4 of the Further Consoli-
15 dated Appropriations Act, 2020 (Public Law 116-94; 133
16 Stat. 2536).

17 PROJECT INFORMATION

18 SEC. 425. (a) Not later than April 1, 2021, and each
19 April 1 thereafter, the Secretary of the Interior and the
20 Secretary of Agriculture shall submit to the Committees
21 on Appropriations of the House of Representatives and the
22 Senate prioritized and detailed lists of Federal land acqui-
23 sition projects, and Forest Legacy projects, that have been
24 identified by each land management Agency.

1 (b) The Federal land acquisition project lists required
 2 by each Agency in subsection (a) shall include individual
 3 projects for the National Park Service, the U.S. Fish and
 4 Wildlife Service, the Bureau of Land Management, and
 5 the U.S. Forest Service, and shall total for each agency
 6 no less than 150 percent of the amount enacted for that
 7 agency for the previous fiscal year.

8 LOCAL CONTRACTORS

9 SEC. 426. Section 412 of Division E of Public Law
 10 112–74 shall be applied by substituting “fiscal year 2021”
 11 for “fiscal year 2019”.

12 SHASTA-TRINITY MARINA FEE AUTHORITY

13 AUTHORIZATION EXTENSION

14 SEC. 427. Section 422 of division F of Public Law
 15 110–161 (121 Stat 1844), as amended, shall be applied
 16 by substituting “fiscal year 2021” for “fiscal year 2019”.

17 INTERPRETIVE ASSOCIATION AUTHORIZATION EXTENSION

18 SEC. 428. Section 426 of division G of Public Law
 19 113–76 (16 U.S.C. 565a–1 note) shall be applied by sub-
 20 stituting “September 30, 2021” for “September 30,
 21 2019”.

22 PUERTO RICO SCHOOLING AUTHORIZATION EXTENSION

23 SEC. 429. The authority provided by the 19th un-
 24 numbered paragraph under heading “Administrative Pro-
 25 visions, Forest Service” in title III of Public Law 109–

1 54, as amended, shall be applied by substituting “fiscal
2 year 2021” for “fiscal year 2019”.

3 FOREST BOTANICAL PRODUCTS FEE COLLECTION

4 AUTHORIZATION EXTENSION

5 SEC. 430. Section 339 of the Department of the Inte-
6 rior and Related Agencies Appropriations Act, 2000 (as
7 enacted into law by Public Law 106–113; 16 U.S.C. 528
8 note), as amended by section 335(6) of Public Law 108–
9 108 and section 432 of Public Law 113–76, shall be ap-
10 plied by substituting “fiscal year 2021” for “fiscal year
11 2019”.

12 CHESAPEAKE BAY INITIATIVE

13 SEC. 431. Section 502(c) of the Chesapeake Bay Ini-
14 tiative Act of 1998 (Public Law 105–312; 54 U.S.C.
15 320101 note) shall be applied by substituting “fiscal year
16 2021” for “fiscal year 2019”.

17 CHACO CANYON

18 SEC. 432. None of the funds made available by this
19 Act may be used to nominate or accept a nomination or
20 informal expression of interest for oil and gas leasing
21 under the Mineral Leasing Act, 30 U.S.C. sec. 181 et seq,
22 or to offer for oil and gas leasing, any federal lands or
23 minerals within the withdrawal area identified on the map
24 of the Chaco Culture National Historical Park prepared

1 by the Bureau of Land Management and dated April 2,
2 2019.

3 TRIBAL LEASES

4 SEC. 433. (a) Notwithstanding any other provision
5 of law, in the case of any lease under section 105(l) of
6 the Indian Self-Determination and Education Assistance
7 Act (25 U.S.C. 5324(l)), the initial lease term shall – (1)
8 be consistent with the calendar year or fiscal year basis
9 of the funding agreement or annual funding agreement be-
10 tween the Secretary and Indian tribe or tribal organization
11 under that Act; and (2) commence no earlier than the date
12 of receipt of the lease proposal.

13 (b) REFERENCES.—None of the funds made available
14 under this Act may be used to compensate an Indian tribe
15 or tribal organization for any lease under section 105(l)
16 of the Indian Self-Determination and Education Assist-
17 ance Act (25 U.S.C. 5324(l)) that is on a calendar year
18 or fiscal year basis and that is received during the 120
19 day period ending on the last day of the calendar year
20 or fiscal year.

21 (c) REFERENCES.—None of the funds made available
22 under this Act may be used to compensate an Indian tribe
23 or tribal organization for any portion of a lease under sec-
24 tion 105(l) of the Indian Self-Determination and Edu-
25 cation Assistance Act (25 U.S.C. 5324(l)) that exceeds the

1 square footage necessary for the operation of the Federal
2 programs under the lease.

3 TONGASS NATIONAL FOREST

4 SEC. 434. None of the funds made available by this
5 Act may be used to plan, design, study, or construct, for
6 the purpose of harvesting timber by private entities or in-
7 dividuals, a forest development road in the Tongass Na-
8 tional Forest.

9 RAINY RIVER WATERSHED

10 SEC. 435. None of the funds appropriated or other-
11 wise made available by this Act may be used to review
12 or approve a mine plan proposed within the Rainy River
13 Watershed of the Superior National Forest.

14 PERMIT PROHIBITION

15 SEC. 436. None of the funds made available by this
16 Act may be used to issue a permit for the import of a
17 sport-hunted trophy of an elephant or lion taken in Tan-
18 zania, Zimbabwe, or Zambia. The limitation described in
19 this section shall not apply in the case of the administra-
20 tion of a tax or tariff.

21 FUNDING PROHIBITION

22 SEC. 437. None of the funds made available by this
23 Act may be used to finalize the proposed rule entitled “Oil
24 and Natural Gas Sector: Emission Standards for New, Re-
25 constructed, and Modified Sources Review” published by

1 the Environmental Protection Agency in the Federal Reg-
2 ister on September 24, 2019 (84 Fed. Reg. 50244).

3 REPORTING REQUIREMENT

4 SEC. 438. Not later than 30 days after the date on
5 which the Comptroller General of the United States noti-
6 fies the head of a Federal agency that receives funds
7 under this Act of a violation by the Federal agency of sec-
8 tion 1341(a), 1342, or 1517(a) of title 31, United States
9 Code, the head of the Federal agency shall submit to the
10 President, Congress, and the Comptroller General of the
11 United States a report that includes—

12 (1) a description of all relevant facts and a
13 statement of actions taken with respect to the issues
14 identified by the Comptroller General of the United
15 States in the notification; and

16 (2)(A) the opinion of the head of the Federal
17 agency as to whether a violation of section 1341(a),
18 1342, or 1517(a) of title 31, United States Code, as
19 applicable, has occurred; and

20 (B)(i) if it is the opinion of the head of the
21 Federal agency under subparagraph (A) that a viola-
22 tion has occurred, an explanation as to why the vio-
23 lation was not discovered and reported by the head
24 of the Federal agency prior to the date of the notifi-

1 cation by the Comptroller General of the United
2 States; or

3 (ii) if it is the opinion of the head of the Fed-
4 eral agency under subparagraph (A) that a violation
5 has not occurred, an explanation for the basis for
6 the determination by the head of the Federal agen-
7 cy.

8 INFORMATIONAL REQUESTS

9 SEC. 439. (a) Notice Required.— The head of a fed-
10 eral agency that receives funds under this Act shall re-
11 spond timely and completely to requests of the Comp-
12 troller General of the United States for access to records
13 or interviews with agency employees. Should the head of
14 a federal agency fail to provide access to records or inter-
15 views within 30 days of the request or by such date as
16 is otherwise specified by the Comptroller General, and in
17 such manner as is acceptable to the Comptroller General,
18 the Comptroller General shall provide the appropriate con-
19 gressional committees and the head of the federal agency
20 with notice of the undue delay.

21 (b) Agency Responses Required.— Not later than 30
22 days after the head of the federal agency receives a notice
23 under subsection (a), the head of the federal agency shall
24 respond in writing to the Comptroller General and the ap-
25 propriate congressional committees with an explanation

1 for the delay and a proposed timetable for providing the
 2 requested records or interviews. Not later than 30 days
 3 after this response is submitted, and every 30 days there-
 4 after until the Comptroller General informs the appro-
 5 priate congressional committees that the head of the fed-
 6 eral agency has provided access to the requested records
 7 or interviews in a manner acceptable to the Comptroller
 8 General, the head of the federal agency shall update the
 9 agency's response in writing.

10 (c) Relationship To Existing Authority.— Nothing in
 11 this section shall be construed to limit, amend, supersede,
 12 or restrict in any manner any existing authority of the
 13 Comptroller General.

14 FUNDING PROHIBITION ON WATER QUALITY

15 CERTIFICATIONS

16 SEC. 440. None of the funds made available by this
 17 Act may be used to finalize, implement, or enforce the pro-
 18 posed rule entitled “Updating Regulations on Water Qual-
 19 ity Certification”, published by the Administrator of the
 20 Environmental Protection Agency on August 22, 2019 (84
 21 Fed. Reg. 44080).

22 FUNDING PROHIBITION FOR CONFEDERATE FLAGS

23 SEC. 441. None of the funds made available to the
 24 National Park Service by this Act may be used for the
 25 purchase or display of a Confederate flag with the excep-

1 tion of specific circumstances where the flags provide his-
2 torical context as described in the National Park Service
3 memorandum entitled “Immediate Action Required, No
4 Reply Needed: Confederate Flags” and dated June 24,
5 2015.

6 REMOVAL OF CONFEDERATE COMMEMORATIVE WORKS

7 SEC. 442. Notwithstanding any other provision of law
8 or policy to the contrary, within 180 days of enactment
9 of this Act, the National Park Service shall remove from
10 display all physical Confederate commemorative works,
11 such as statues, monuments, sculptures, memorials, and
12 plaques, as defined by NPS, Management Policies 2006,
13 §9.6.1.

14 INVENTORY OF ASSETS WITH CONFEDERATE NAMES

15 SEC. 443. Within 90 days of enactment of this Act,
16 the Secretary of the Interior shall submit to the Com-
17 mittee on Appropriations an inventory of all assets under
18 the jurisdiction of the Department of Interior with Con-
19 federate names.

20 FOREST SERVICE USE OF FUNDS

21 SEC. 444. Notwithstanding section
22 200306(a)(2)(B)(iii) of title 54, United States Code,
23 amounts made available under the heading “Department
24 of Agriculture--Forest Service--Land Acquisition” in this

1 and any prior Act may be used for the acquisition of acre-
2 age in any location for the National Forest System.”

3 RESOURCE STUDY OF SPRINGFIELD RACE RIOT

4 SEC. 445. (a) DEFINITIONS.—In this section:

5 (1) SECRETARY.—The term “Secretary” means
6 the Secretary of the Interior.

7 (2) STUDY AREA.—The term “Study Area”
8 means the archeological site near Madison Street and the
9 10th Street Rail Corridor, and other sites in Springfield,
10 Illinois associated with the 1908 Springfield Race Riot.

11 (b) SPECIAL RESOURCE STUDY.—

12 (1) STUDY.—The Secretary shall conduct a
13 special resource study of the study area.

14 (2) CONTENTS.—In conducting the study
15 under paragraph (1), the Secretary shall—

16 (A) evaluate the national significance of
17 the study area;

18 (B) determine the suitability and feasibility
19 of designating the study area as a unit of the
20 National Park System;

21 (C) consider other alternatives for preser-
22 vation, protection, and interpretation of the
23 study area by the Federal Government, State or
24 local government entities, or private and non-
25 profit organizations;

1 (D) consult with interested Federal agen-
2 cies, State or local governmental entities, pri-
3 vate and nonprofit organizations, or any other
4 interested individuals; and

5 (E) identify cost estimates for any Federal
6 acquisition, development, interpretation, oper-
7 ation, and maintenance associated with the al-
8 ternatives.

9 (3) APPLICABLE LAW.—The study required
10 under paragraph (1) shall be conducted in accord-
11 ance with section 100507 of title 54, United States
12 Code.

13 (4) REPORT.—Not later than 3 years after
14 the date on which funds are first made available for
15 the study under paragraph (1), the Secretary shall
16 submit to the Committee on Natural Resources of
17 the House of Representatives and the Committee on
18 Energy and Natural Resources of the Senate a re-
19 port that describes—

20 (A) the results of the study; and

21 (B) any conclusions and recommendations
22 of the Secretary.

1 LAND AND WATER CONSERVATION FUND ALLOCATIONS

2 SEC. 446. Contingent upon the enactment of the
3 Great American Outdoors Act (H.R. 1957 of the 116th
4 Congress)—

5 (a) the Secretary of the Interior shall transfer
6 amounts becoming available for expenditure from the
7 Land and Water Conservation Fund in fiscal year 2021
8 pursuant to section 200303(a) of title 54, United States
9 Code, as amended by such Act, to the agencies and ac-
10 counts specified, in the amounts specified, and for the ac-
11 tivities specified, in the table titled “Allocation of Funds
12 from the Land and Water Conservation Fund – Fiscal
13 Year 2021” in the report accompanying this Act;

14 (b) to the extent that the amount becoming available
15 for expenditure in fiscal year 2021 pursuant to such sub-
16 section exceeds the total amount specified in the table ref-
17 erenced in this section, such excess amounts shall be
18 transferred to and allocated among the agencies, accounts,
19 and activities in the same proportion as the amounts speci-
20 fied in the table;

21 (c) all amounts required to be transferred pursuant
22 to this section shall be so transferred not later than 30
23 days after the date of enactment of this Act, or 30 days
24 after the date of enactment of the Great American Out-
25 doors Act, whichever is later, and such amounts shall be

1 allocated for the activities specified in the report ref-
2 erenced in subsection (a) not later than 15 days after such
3 transfer; and

4 (d) notwithstanding any other provision of law, the
5 funds allocated in the table referenced in this section shall
6 hereafter be exempt from apportionment under chapter 15
7 of title 31, United States Code.

8 FUNDING PROHIBITION

9 SEC. 447. None of the funds made available by this
10 Act or any other Act may be used to finalize, implement,
11 administer, or enforce—

12 (1) the proposed rule entitled “Strengthening
13 Transparency in Regulatory Science” published by
14 the Environmental Protection Agency in the Federal
15 Register on April 30, 2018 (83 Fed. Reg. 18768);
16 or

17 (2) the supplemental notice of proposed rule-
18 making entitled “Strengthening Transparency in
19 Regulatory Science” published by the Environmental
20 Protection Agency in the Federal Register on March
21 18, 2020 (85 Fed. Reg. 15396).

1 TITLE V
2 ADDITIONAL INFRASTRUCTURE INVESTMENTS
3 DEPARTMENT OF THE INTERIOR
4 BUREAU OF INDIAN EDUCATION
5 EDUCATION CONSTRUCTION

6 For an additional amount for “Education Construc-
7 tion”, \$500,000,000, to remain available until expended,
8 of which \$350,000,000 is for construction, repair, and im-
9 provement of buildings, utilities, and other facilities nec-
10 essary for the operation of Indian education programs, in-
11 cluding architectural and engineering services by contract,
12 and acquisition of lands and interests in lands; up to
13 \$100,000,000 is for Facilities Improvement and Repair;
14 and up to \$50,000,000 is for school employee housing:
15 *Provided*, That funds shall be distributed with priority to
16 construction needs identified on the 2016 school construc-
17 tion priority list then to facilities identified in the Indian
18 Affairs – Facilities Management System: *Provided further*,
19 That no funds shall be obligated until the Bureau has pro-
20 vided a detailed spend plan, including identifying each spe-
21 cific project by Tribe, the estimated project cost, and the
22 expected timeframe for completion of each project, to the
23 Committees on Appropriations of the House of Represent-
24 atives and the Senate at least 30 days prior to obligating
25 any funds: *Provided further*, That the Bureau of Indian

1 Education shall provide a quarterly report to such commit-
2 tees until each project is completed: *Provided further*, That
3 in order to ensure timely completion of construction
4 projects, the Secretary of the Interior may assume control
5 of a project and all funds related to the project, if, not
6 later than 18 months after the date of the enactment of
7 this Act, any Public Law 100–297 (25 U.S.C. 2501, et
8 seq.) grantee receiving funds appropriated in this Act or
9 in any prior Act, has not completed the planning and de-
10 sign phase of the project and commenced construction:
11 *Provided further*, That no more than two percent of the
12 funds made available herein may be used for salaries and
13 expenses by the Bureau of Indian Education to administer
14 the funds and provide technical assistance to Tribes: *Pro-*
15 *vided further*, That such amount is designated by the Con-
16 gress as being for an emergency requirement pursuant to
17 section 251(b)(2)(A)(i) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 ENVIRONMENTAL PROTECTION AGENCY

20 OFFICE OF THE INSPECTOR GENERAL

21 For an additional amount for “Office of Inspector
22 General”, \$40,000,000, to remain available until Sep-
23 tember 30, 2024: *Provided*, That such amount is des-
24 ignated by the Congress as being for an emergency re-

1 requirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 2 anced Budget and Emergency Deficit Control Act of 1985.

3 HAZARDOUS SUBSTANCE SUPERFUND

4 For an additional amount for “Hazardous Substance
 5 Superfund”, \$1,000,000,000, to remain available until ex-
 6 pended, which shall be for Superfund cleanup activities:
 7 *Provided*, That \$800,000,000 shall be for the Superfund
 8 Remedial program: *Provided further*, That not less than
 9 \$150,000,000 shall be for emergency response and re-
 10 moval activities: *Provided further*, That the Administrator
 11 of the Environmental Protection Agency may retain up to
 12 3 percent of the funds appropriated herein for manage-
 13 ment and oversight purposes: *Provided further*, That such
 14 amount is designated by the Congress as being for an
 15 emergency requirement pursuant to section
 16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 17 Deficit Control Act of 1985.

18 STATE AND TRIBAL ASSISTANCE GRANTS

19 (INCLUDING TRANSFERS OF FUNDS)

20 For an additional amount for “State and Tribal As-
 21 sistance Grants”, \$11,960,000,000, of which—

22 (1) \$6,355,000,000, to be available until ex-
 23 pended, shall be for capitalization grants for the
 24 Clean Water State Revolving Funds under title VI
 25 of the Federal Water Pollution Control Act, and

1 \$3,855,000,000, to be available until expended, shall
2 be for capitalization grants under section 1452 of
3 the Safe Drinking Water Act: *Provided* That the Ad-
4 ministrator may reserve up to 1 percent of the funds
5 appropriated herein for administrative, management,
6 and oversight purposes: *Provided further*, That funds
7 appropriated herein shall not be subject to the
8 matching or cost share requirements of sections
9 602(b)(2), 602(b)(3) or 202 of the Federal Water
10 Pollution Control Act nor the matching requirements
11 of section 1452(e) of the Safe Drinking Water Act:
12 *Provided further*, That the Administrator shall re-
13 allocate funds appropriated herein for the Clean and
14 Drinking Water State Revolving Funds (Revolving
15 Funds) where projects are not under contract or
16 construction within 18 months of the date of enact-
17 ment of this Act: *Provided further*, That notwith-
18 standing the priority rankings they would otherwise
19 receive under each program, priority for funds ap-
20 propriated herein shall be given to projects on a
21 State priority list that are ready to proceed to con-
22 struction within 18 months of the date of enactment
23 of this Act: *Provided further*, That notwithstanding
24 the requirements of section 603(d) of the Federal
25 Water Pollution Control Act or section 1452(f) of

1 the Safe Drinking Water Act, for the funds appro-
2 priated herein, each State shall use not less than 40
3 percent of the amount of its capitalization grants to
4 provide additional subsidization to eligible recipients
5 in the form of forgiveness of principal, negative in-
6 terest loans or grants or any combination of these:
7 *Provided further*, That to the extent there are suffi-
8 cient eligible project applications and projects are
9 consistent with State Intended Use Plans, not less
10 than 25 percent of the funds appropriated herein for
11 the Revolving Funds shall be for projects to address
12 green infrastructure, water or energy efficiency im-
13 provements or other environmentally innovative ac-
14 tivities: *Provided further*, That notwithstanding the
15 limitations on amounts in section 518(c) of the Fed-
16 eral Water Pollution Control Act and in section
17 1452(i) of the Safe Drinking Water Act, 2 percent
18 of the funds appropriated herein for Revolving
19 Funds may be reserved by the Administrator for
20 grants to Indian Tribes under section 518(c) and
21 section 1452(i) of such Acts: *Provided further*, That
22 up to 10 percent of the funds appropriated herein
23 for tribal set-asides under the Revolving Funds may
24 be transferred to the Indian Health Service to sup-
25 port management and oversight of tribal projects;

1 (2) \$350,000,000, to be available until Sep-
2 tember 30, 2023, shall be to carry out Brownfields
3 projects authorized by section 104(k) of the Com-
4 prehensive Environmental Response, Compensation,
5 and Liability Act of 1980: *Provided*, That the Ad-
6 ministrator may reserve up to 3.5 percent of the
7 funds appropriated herein for administrative, man-
8 agement, and oversight purposes: *Provided further*,
9 That none of the funds appropriated herein shall be
10 subject to cost share requirements under section
11 104(k)(9)(B)(iii) of such Act: *Provided further*, That
12 not less than 50 percent of funds appropriated here-
13 in shall be for projects located in Qualified Oppor-
14 tunity Zones;

15 (3) \$450,000,000, to be available until Sep-
16 tember 30, 2023, shall be for grants pursuant to
17 title VII, subtitle G of the Energy Policy Act of
18 2005: *Provided*, That none of the funds appropriated
19 for grants herein shall be subject to the State Grant
20 and Loan Program Matching Incentive provisions of
21 section 793(c)(3) of such Act: *Provided further* That
22 the Administrator may reserve up to 3.5 percent of
23 the funds appropriated herein for administrative,
24 management, and oversight purposes;

1 (4) \$50,000,000, to be available until Sep-
2 tember 30, 2023, shall be for grants under section
3 1464(d) under the Safe Drinking Water Act (42
4 U.S.C. 300j–24(d));

5 (5) \$500,000,000, to be available until ex-
6 pended, shall be for grants and activities under sec-
7 tion 1459B of the Safe Drinking Water Act (42
8 U.S.C. 300j–19b): *Provided*, That notwithstanding
9 section 1459B(b)(4), the non-Federal share of the
10 total cost of a project funded by a grant from funds
11 appropriated herein shall be not more than 5 per-
12 cent: *Provided further*, That for grants to projects
13 providing assistance to low-income households de-
14 scribed in section 1459B(b)(5) of the Safe Drinking
15 Water Act (42 U.S.C. 300j–19b(b)(5)) from funds
16 appropriated herein the Administrator shall elimi-
17 nate the non-Federal cost share for such projects:
18 *Provided further* That the Administrator may reserve
19 up to 1.5 percent of funds appropriated herein for
20 administrative, management, and oversight pur-
21 poses;

22 (6) \$400,000,000, to be available until ex-
23 pended, shall be for grants under section 221 of the
24 Federal Water Pollution Control Act (33 U.S.C.
25 1301): *Provided*, That the Federal share for the cost

1 of activities carried out using grant funds appro-
2 priated herein shall not be less than 95 percent: *Pro-*
3 *vided further*, That to the extent there are sufficient
4 eligible project applications, not less than 30 percent
5 of the amount of a grant made to a State to carry
6 out projects to intercept, transport, control, treat, or
7 reuse municipal combined sewer overflows, sanitary
8 sewer overflows, or stormwater shall be through the
9 use of green infrastructure, water and energy effi-
10 ciency improvements, and other environmentally in-
11 novative activities: *Provided further*, That from the
12 amount appropriated herein, the Administrator may
13 reserve up to 1.25 percent of funds appropriated
14 herein for administrative, management, and over-
15 sight purposes, including establishing the allocation
16 formula for states described in section 221(g)(2) of
17 the Federal Water Pollution Control Act (33 U.S.C.
18 1301(g)(2)):

19 *Provided*, That such amount is designated by the Congress
20 as being for an emergency requirement pursuant to sec-
21 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985.

1 ADMINISTRATIVE PROVISION, ENVIRONMENTAL

2 PROTECTION AGENCY

3 (INCLUDING TRANSFERS OF FUNDS)

4 Funds made available to the Environmental Protec-
5 tion Agency in this title under the heading “State and
6 Tribal Assistance Grants” and reserved by the Adminis-
7 trator for administrative, management, and oversight pur-
8 poses shall remain available until September 30, 2023,
9 and may be transferred to the “Environmental Programs
10 and Management” account as needed.

11 DEPARTMENT OF HEALTH AND HUMAN

12 SERVICES

13 INDIAN HEALTH SERVICE

14 INDIAN HEALTH FACILITIES

15 For an additional amount for “Indian Health Facili-
16 ties”, \$1,500,000,000, to remain available until expended,
17 of which \$1,250,000,000 is for the construction and re-
18 lated costs of inpatient and outpatient health and related
19 auxiliary facilities on the Health Facilities Construction
20 Priority System list and small ambulatory facilities, to
21 modify existing health facilities to provide isolation/quar-
22 antine space, to prepare plans, specifications, and draw-
23 ings, acquisition of sites, and for the purchase and erec-
24 tion of modular buildings; up to \$50,000,000 may be used
25 for staff quarters; up to \$50,000,000 is for equipment;

1 and no more than \$200,000,000 is available to reduce the
2 Backlog of Essential Maintenance, Alteration and Repair:
3 *Provided*, That none of the funds provided under this
4 heading shall be obligated until the Indian Health Service
5 has provided a detailed spend plan, including identifying
6 each specific project by Tribe, the estimated project cost,
7 and the expected project completion, to the Committees
8 on Appropriations of the House of Representatives and the
9 Senate at least 30 days prior to distributing any funds:
10 *Provided further*, That the Indian Health Service shall
11 provide a quarterly project report to such committees: *Pro-*
12 *vided further*, That notwithstanding any other provision
13 of law, funds appropriated for the planning, design, con-
14 struction, renovation or expansion of health facilities for
15 the benefit of an Indian Tribe or Tribes may be used to
16 purchase land on which such facilities will be located: *Pro-*
17 *vided further*, That such amount is designated by the Con-
18 gress as being for an emergency requirement pursuant to
19 section 251(b)(2)(A)(i) of the Balanced Budget and
20 Emergency Deficit Control Act of 1985.

21 GENERAL PROVISIONS

22 SEC. 501. Each amount designated in this Act by the
23 Congress as being for an emergency requirement pursuant
24 to section 251(b)(2)(A)(i) of the Balanced Budget and
25 Emergency Deficit Control Act of 1985 shall be available

1 (or rescinded or transferred, if applicable) only if the
2 President subsequently so designates all such amounts
3 and transmits such designations to the Congress.

4 This Act may be cited as the “Department of the In-
5 terior, Environment, and Related Agencies Appropriations
6 Act, 2021”.

Union Calendar No. 360

116TH CONGRESS
2^D Session

H. R. 7612

[Report No. 116-448]

A BILL

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2021, and for other purposes.

JULY 14, 2020

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed