

Calendar No. 210

106TH CONGRESS
1ST Session

H. R. 2466

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, and for other purposes.

JULY 16, 1999

Received; read twice and placed on the calendar

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IN THE SENATE OF THE UNITED STATES

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AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2000, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior and related agencies for the
6 fiscal year ending September 30, 2000, and for other pur-
7 poses, namely:

1 TITLE I—DEPARTMENT OF THE INTERIOR

2 BUREAU OF LAND MANAGEMENT

3 MANAGEMENT OF LANDS AND RESOURCES

4 For expenses necessary for protection, use, improve-
5 ment, development, disposal, cadastral surveying, classi-
6 fication, acquisition of easements and other interests in
7 lands, and performance of other functions, including main-
8 tenance of facilities, as authorized by law, in the manage-
9 ment of lands and their resources under the jurisdiction
10 of the Bureau of Land Management, including the general
11 administration of the Bureau, and assessment of mineral
12 potential of public lands pursuant to Public Law 96–487
13 (16 U.S.C. 3150(a)), \$632,068,000 (reduced by
14 \$1,000,000), to remain available until expended, of which
15 \$2,147,000 shall be available for assessment of the min-
16 eral potential of public lands in Alaska pursuant to section
17 1010 of Public Law 96–487 (16 U.S.C. 3150); and of
18 which not to exceed \$1,000,000 shall be derived from the
19 special receipt account established by the Land and Water
20 Conservation Act of 1965, as amended (16 U.S.C. 4601–
21 6a(i)); and of which \$2,500,000 shall be available in fiscal
22 year 2000 subject to a match by at least an equal amount
23 by the National Fish and Wildlife Foundation, to such
24 Foundation for cost-shared projects supporting conserva-
25 tion of Bureau lands and such funds shall be advanced

1 to the Foundation as a lump sum grant without regard
2 to when expenses are incurred; in addition, \$33,529,000
3 for Mining Law Administration program operations, in-
4 cluding the cost of administering the mining claim fee pro-
5 gram; to remain available until expended, to be reduced
6 by amounts collected by the Bureau and credited to this
7 appropriation from annual mining claim fees so as to re-
8 sult in a final appropriation estimated at not more than
9 \$632,068,000 (reduced by \$1,000,000), and \$2,000,000,
10 to remain available until expended, from communication
11 site rental fees established by the Bureau for the cost of
12 administering communication site activities, and of which
13 \$2,500,000, to remain available until expended, for coal-
14 bed methane Applications for Permits to Drill in the Pow-
15 der River Basin: *Provided*, That unless there is a written
16 agreement in place between the coal mining operator and
17 a gas producer, the funds available herein shall not be
18 used to process or approve coalbed methane Applications
19 for Permits to Drill for well sites that are located within
20 an area, which as of the date of the coalbed methane Ap-
21 plication for Permit to Drill, are covered by: (1) a coal
22 lease, (2) a coal mining permit, or (3) an application for
23 a coal mining lease: *Provided further*, That appropriations
24 herein made shall not be available for the destruction of

1 healthy, unadopted, wild horses and burros in the care of
2 the Bureau or its contractors.

3 WILDLAND FIRE MANAGEMENT

4 For necessary expenses for fire preparedness, sup-
5 pression operations, emergency rehabilitation and haz-
6 ardous fuels reduction by the Department of the Interior,
7 \$292,399,000, to remain available until expended, of
8 which not to exceed \$9,300,000 shall be for the renovation
9 or construction of fire facilities: *Provided*, That such funds
10 are also available for repayment of advances to other ap-
11 propriation accounts from which funds were previously
12 transferred for such purposes: *Provided further*, That un-
13 obligated balances of amounts previously appropriated to
14 the “Fire Protection” and “Emergency Department of the
15 Interior Firefighting Fund” may be transferred and
16 merged with this appropriation: *Provided further*, That
17 persons hired pursuant to 43 U.S.C. 1469 may be fur-
18 nished subsistence and lodging without cost from funds
19 available from this appropriation: *Provided further*, That
20 notwithstanding 42 U.S.C. 1856d, sums received by a bu-
21 reau or office of the Department of the Interior for fire
22 protection rendered pursuant to 42 U.S.C. 1856 et seq.,
23 Protection of United States Property, may be credited to
24 the appropriation from which funds were expended to pro-
25 vide that protection, and are available without fiscal year
26 limitation.

1 CENTRAL HAZARDOUS MATERIALS FUND

2 For necessary expenses of the Department of the In-
3 terior and any of its component offices and bureaus for
4 the remedial action, including associated activities, of haz-
5 ardous waste substances, pollutants, or contaminants pur-
6 suant to the Comprehensive Environmental Response,
7 Compensation, and Liability Act, as amended (42 U.S.C.
8 9601 et seq.), \$10,000,000, to remain available until ex-
9 pended: *Provided*, That notwithstanding 31 U.S.C. 3302,
10 sums recovered from or paid by a party in advance of or
11 as reimbursement for remedial action or response activi-
12 ties conducted by the Department pursuant to section 107
13 or 113(f) of such Act, shall be credited to this account
14 to be available until expended without further appropria-
15 tion: *Provided further*, That such sums recovered from or
16 paid by any party are not limited to monetary payments
17 and may include stocks, bonds or other personal or real
18 property, which may be retained, liquidated, or otherwise
19 disposed of by the Secretary and which shall be credited
20 to this account.

21 CONSTRUCTION

22 For construction of buildings, recreation facilities,
23 roads, trails, and appurtenant facilities, \$11,100,000, to
24 remain available until expended.

1 aggregate of all receipts during the current fiscal year
2 from the revested Oregon and California Railroad grant
3 lands is hereby made a charge against the Oregon and
4 California land-grant fund and shall be transferred to the
5 General Fund in the Treasury in accordance with the sec-
6 ond paragraph of subsection (b) of title II of the Act of
7 August 28, 1937 (50 Stat. 876).

8 FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND
9 (REVOLVING FUND, SPECIAL ACCOUNT)

10 In addition to the purposes authorized in Public Law
11 102–381, funds made available in the Forest Ecosystem
12 Health and Recovery Fund can be used for the purpose
13 of planning, preparing, and monitoring salvage timber
14 sales and forest ecosystem health and recovery activities
15 such as release from competing vegetation and density
16 control treatments. The Federal share of receipts (defined
17 as the portion of salvage timber receipts not paid to the
18 counties under 43 U.S.C. 1181f and 43 U.S.C. 1181f–
19 1 et seq., and Public Law 103–66) derived from treat-
20 ments funded by this account shall be deposited into the
21 Forest Ecosystem Health and Recovery Fund.

22 RANGE IMPROVEMENTS

23 For rehabilitation, protection, and acquisition of
24 lands and interests therein, and improvement of Federal
25 rangelands pursuant to section 401 of the Federal Land
26 Policy and Management Act of 1976 (43 U.S.C. 1701),

1 notwithstanding any other Act, sums equal to 50 percent
2 of all moneys received during the prior fiscal year under
3 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
4 315 et seq.) and the amount designated for range improve-
5 ments from grazing fees and mineral leasing receipts from
6 Bankhead-Jones lands transferred to the Department of
7 the Interior pursuant to law, but not less than
8 \$10,000,000, to remain available until expended: *Pro-*
9 *vided*, That not to exceed \$600,000 shall be available for
10 administrative expenses.

11 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

12 For administrative expenses and other costs related
13 to processing application documents and other authoriza-
14 tions for use and disposal of public lands and resources,
15 for costs of providing copies of official public land docu-
16 ments, for monitoring construction, operation, and termi-
17 nation of facilities in conjunction with use authorizations,
18 and for rehabilitation of damaged property, such amounts
19 as may be collected under Public Law 94-579, as amend-
20 ed, and Public Law 93-153, to remain available until ex-
21 pended: *Provided*, That notwithstanding any provision to
22 the contrary of section 305(a) of Public Law 94-579 (43
23 U.S.C. 1735(a)), any moneys that have been or will be
24 received pursuant to that section, whether as a result of
25 forfeiture, compromise, or settlement, if not appropriate
26 for refund pursuant to section 305(c) of that Act (43

1 U.S.C. 1735(c)), shall be available and may be expended
2 under the authority of this Act by the Secretary to im-
3 prove, protect, or rehabilitate any public lands adminis-
4 tered through the Bureau of Land Management which
5 have been damaged by the action of a resource developer,
6 purchaser, permittee, or any unauthorized person, without
7 regard to whether all moneys collected from each such ac-
8 tion are used on the exact lands damaged which led to
9 the action: *Provided further*, That any such moneys that
10 are in excess of amounts needed to repair damage to the
11 exact land for which funds were collected may be used to
12 repair other damaged public lands.

13 MISCELLANEOUS TRUST FUNDS

14 In addition to amounts authorized to be expended
15 under existing laws, there is hereby appropriated such
16 amounts as may be contributed under section 307 of the
17 Act of October 21, 1976 (43 U.S.C. 1701), and such
18 amounts as may be advanced for administrative costs, sur-
19 veys, appraisals, and costs of making conveyances of omit-
20 ted lands under section 211(b) of that Act, to remain
21 available until expended.

22 ADMINISTRATIVE PROVISIONS

23 Appropriations for the Bureau of Land Management
24 shall be available for purchase, erection, and dismantlement of temporary structures, and alteration and maintenance of necessary buildings and appurtenant facilities to

1 which the United States has title; up to \$100,000 for pay-
2 ments, at the discretion of the Secretary, for information
3 or evidence concerning violations of laws administered by
4 the Bureau; miscellaneous and emergency expenses of en-
5 forcement activities authorized or approved by the Sec-
6 retary and to be accounted for solely on his certificate,
7 not to exceed \$10,000: *Provided*, That notwithstanding 44
8 U.S.C. 501, the Bureau may, under cooperative cost-shar-
9 ing and partnership arrangements authorized by law, pro-
10 cure printing services from cooperators in connection with
11 jointly produced publications for which the cooperators
12 share the cost of printing either in cash or in services,
13 and the Bureau determines the cooperator is capable of
14 meeting accepted quality standards.

15 UNITED STATES FISH AND WILDLIFE SERVICE

16 RESOURCE MANAGEMENT

17 For necessary expenses of the United States Fish and
18 Wildlife Service, for scientific and economic studies, con-
19 servation, management, investigations, protection, and
20 utilization of fishery and wildlife resources, except whales,
21 seals, and sea lions, maintenance of the herd of long-
22 horned cattle on the Wichita Mountains Wildlife Refuge,
23 general administration, and for the performance of other
24 authorized functions related to such resources by direct
25 expenditure, contracts, grants, cooperative agreements

1 and reimbursable agreements with public and private enti-
2 ties, \$710,700,000, to remain available until September
3 30, 2001, except as otherwise provided herein, of which
4 \$11,701,000 shall remain available until expended for op-
5 eration and maintenance of fishery mitigation facilities
6 constructed by the Corps of Engineers under the Lower
7 Snake River Compensation Plan, authorized by the Water
8 Resources Development Act of 1976, to compensate for
9 loss of fishery resources from water development projects
10 on the Lower Snake River, and of which not less than
11 \$2,000,000 shall be provided to local governments in
12 southern California for planning associated with the Nat-
13 ural Communities Conservation Planning (NCCP) pro-
14 gram and shall remain available until expended: *Provided*,
15 That not less than \$1,000,000 for high priority projects
16 which shall be carried out by the Youth Conservation
17 Corps as authorized by the Act of August 13, 1970, as
18 amended: *Provided further*, That not to exceed \$6,532,000
19 shall be used for implementing subsections (a), (b), (c),
20 and (e) of section 4 of the Endangered Species Act, as
21 amended, for species that are indigenous to the United
22 States (except for processing petitions, developing and
23 issuing proposed and final regulations, and taking any
24 other steps to implement actions described in subsections
25 (c)(2)(A), (c)(2)(B)(i), or (c)(2)(B)(ii): *Provided further*,

1 That of the amount available for law enforcement, up to
2 \$400,000 to remain available until expended, may at the
3 discretion of the Secretary, be used for payment for infor-
4 mation, rewards, or evidence concerning violations of laws
5 administered by the Service, and miscellaneous and emer-
6 gency expenses of enforcement activity, authorized or ap-
7 proved by the Secretary and to be accounted for solely on
8 his certificate: *Provided further*, That of the amount pro-
9 vided for environmental contaminants, up to \$1,000,000
10 may remain available until expended for contaminant sam-
11 ple analyses: *Provided further*, That hereafter, all fines col-
12 lected by the U.S. Fish and Wildlife Service for violations
13 of the Marine Mammal Protection Act (16 U.S.C. 1362–
14 1407) and implementing regulations shall be available to
15 the Secretary, without further appropriation, to be used
16 for the expenses of the U.S. Fish and Wildlife Service in
17 administering activities for the protection and recovery of
18 manatees, polar bears, sea otters, and walruses, and shall
19 remain available until expended: *Provided further*, That,
20 notwithstanding any other provision of law, in fiscal year
21 1999 and thereafter, sums provided by private entities for
22 activities pursuant to reimbursable agreements shall be
23 credited to the “Resource Management” account and shall
24 remain available until expended: *Provided further*, That,
25 heretofore and hereafter, in carrying out work under reim-

1 bursable agreements with any State, local, or tribal gov-
2 ernment, the U.S. Fish and Wildlife Service may, without
3 regard to 31 U.S.C. 1341 and notwithstanding any other
4 provision of law or regulation, record obligations against
5 accounts receivable from such entities, and shall credit
6 amounts received from such entities to this appropriation,
7 such credit to occur within 90 days of the date of the origi-
8 nal request by the Service for payment.

9 CONSTRUCTION

10 For construction and acquisition of buildings and
11 other facilities required in the conservation, management,
12 investigation, protection, and utilization of fishery and
13 wildlife resources, and the acquisition of lands and inter-
14 ests therein, \$43,933,000, to remain available until ex-
15 pended.

16 LAND ACQUISITION

17 For expenses necessary to carry out the Land and
18 Water Conservation Fund Act of 1965, as amended (16
19 U.S.C. 4601–4 through 11), including administrative ex-
20 penses, and for acquisition of land or waters, or interest
21 therein, in accordance with statutory authority applicable
22 to the United States Fish and Wildlife Service,
23 \$42,000,000, to be derived from the Land and Water Con-
24 servation Fund and to remain available until expended.

1 COOPERATIVE ENDANGERED SPECIES CONSERVATION
2 FUND

3 For expenses necessary to carry out the provisions
4 of the Endangered Species Act of 1973 (16 U.S.C. 1531–
5 1543), as amended, \$15,000,000, to remain available until
6 expended.

7 NATIONAL WILDLIFE REFUGE FUND

8 For expenses necessary to implement the Act of Octo-
9 ber 17, 1978 (16 U.S.C. 715s), \$10,779,000.

10 NORTH AMERICAN WETLANDS CONSERVATION FUND

11 For expenses necessary to carry out the provisions
12 of the North American Wetlands Conservation Act, Public
13 Law 101–233, as amended, \$15,000,000, to remain avail-
14 able until expended.

15 WILDLIFE CONSERVATION AND APPRECIATION FUND

16 For necessary expenses of the Wildlife Conservation
17 and Appreciation Fund, \$800,000, to remain available
18 until expended.

19 MULTINATIONAL SPECIES CONSERVATION FUND

20 For expenses necessary to carry out the African Ele-
21 phant Conservation Act (16 U.S.C. 4201–4203, 4211–
22 4213, 4221–4225, 4241–4245, and 1538), the Asian Ele-
23 phant Conservation Act of 1997 (Public Law 105–96, 16
24 U.S.C. 4261–4266), and the Rhinoceros and Tiger Con-
25 servation Act of 1994 (16 U.S.C. 5301–5306),
26 \$2,000,000, to remain available until expended: *Provided,*

1 That funds made available under this Act, Public Law
2 105–277, and Public Law 105–83 for rhinoceros, tiger,
3 and Asian elephant conservation programs are exempt
4 from any sanctions imposed against any country under
5 section 102 of the Arms Export Control Act (22 U.S.C.
6 2799aa–1).

7 ADMINISTRATIVE PROVISIONS

8 Appropriations and funds available to the United
9 States Fish and Wildlife Service shall be available for pur-
10 chase of not to exceed 70 passenger motor vehicles, of
11 which 61 are for replacement only (including 36 for police-
12 type use); repair of damage to public roads within and
13 adjacent to reservation areas caused by operations of the
14 Service; options for the purchase of land at not to exceed
15 \$1 for each option; facilities incident to such public rec-
16 reational uses on conservation areas as are consistent with
17 their primary purpose; and the maintenance and improve-
18 ment of aquaria, buildings, and other facilities under the
19 jurisdiction of the Service and to which the United States
20 has title, and which are used pursuant to law in connection
21 with management and investigation of fish and wildlife re-
22 sources: *Provided*, That notwithstanding 44 U.S.C. 501,
23 the Service may, under cooperative cost sharing and part-
24 nership arrangements authorized by law, procure printing
25 services from cooperators in connection with jointly pro-
26 duced publications for which the cooperators share at least

1 one-half the cost of printing either in cash or services and
2 the Service determines the cooperator is capable of meet-
3 ing accepted quality standards: *Provided further*, That the
4 Service may accept donated aircraft as replacements for
5 existing aircraft: *Provided further*, That notwithstanding
6 any other provision of law, the Secretary of the Interior
7 may not spend any of the funds appropriated in this Act
8 for the purchase of lands or interests in lands to be used
9 in the establishment of any new unit of the National Wild-
10 life Refuge System unless the purchase is approved in ad-
11 vance by the House and Senate Committees on Appropria-
12 tions in compliance with the reprogramming procedures
13 contained in Senate Report 105-56.

14 NATIONAL PARK SERVICE

15 OPERATION OF THE NATIONAL PARK SYSTEM

16 For expenses necessary for the management, oper-
17 ation, and maintenance of areas and facilities adminis-
18 tered by the National Park Service (including special road
19 maintenance service to trucking permittees on a reimburs-
20 able basis), and for the general administration of the Na-
21 tional Park Service, including not less than \$1,000,000
22 for high priority projects within the scope of the approved
23 budget which shall be carried out by the Youth Conserva-
24 tion Corps as authorized by 16 U.S.C. 1706,
25 \$1,387,307,000, of which \$8,800,000 is for research,

1 planning and interagency coordination in support of land
2 acquisition for Everglades restoration shall remain avail-
3 able until expended, and of which not to exceed
4 \$8,000,000, to remain available until expended, is to be
5 derived from the special fee account established pursuant
6 to title V, section 5201 of Public Law 100–203.

7 NATIONAL RECREATION AND PRESERVATION

8 For expenses necessary to carry out recreation pro-
9 grams, natural programs, cultural programs, heritage
10 partnership programs, environmental compliance and re-
11 view, international park affairs, statutory or contractual
12 aid for other activities, and grant administration, not oth-
13 erwise provided for, \$45,449,000 (increased by
14 \$4,000,000): *Provided*, That no more than \$100,000 may
15 be used for overhead and program administrative expenses
16 for the heritage partnership program.

17 HISTORIC PRESERVATION FUND

18 For expenses necessary in carrying out the Historic
19 Preservation Act of 1966, as amended (16 U.S.C. 470),
20 and the Omnibus Parks and Public Lands Management
21 Act of 1996 (Public Law 104–333), \$46,712,000, to be
22 derived from the Historic Preservation Fund, to remain
23 available until September 30, 2001, of which \$11,722,000,
24 pursuant to section 507 of Public Law 104–333 shall re-
25 main available until expended: *Provided*, That, notwith-
26 standing any other provision of law, effective October 1,

1 1999 and thereafter the National Park Service may re-
2 cover and expend all fee revenues derived from providing
3 necessary review services associated with historic preserva-
4 tion tax certification, and such funds shall remain avail-
5 able until expended.

6 CONSTRUCTION

7 For construction, improvements, repair or replace-
8 ment of physical facilities, including the modifications au-
9 thorized by section 104 of the Everglades National Park
10 Protection and Expansion Act of 1989, \$169,856,000 to
11 remain available until expended: *Provided*, That, notwith-
12 standing any other provision of law, hereafter all franchise
13 fees collected from Statue of Liberty National Monument
14 concessioners shall be covered into a special account estab-
15 lished in the Treasury of the United States and shall be
16 immediately available for expenditure by the Secretary for
17 the purposes of stabilizing, rehabilitating and adaptively
18 reusing deteriorated portions of Ellis Island grounds and
19 buildings: *Provided further*, That, beginning in fiscal year
20 2001, expenditure of such fees is contingent upon a dollar-
21 for-dollar, non-Federal cost share: *Provided further*, That
22 the National Park Service will make available 37 percent,
23 not to exceed \$1,850,000, of the total cost of upgrading
24 the Mariposa County, California municipal solid waste dis-
25 posal system: *Provided further*, That Mariposa County will
26 provide assurance that future use fees paid by the Na-

1 tional Park Service will be reflective of the capital con-
2 tribution made by the National Park Service.

3 LAND AND WATER CONSERVATION FUND

4 (RESCISSION)

5 The contract authority provided for fiscal year 2000
6 by 16 U.S.C. 4601–10a is rescinded.

7 LAND ACQUISITION AND STATE ASSISTANCE

8 For expenses necessary to carry out the Land and
9 Water Conservation Fund Act of 1965, as amended (16
10 U.S.C. 4601–4 through 11), including administrative ex-
11 penses, and for acquisition of lands or waters, or interest
12 therein, in accordance with statutory authority applicable
13 to the National Park Service, \$102,000,000 (increased by
14 \$30,000,000), to be derived from the Land and Water
15 Conservation Fund, to remain available until expended, of
16 which \$500,000 is to administer the State assistance pro-
17 gram, and of which \$42,400,000 for Federal land acquisi-
18 tion for the Everglades National Park, Big Cypress Na-
19 tional Preserve, Biscayne National Park, and State grants
20 for land acquisition in the State of Florida are contingent
21 upon the following: (1) a signed, binding agreement be-
22 tween all principal Federal and non-Federal partners in-
23 volved in the South Florida Restoration Initiative which
24 provides specific volume, timing, location and duration of
25 flow specifications and water quality measurements which
26 will guarantee adequate and appropriate guaranteed water

1 supply to the natural areas in southern Florida including
2 all National Parks, Preserves, Wildlife Refuge lands, and
3 other natural areas to ensure a restored ecosystem; (2)
4 the submission of detailed legislative language to the
5 House and Senate Committees on Appropriations, which
6 accomplishes this goal; and (3) submission of a complete
7 prioritized non-Federal land acquisition project list: *Pro-*
8 *vided*, That from the funds made available for land acqui-
9 sition at Everglades National Park and Big Cypress Na-
10 tional Preserve, after the requirements under this heading
11 have been met, the Secretary may provide Federal assist-
12 ance to the State of Florida for the acquisition of lands
13 or waters, or interests therein, within the Everglades wa-
14 tershed (consisting of lands and waters within the bound-
15 aries of the South Florida Water Management District,
16 Florida Bay and the Florida Keys) under terms and condi-
17 tions deemed necessary by the Secretary, to improve and
18 restore the hydrological function of the Everglades water-
19 shed: *Provided further*, That funds provided under this
20 heading to the State of Florida are contingent upon new
21 matching non-Federal funds by the State and shall be sub-
22 ject to an agreement that the lands to be acquired will
23 be managed in perpetuity for the restoration of the Ever-
24 glades: *Provided further*, That lands shall not be acquired
25 for more than the approved appraised value (as addressed

1 in section 301(3) of Public Law 91-646) except for con-
2 demnations, declarations of taking, and lands with ap-
3 praised value of \$50,000 or less.

4 ADMINISTRATIVE PROVISIONS

5 Appropriations for the National Park Service shall be
6 available for the purchase of not to exceed 384 passenger
7 motor vehicles, of which 298 shall be for replacement only,
8 including not to exceed 312 for police-type use, 12 buses,
9 and 6 ambulances: *Provided*, That none of the funds ap-
10 propriated to the National Park Service may be used to
11 process any grant or contract documents which do not in-
12 clude the text of 18 U.S.C. 1913: *Provided further*, That
13 none of the funds appropriated to the National Park Serv-
14 ice may be used to implement an agreement for the rede-
15 velopment of the southern end of Ellis Island until such
16 agreement has been submitted to the Congress and shall
17 not be implemented prior to the expiration of 30 calendar
18 days (not including any day in which either House of Con-
19 gress is not in session because of adjournment of more
20 than three calendar days to a day certain) from the receipt
21 by the Speaker of the House of Representatives and the
22 President of the Senate of a full and comprehensive report
23 on the development of the southern end of Ellis Island,
24 including the facts and circumstances relied upon in sup-
25 port of the proposed project.

1 None of the funds in this Act may be spent by the
2 National Park Service for activities taken in direct re-
3 sponse to the United Nations Biodiversity Convention.

4 The National Park Service may distribute to oper-
5 ating units based on the safety record of each unit the
6 costs of programs designed to improve workplace and em-
7 ployee safety, and to encourage employees receiving work-
8 ers' compensation benefits pursuant to chapter 81 of title
9 5, United States Code, to return to appropriate positions
10 for which they are medically able.

11 UNITED STATES GEOLOGICAL SURVEY

12 SURVEYS, INVESTIGATIONS, AND RESEARCH

13 For expenses necessary for the United States Geo-
14 logical Survey to perform surveys, investigations, and re-
15 search covering topography, geology, hydrology, biology,
16 and the mineral and water resources of the United States,
17 its territories and possessions, and other areas as author-
18 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
19 to their mineral and water resources; give engineering su-
20 pervision to power permittees and Federal Energy Regu-
21 latory Commission licensees; administer the minerals ex-
22 ploration program (30 U.S.C. 641); and publish and dis-
23 seminate data relative to the foregoing activities; and to
24 conduct inquiries into the economic conditions affecting
25 mining and materials processing industries (30 U.S.C. 3,

1 21a, and 1603; 50 U.S.C. 98g(1)) and related purposes
2 as authorized by law and to publish and disseminate data,
3 \$820,444,000, of which \$60,856,000 shall be available
4 only for cooperation with States or municipalities for
5 water resources investigations; and of which \$16,400,000
6 shall remain available until expended for conducting in-
7 quires into the economic conditions affecting mining and
8 materials processing industries; and of which
9 \$137,674,000 shall be available until September 30, 2001
10 for the biological research activity and the operation of
11 the Cooperative Research Units: *Provided*, That none of
12 these funds provided for the biological research activity
13 shall be used to conduct new surveys on private property,
14 unless specifically authorized in writing by the property
15 owner: *Provided further*, That no part of this appropria-
16 tion shall be used to pay more than one-half the cost of
17 topographic mapping or water resources data collection
18 and investigations carried on in cooperation with States
19 and municipalities.

20 ADMINISTRATIVE PROVISIONS

21 The amount appropriated for the United States Geo-
22 logical Survey shall be available for the purchase of not
23 to exceed 53 passenger motor vehicles, of which 48 are
24 for replacement only; reimbursement to the General Serv-
25 ices Administration for security guard services; con-
26 tracting for the furnishing of topographic maps and for

1 the making of geophysical or other specialized surveys
2 when it is administratively determined that such proce-
3 dures are in the public interest; construction and mainte-
4 nance of necessary buildings and appurtenant facilities;
5 acquisition of lands for gauging stations and observation
6 wells; expenses of the United States National Committee
7 on Geology; and payment of compensation and expenses
8 of persons on the rolls of the Survey duly appointed to
9 represent the United States in the negotiation and admin-
10 istration of interstate compacts: *Provided*, That activities
11 funded by appropriations herein made may be accom-
12 plished through the use of contracts, grants, or coopera-
13 tive agreements as defined in 31 U.S.C. 6302 et seq.: *Pro-*
14 *vided further*, That the United States Geological Survey
15 may hereafter contract directly with individuals or indi-
16 rectly with institutions or nonprofit organizations, without
17 regard to 41 U.S.C. 5, for the temporary or intermittent
18 services of students or recent graduates, who shall be con-
19 sidered employees for the purposes 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 MINERALS MANAGEMENT SERVICE

2 ROYALTY AND OFFSHORE MINERALS MANAGEMENT

3 For expenses necessary for minerals leasing and envi-
4 ronmental studies, regulation of industry operations, and
5 collection of royalties, as authorized by law; for enforcing
6 laws and regulations applicable to oil, gas, and other min-
7 erals leases, permits, licenses and operating contracts; and
8 for matching grants or cooperative agreements; including
9 the purchase of not to exceed eight passenger motor vehi-
10 cles for replacement only, \$110,082,000 of which
11 \$84,569,000 shall be available for royalty management ac-
12 tivities; and an amount not to exceed \$124,000,000, to
13 be credited to this appropriation and to remain available
14 until expended, from additions to receipts resulting from
15 increases to rates in effect on August 5, 1993, from rate
16 increases to fee collections for Outer Continental Shelf ad-
17 ministrative activities performed by the Minerals Manage-
18 ment Service over and above the rates in effect on Sep-
19 tember 30, 1993, and from additional fees for Outer Con-
20 tinental Shelf administrative activities established after
21 September 30, 1993: *Provided*, That to the extent
22 \$124,000,000 in additions to receipts are not realized
23 from the sources of receipts stated above, the amount
24 needed to reach \$124,000,000 shall be credited to this ap-
25 propriation from receipts resulting from rental rates for

1 Outer Continental Shelf leases in effect before August 5,
2 1993: *Provided further*, That \$3,000,000 for computer ac-
3 quisitions shall remain available until September 30,
4 2001: *Provided further*, That funds appropriated under
5 this Act shall be available for the payment of interest in
6 accordance with 30 U.S.C. 1721(b) and (d): *Provided fur-*
7 *ther*, That not to exceed \$3,000 shall be available for rea-
8 sonable expenses related to promoting volunteer beach and
9 marine cleanup activities: *Provided further*, That notwith-
10 standing any other provision of law, \$15,000 under this
11 heading shall be available for refunds of overpayments in
12 connection with certain Indian leases in which the Direc-
13 tor of the Minerals Management Service concurred with
14 the claimed refund due, to pay amounts owed to Indian
15 allottees or Tribes, or to correct prior unrecoverable erro-
16 neous payments.

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 \$6,118,000, which shall be derived from the Oil Spill Li-
22 ability Trust Fund, to remain available until expended.

1 the Abandoned Mine Reclamation Fund and to remain
2 available until expended; of which up to \$8,000,000, to
3 be derived from the Federal Expenses Share of the Fund,
4 shall be for supplemental grants to States for the reclama-
5 tion of abandoned sites with acid mine rock drainage from
6 coal mines, and for associated activities, through the Ap-
7 palachian Clean Streams Initiative: *Provided*, That grants
8 to minimum program States will be \$1,500,000 per State
9 in fiscal year 2000: *Provided further*, That of the funds
10 herein provided up to \$18,000,000 may be used for the
11 emergency program authorized by section 410 of Public
12 Law 95–87, as amended, of which no more than 25 per-
13 cent shall be used for emergency reclamation projects in
14 any one State and funds for federally administered emer-
15 gency reclamation projects under this proviso shall not ex-
16 ceed \$11,000,000: *Provided further*, That prior year unob-
17 ligated funds appropriated for the emergency reclamation
18 program shall not be subject to the 25 percent limitation
19 per State and may be used without fiscal year limitation
20 for emergency projects: *Provided further*, That pursuant
21 to Public Law 97–365, the Department of the Interior is
22 authorized to use up to 20 percent from the recovery of
23 the delinquent debt owed to the United States Government
24 to pay for contracts to collect these debts: *Provided fur-*
25 *ther*, That funds made available to States under title IV

1 of Public Law 95–87 may be used, at their discretion, for
2 any required non-Federal share of the cost of projects
3 funded by the Federal Government for the purpose of en-
4 vironmental restoration related to treatment or abatement
5 of acid mine drainage from abandoned mines: *Provided*
6 *further*, That such projects must be consistent with the
7 purposes and priorities of the Surface Mining Control and
8 Reclamation Act: *Provided further*, That, in addition to
9 the amount granted to the Commonwealth of Pennsylvania
10 under sections 402(g)(1) and 402(g)(5) of the Surface
11 Mining Control and Reclamation Act (Act), an additional
12 \$300,000 will be specifically used for the purpose of con-
13 ducting a demonstration project in accordance with sec-
14 tion 401(c)(6) of the Act to determine the efficacy of im-
15 proving water quality by removing metals from eligible wa-
16 ters polluted by acid mine drainage: *Provided further*, That
17 the State of Maryland may set aside the greater of
18 \$1,000,000 or 10 percent of the total of the grants made
19 available to the State under title IV of the Surface Mining
20 Control and Reclamation Act of 1977, as amended (30
21 U.S.C. 1231 et seq.), if the amount set aside is deposited
22 in an acid mine drainage abatement and treatment fund
23 established under a State law, pursuant to which law the
24 amount (together with all interest earned on the amount)
25 is expended by the State to undertake acid mine drainage

1 abatement and treatment projects, except that before any
2 amounts greater than 10 percent of its title IV grants are
3 deposited in an acid mine drainage abatement and treat-
4 ment fund, the State of Maryland must first complete all
5 Surface Mining Control and Reclamation Act priority one
6 projects.

7 BUREAU OF INDIAN AFFAIRS

8 OPERATION OF INDIAN PROGRAMS

9 For expenses necessary for the operation of Indian
10 programs, as authorized by law, including the Snyder Act
11 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
12 termination and Education Assistance Act of 1975 (25
13 U.S.C. 450 et seq.), as amended, the Education Amend-
14 ments of 1978 (25 U.S.C. 2001–2019), and the Tribally
15 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.),
16 as amended, \$1,631,050,000, to remain available until
17 September 30, 2001 except as otherwise provided herein,
18 of which not to exceed \$93,684,000 shall be for welfare
19 assistance payments and notwithstanding any other provi-
20 sion of law, including but not limited to the Indian Self-
21 Determination Act of 1975, as amended, not to exceed
22 \$115,229,000 shall be available for payments to tribes and
23 tribal organizations for contract support costs associated
24 with ongoing contracts, grants, compacts, or annual fund-
25 ing agreements entered into with the Bureau prior to or

1 during fiscal year 2000, as authorized by such Act, except
2 that tribes and tribal organizations may use their tribal
3 priority allocations for unmet indirect costs of ongoing
4 contracts, grants, or compacts, or annual funding agree-
5 ments and for unmet welfare assistance costs; and up to
6 \$5,000,000 shall be for the Indian Self-Determination
7 Fund, which shall be available for the transitional cost of
8 initial or expanded tribal contracts, grants, compacts, or
9 cooperative agreements with the Bureau under such Act;
10 and of which not to exceed \$400,010,000 for school oper-
11 ations costs of Bureau-funded schools and other education
12 programs shall become available on July 1, 2000, and
13 shall remain available until September 30, 2001; and of
14 which not to exceed \$58,586,000 shall remain available
15 until expended for housing improvement, road mainte-
16 nance, attorney fees, litigation support, self-governance
17 grants, the Indian Self-Determination Fund, land records
18 improvement, the Navajo-Hopi Settlement Program: *Pro-*
19 *vided*, That notwithstanding any other provision of law,
20 including but not limited to the Indian Self-Determination
21 Act of 1975, as amended, and 25 U.S.C. 2008, not to ex-
22 ceed \$42,160,000 within and only from such amounts
23 made available for school operations shall be available to
24 tribes and tribal organizations for administrative cost
25 grants associated with the operation of Bureau-funded

1 schools: *Provided further*, That any forestry funds allo-
2 cated to a tribe which remain unobligated as of September
3 30, 2001, may be transferred during fiscal year 2002 to
4 an Indian forest land assistance account established for
5 the benefit of such tribe within the tribe's trust fund ac-
6 count: *Provided further*, That any such unobligated bal-
7 ances not so transferred shall expire on September 30,
8 2002.

9 CONSTRUCTION

10 For construction, repair, improvement, and mainte-
11 nance of irrigation and power systems, buildings, utilities,
12 and other facilities, including architectural and engineer-
13 ing services by contract; acquisition of lands, and interests
14 in lands; and preparation of lands for farming, and for
15 construction of the Navajo Indian Irrigation Project pur-
16 suant to Public Law 87-483, \$126,023,000, to remain
17 available until expended: *Provided*, That such amounts as
18 may be available for the construction of the Navajo Indian
19 Irrigation Project may be transferred to the Bureau of
20 Reclamation: *Provided further*, That not to exceed 6 per-
21 cent of contract authority available to the Bureau of In-
22 dian Affairs from the Federal Highway Trust Fund may
23 be used to cover the road program management costs of
24 the Bureau: *Provided further*, That any funds provided for
25 the Safety of Dams program pursuant to 25 U.S.C. 13
26 shall be made available on a nonreimbursable basis: *Pro-*

1 *vided further*, That for fiscal year 2000, in implementing
2 new construction or facilities improvement and repair
3 project grants in excess of \$100,000 that are provided to
4 tribally controlled grant schools under Public Law 100–
5 297, as amended, the Secretary of the Interior shall use
6 the Administrative and Audit Requirements and Cost
7 Principles for Assistance Programs contained in 43 CFR
8 part 12 as the regulatory requirements: *Provided further*,
9 That such grants shall not be subject to section 12.61 of
10 43 CFR; the Secretary and the grantee shall negotiate and
11 determine a schedule of payments for the work to be per-
12 formed: *Provided further*, That in considering applications,
13 the Secretary shall consider whether the Indian tribe or
14 tribal organization would be deficient in assuring that the
15 construction projects conform to applicable building stand-
16 ards and codes and Federal, tribal, or State health and
17 safety standards as required by 25 U.S.C. 2005(a), with
18 respect to organizational and financial management capa-
19 bilities: *Provided further*, That if the Secretary declines an
20 application, the Secretary shall follow the requirements
21 contained in 25 U.S.C. 2505(f): *Provided further*, That
22 any disputes between the Secretary and any grantee con-
23 cerning a grant shall be subject to the disputes provision
24 in 25 U.S.C. 2508(e): *Provided further*, That notwith-
25 standing any other provision of law, collections from the

1 settlement between the United States and the Puyallup
2 Tribe concerning the Chief Leschi school are to be imme-
3 diately made available for school construction in fiscal
4 year 2000, and thereafter.

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

7 For miscellaneous payments to Indian tribes and in-
8 dividuals and for necessary administrative expenses,
9 \$25,901,000, to remain available until expended; of which
10 \$25,030,000 shall be available for implementation of en-
11 acted Indian land and water claim settlements pursuant
12 to Public Laws 101-618 and 102-575, and for implemen-
13 tation of other enacted water rights settlements; and of
14 which \$871,000 shall be available pursuant to Public
15 Laws 99-264 and 100-580.

16 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

17 For the cost of guaranteed loans, \$4,500,000, as au-
18 thorized by the Indian Financing Act of 1974, as amend-
19 ed: *Provided*, That such costs, including the cost of modi-
20 fying such loans, shall be as defined in section 502 of the
21 Congressional Budget Act of 1974: *Provided further*, That
22 these funds are available to subsidize total loan principal,
23 any part of which is to be guaranteed, not to exceed
24 \$59,682,000.

25 In addition, for administrative expenses to carry out
26 the guaranteed loan programs, \$508,000.

1 ADMINISTRATIVE PROVISIONS

2 The Bureau of Indian Affairs may carry out the oper-
3 ation of Indian programs by direct expenditure, contracts,
4 cooperative agreements, compacts and grants, either di-
5 rectly or in cooperation with States and other organiza-
6 tions.

7 Appropriations for the Bureau of Indian Affairs (ex-
8 cept the revolving fund for loans, the Indian loan guar-
9 antee and insurance fund, and the Indian Guaranteed
10 Loan Program account) shall be available for expenses of
11 exhibits, and purchase of not to exceed 229 passenger
12 motor vehicles, of which not to exceed 187 shall be for
13 replacement only.

14 Notwithstanding any other provision of law, no funds
15 available to the Bureau of Indian Affairs for central office
16 operations or pooled overhead general administration (ex-
17 cept facilities operations and maintenance) shall be avail-
18 able for tribal contracts, grants, compacts, or cooperative
19 agreements with the Bureau of Indian Affairs under the
20 provisions of the Indian Self-Determination Act or the
21 Tribal Self-Governance Act of 1994 (Public Law 103–
22 413).

23 In the event any tribe returns appropriations made
24 available by this Act to the Bureau of Indian Affairs for
25 distribution to other tribes, this action shall not diminish

1 the Federal government's trust responsibility to that tribe,
2 or the government-to-government relationship between the
3 United States and that tribe, or that tribe's ability to ac-
4 cess future appropriations.

5 Notwithstanding any other provision of law, no funds
6 available to the Bureau, other than the amounts provided
7 herein for assistance to public schools under 25 U.S.C.
8 452 et seq., shall be available to support the operation of
9 any elementary or secondary school in the State of Alaska.

10 Appropriations made available in this or any other
11 Act for schools funded by the Bureau shall be available
12 only to the schools in the Bureau school system as of Sep-
13 tember 1, 1996. No funds available to the Bureau shall
14 be used to support expanded grades for any school or dor-
15 mitory beyond the grade structure in place or approved
16 by the Secretary of the Interior at each school in the Bu-
17 reau school system as of October 1, 1995.

18 DEPARTMENT OFFICES

19 INSULAR AFFAIRS

20 ASSISTANCE TO TERRITORIES

21 For expenses necessary for assistance to territories
22 under the jurisdiction of the Department of the Interior,
23 \$66,320,000 (reduced by \$4,000,000), of which: (1)
24 \$62,326,000 (reduced by \$4,000,000) shall be available
25 until expended for technical assistance, including mainte-

1 nance assistance, disaster assistance, insular management
2 controls, and brown tree snake control and research;
3 grants to the judiciary in American Samoa for compensa-
4 tion and expenses, as authorized by law (48 U.S.C.
5 1661(c)); grants to the Government of American Samoa,
6 in addition to current local revenues, for construction and
7 support of governmental functions; grants to the Govern-
8 ment of the Virgin Islands as authorized by law; grants
9 to the Government of Guam, as authorized by law; and
10 grants to the Government of the Northern Mariana Is-
11 lands as authorized by law (Public Law 94–241; 90 Stat.
12 272); and (2) \$3,994,000 shall be available for salaries
13 and expenses of the Office of Insular Affairs: *Provided*,
14 That all financial transactions of the territorial and local
15 governments herein provided for, including such trans-
16 actions of all agencies or instrumentalities established or
17 used by such governments, may be audited by the General
18 Accounting Office, at its discretion, in accordance with
19 chapter 35 of title 31, United States Code: *Provided fur-*
20 *ther*, That Northern Mariana Islands Covenant grant
21 funding shall be provided according to those terms of the
22 Agreement of the Special Representatives on Future
23 United States Financial Assistance for the Northern Mar-
24 iana Islands approved by Public Law 104–134: *Provided*
25 *further*, That of the amounts provided for technical assist-

1 ance, sufficient funding shall be made available for a grant
2 to the Close Up Foundation: *Provided further*, That the
3 funds for the program of operations and maintenance im-
4 provement are appropriated to institutionalize routine op-
5 erations and maintenance improvement of capital infra-
6 structure in American Samoa, Guam, the Virgin Islands,
7 the Commonwealth of the Northern Mariana Islands, the
8 Republic of Palau, the Republic of the Marshall Islands,
9 and the Federated States of Micronesia through assess-
10 ments of long-range operations maintenance needs, im-
11 proved capability of local operations and maintenance in-
12 stitutions and agencies (including management and voca-
13 tional education training), and project-specific mainte-
14 nance (with territorial participation and cost sharing to
15 be determined by the Secretary based on the individual
16 territory's commitment to timely maintenance of its cap-
17 ital assets): *Provided further*, That any appropriation for
18 disaster assistance under this heading in this Act or pre-
19 vious appropriations Acts may be used as non-Federal
20 matching funds for the purpose of hazard mitigation
21 grants provided pursuant to section 404 of the Robert T.
22 Stafford Disaster Relief and Emergency Assistance Act
23 (42 U.S.C. 5170c).

24 COMPACT OF FREE ASSOCIATION

25 For economic assistance and necessary expenses for
26 the Federated States of Micronesia and the Republic of

1 the Marshall Islands as provided for in sections 122, 221,
2 223, 232, and 233 of the Compact of Free Association,
3 and for economic assistance and necessary expenses for
4 the Republic of Palau as provided for in sections 122, 221,
5 223, 232, and 233 of the Compact of Free Association,
6 \$20,545,000, to remain available until expended, as au-
7 thorized by Public Law 99–239 and Public Law 99–658.

8 DEPARTMENTAL MANAGEMENT

9 SALARIES AND EXPENSES

10 For necessary expenses for management of the De-
11 partment of the Interior, \$62,864,000, of which not to ex-
12 ceed \$8,500 may be for official reception and representa-
13 tion expenses and of which up to \$1,000,000 shall be
14 available for workers compensation payments and unem-
15 ployment compensation payments associated with the or-
16 derly closure of the United States Bureau of Mines.

17 OFFICE OF THE SOLICITOR

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of the Solicitor,
20 \$36,784,000.

21 OFFICE OF INSPECTOR GENERAL

22 SALARIES AND EXPENSES

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
25 General, \$26,086,000.

1 OFFICE OF SPECIAL TRUSTEE FOR AMERICAN INDIANS
2 FEDERAL TRUST PROGRAMS

3 For operation of trust programs for Indians by direct
4 expenditure, contracts, cooperative agreements, compacts,
5 and grants, \$90,025,000, to remain available until ex-
6 pended: *Provided*, That funds for trust management im-
7 provements may be transferred, as needed, to the Bureau
8 of Indian Affairs "Operation of Indian Programs" account
9 and to the Departmental Management "Salaries and Ex-
10 penses" account: *Provided further*, That funds made avail-
11 able to Tribes and Tribal organizations through contracts
12 or grants obligated during fiscal year 2000, as authorized
13 by the Indian Self-Determination Act of 1975 (25 U.S.C.
14 450 et seq.), shall remain available until expended by the
15 contractor or grantee: *Provided further*, That notwith-
16 standing any other provision of law, the statute of limita-
17 tions shall not commence to run on any claim, including
18 any claim in litigation pending on the date of the enact-
19 ment of this Act, concerning losses to or mismanagement
20 of trust funds, until the affected tribe or individual Indian
21 has been furnished with an accounting of such funds from
22 which the beneficiary can determine whether there has
23 been a loss: *Provided further*, That notwithstanding any
24 other provision of law, the Secretary shall not be required
25 to provide a quarterly statement of performance for any

1 Indian trust account that has not had activity for at least
2 18 months and has a balance of \$1.00 or less: *Provided*
3 *further*, That the Secretary shall issue an annual account
4 statement and maintain a record of any such accounts and
5 shall permit the balance in each such account to be with-
6 drawn upon the express written request of the account
7 holder.

8 INDIAN LAND CONSOLIDATION PILOT

9 INDIAN LAND CONSOLIDATION

10 For implementation of a pilot program for consolida-
11 tion of fractional interests in Indian lands by direct ex-
12 penditure or cooperative agreement, \$5,000,000 to remain
13 available until expended, of which not to exceed \$500,000
14 shall be available for administrative expenses: *Provided*,
15 That the Secretary may enter into a cooperative agree-
16 ment, which shall not be subject to Public Law 93-638,
17 as amended, with a tribe having jurisdiction over the pilot
18 reservation to implement the program to acquire fractional
19 interests on behalf of such tribe: *Provided further*, That
20 the Secretary may develop a reservation-wide system for
21 establishing the fair market value of various types of lands
22 and improvements to govern the amounts offered for ac-
23 quisition of fractional interests: *Provided further*, That ac-
24 quisitions shall be limited to one or more pilot reservations
25 as determined by the Secretary: *Provided further*, That
26 funds shall be available for acquisition of fractional inter-

1 est in trust or restricted lands with the consent of its own-
2 ers and at fair market value, and the Secretary shall hold
3 in trust for such tribe all interests acquired pursuant to
4 this pilot program: *Provided further*, That all proceeds
5 from any lease, resource sale contract, right-of-way or
6 other transaction derived from the fractional interest shall
7 be credited to this appropriation, and remain available
8 until expended, until the purchase price paid by the Sec-
9 retary under this appropriation has been recovered from
10 such proceeds: *Provided further*, That once the purchase
11 price has been recovered, all subsequent proceeds shall be
12 managed by the Secretary for the benefit of the applicable
13 tribe or paid directly to the tribe.

14 NATURAL RESOURCE DAMAGE ASSESSMENT AND
15 RESTORATION

16 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

17 To conduct natural resource damage assessment ac-
18 tivities by the Department of the Interior necessary to
19 carry out the provisions of the Comprehensive Environ-
20 mental Response, Compensation, and Liability Act, as
21 amended (42 U.S.C. 9601 et seq.), Federal Water Pollu-
22 tion Control Act, as amended (33 U.S.C. 1251 et seq.),
23 the Oil Pollution Act of 1990 (Public Law 101–380), and
24 Public Law 101–337, \$5,400,000, to remain available
25 until expended.

1 ADMINISTRATIVE PROVISIONS

2 There is hereby authorized for acquisition from avail-
3 able resources within the Working Capital Fund, 15 air-
4 craft, 10 of which shall be for replacement and which may
5 be obtained by donation, purchase or through available ex-
6 cess surplus property: *Provided*, That notwithstanding any
7 other provision of law, existing aircraft being replaced may
8 be sold, with proceeds derived or trade-in value used to
9 offset the purchase price for the replacement aircraft: *Pro-*
10 *vided further*, That no programs funded with appropriated
11 funds in the “Departmental Management”, “Office of the
12 Solicitor”, and “Office of Inspector General” may be aug-
13 mented through the Working Capital Fund or the Consoli-
14 dated Working Fund.

15 GENERAL PROVISIONS, DEPARTMENT OF THE
16 INTERIOR

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

1 gencies shall have been exhausted: *Provided further*, That
2 all funds used pursuant to this section are hereby des-
3 ignated by Congress to be “emergency requirements” pur-
4 suant to section 251(b)(2)(A) of the Balanced Budget and
5 Emergency Deficit Control Act of 1985, and must be re-
6 plenished by a supplemental appropriation which must be
7 requested as promptly as possible.

8 SEC. 102. The Secretary may authorize the expendi-
9 ture or transfer of any no year appropriation in this title,
10 in addition to the amounts included in the budget pro-
11 grams of the several agencies, for the suppression or emer-
12 gency prevention of forest or range fires on or threatening
13 lands under the jurisdiction of the Department of the Inte-
14 rior; for the emergency rehabilitation of burned-over lands
15 under its jurisdiction; for emergency actions related to po-
16 tential or actual earthquakes, floods, volcanoes, storms, or
17 other unavoidable causes; for contingency planning subse-
18 quent to actual oil spills; for response and natural resource
19 damage assessment activities related to actual oil spills;
20 for the prevention, suppression, and control of actual or
21 potential grasshopper and Mormon cricket outbreaks on
22 lands under the jurisdiction of the Secretary, pursuant to
23 the authority in section 1773(b) of Public Law 99–198
24 (99 Stat. 1658); for emergency reclamation projects under
25 section 410 of Public Law 95–87; and shall transfer, from

1 any no year funds available to the Office of Surface Min-
2 ing Reclamation and Enforcement, such funds as may be
3 necessary to permit assumption of regulatory authority in
4 the event a primacy State is not carrying out the regu-
5 latory provisions of the Surface Mining Act: *Provided*,
6 That appropriations made in this title for fire suppression
7 purposes shall be available for the payment of obligations
8 incurred during the preceding fiscal year, and for reim-
9 bursement to other Federal agencies for destruction of ve-
10 hicles, aircraft, or other equipment in connection with
11 their use for fire suppression purposes, such reimburse-
12 ment to be credited to appropriations currently available
13 at the time of receipt thereof: *Provided further*, That for
14 emergency rehabilitation and wildfire suppression activi-
15 ties, no funds shall be made available under this authority
16 until funds appropriated to “Wildland Fire Management”
17 shall have been exhausted: *Provided further*, That all funds
18 used pursuant to this section are hereby designated by
19 Congress to be “emergency requirements” pursuant to
20 section 251(b)(2)(A) of the Balanced Budget and Emer-
21 gency Deficit Control Act of 1985, and must be replen-
22 ished by a supplemental appropriation which must be re-
23 quested as promptly as possible: *Provided further*, That
24 such replenishment funds shall be used to reimburse, on

1 a pro rata basis, accounts from which emergency funds
2 were transferred.

3 SEC. 103. Appropriations made in this title shall be
4 available for operation of warehouses, garages, shops, and
5 similar facilities, wherever consolidation of activities will
6 contribute to efficiency or economy, and said appropria-
7 tions shall be reimbursed for services rendered to any
8 other activity in the same manner as authorized by sec-
9 tions 1535 and 1536 of title 31, United States Code: *Pro-*
10 *vided*, That reimbursements for costs and supplies, mate-
11 rials, equipment, and for services rendered may be cred-
12 ited to the appropriation current at the time such reim-
13 bursements are received.

14 SEC. 104. Appropriations made to the Department
15 of the Interior in this title shall be available for services
16 as authorized by 5 U.S.C. 3109, when authorized by the
17 Secretary, in total amount not to exceed \$500,000; hire,
18 maintenance, and operation of aircraft; hire of passenger
19 motor vehicles; purchase of reprints; payment for tele-
20 phone service in private residences in the field, when au-
21 thorized under regulations approved by the Secretary; and
22 the payment of dues, when authorized by the Secretary,
23 for library membership in societies or associations which
24 issue publications to members only or at a price to mem-
25 bers lower than to subscribers who are not members.

1 SEC. 105. Appropriations available to the Depart-
2 ment of the Interior for salaries and expenses shall be
3 available for uniforms or allowances therefor, as author-
4 ized by law (5 U.S.C. 5901–5902 and D.C. Code 4–204).

5 SEC. 106. Appropriations made in this title shall be
6 available for obligation in connection with contracts issued
7 for services or rentals for periods not in excess of twelve
8 months beginning at any time during the fiscal year.

9 SEC. 107. No funds provided in this title may be ex-
10 pended by the Department of the Interior for the conduct
11 of offshore oil and natural gas preleasing, leasing and re-
12 lated activities placed under restriction in the President’s
13 moratorium statement of June 12, 1998, which includes
14 the areas of: northern, central, and southern California;
15 the North Atlantic; Washington and Oregon; the eastern
16 Gulf of Mexico south of 26 degrees north latitude and east
17 of 86 degrees west longitude and any lands located outside
18 Sale 181, as identified in the final Outer Continental Shelf
19 5–year Oil and Gas Leasing Program, 1997–2002; the
20 North Aleutian Basin planning area; and the Mid-Atlantic
21 and South Atlantic planning areas.

22 SEC. 108. Advance payments made under this title
23 to Indian tribes, tribal organizations, and tribal consortia
24 pursuant to the Indian Self-Determination and Education
25 Assistance Act (25 U.S.C. 450 et seq.) or the Tribally

1 Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.)
2 may be invested by the Indian tribe, tribal organization,
3 or consortium before such funds are expended for the pur-
4 poses of the grant, compact, or annual funding agreement
5 so long as such funds are—

6 (1) invested by the Indian tribe, tribal organiza-
7 tion, or consortium only in obligations of the United
8 States, or in obligations or securities that are guar-
9 anteed or insured by the United States, or mutual
10 (or other) funds registered with the Securities and
11 Exchange Commission and which only invest in obli-
12 gations of the United States or securities that are
13 guaranteed or insured by the United States; or

14 (2) deposited only into accounts that are in-
15 sured by an agency or instrumentality of the United
16 States, or are fully collateralized to ensure protec-
17 tion of the funds, even in the event of a bank failure.

18 SEC. 109. (a) Employees of Helium Operations, Bu-
19 reau of Land Management, entitled to severance pay
20 under 5 U.S.C. 5595, may apply for, and the Secretary
21 of the Interior may pay, the total amount of the severance
22 pay to the employee in a lump sum. Employees paid sever-
23 ance pay in a lump sum and subsequently reemployed by
24 the Federal Government shall be subject to the repayment

1 provisions of 5 U.S.C. 5595(i)(2) and (3), except that any
2 repayment shall be made to the Helium Fund.

3 (b) Helium Operations employees who elect to con-
4 tinue health benefits after separation shall be liable for
5 not more than the required employee contribution under
6 5 U.S.C. 8905a(d)(1)(A). The Helium Fund shall pay for
7 18 months the remaining portion of required contribu-
8 tions.

9 (c) The Secretary of the Interior may provide for
10 training to assist Helium Operations employees in the
11 transition to other Federal or private sector jobs during
12 the facility shut-down and disposition process and for up
13 to 12 months following separation from Federal employ-
14 ment, including retraining and relocation incentives on the
15 same terms and conditions as authorized for employees of
16 the Department of Defense in section 348 of the National
17 Defense Authorization Act for Fiscal Year 1995.

18 (d) For purposes of the annual leave restoration pro-
19 visions of 5 U.S.C. 6304(d)(1)(B), the cessation of helium
20 production and sales, and other related Helium Program
21 activities shall be deemed to create an exigency of public
22 business under, and annual leave that is lost during leave
23 years 1997 through 2001 because of 5 U.S.C. 6304 (re-
24 gardless of whether such leave was scheduled in advance)
25 shall be restored to the employee and shall be credited and

1 available in accordance with 5 U.S.C. 6304(d)(2). Annual
2 leave so restored and remaining unused upon the transfer
3 of a Helium Program employee to a position of the execu-
4 tive branch outside of the Helium Program shall be liq-
5 uidated by payment to the employee of a lump sum from
6 the Helium Fund for such leave.

7 (e) Benefits under this section shall be paid from the
8 Helium Fund in accordance with section 4(c)(4) of the
9 Helium Privatization Act of 1996. Funds may be made
10 available to Helium Program employees who are or will
11 be separated before October 1, 2002 because of the ces-
12 sation of helium production and sales and other related
13 activities. Retraining benefits, including retraining and re-
14 location incentives, may be paid for retraining com-
15 mencing on or before September 30, 2002.

16 (f) This section shall remain in effect through fiscal
17 year 2002.

18 SEC. 110. Notwithstanding any other provision of
19 law, including but not limited to the Indian Self-Deter-
20 mination Act of 1975, as amended, hereafter funds avail-
21 able to the Department of the Interior for Indian self-de-
22 termination or self-governance contract or grant support
23 costs may be expended only for costs directly attributable
24 to contracts, grants and compacts pursuant to the Indian
25 Self-Determination Act and hereafter funds appropriated

1 in this title shall not be available for any contract support
2 costs or indirect costs associated with any contract, grant,
3 cooperative agreement, self-governance compact or fund-
4 ing agreement entered into between an Indian tribe or
5 tribal organization and any entity other than an agency
6 of the Department of the Interior.

7 SEC. 111. Notwithstanding any other provisions of
8 law, the National Park Service shall not develop or imple-
9 ment a reduced entrance fee program to accommodate
10 non-local travel through a unit. The Secretary may provide
11 for and regulate local non-recreational passage through
12 units of the National Park System, allowing each unit to
13 develop guidelines and permits for such activity appro-
14 priate to that unit.

15 SEC. 112. Notwithstanding any other provision of
16 law, in fiscal year 2000 and thereafter, the Secretary is
17 authorized to permit persons, firms or organizations en-
18 gaged in commercial, cultural, educational, or recreational
19 activities (as defined in section 612a of title 40, United
20 States Code) not currently occupying such space to use
21 courtyards, auditoriums, meeting rooms, and other space
22 of the main and south Interior building complex, Wash-
23 ington, D.C., the maintenance, operation, and protection
24 of which has been delegated to the Secretary from the Ad-
25 ministrator of General Services pursuant to the Federal

1 Property and Administrative Services Act of 1949, and to
2 assess reasonable charges therefore, subject to such proce-
3 dures as the Secretary deems appropriate for such uses.
4 Charges may be for the space, utilities, maintenance, re-
5 pair, and other services. Charges for such space and serv-
6 ices may be at rates equivalent to the prevailing commer-
7 cial rate for comparable space and services devoted to a
8 similar purpose in the vicinity of the main and south Inte-
9 rior building complex, Washington, D.C. for which charges
10 are being assessed. The Secretary may without further ap-
11 propriation hold, administer, and use such proceeds within
12 the Departmental Management Working Capital Fund to
13 offset the operation of the buildings under his jurisdiction,
14 whether delegated or otherwise, and for related purposes,
15 until expended.

16 SEC. 113. Notwithstanding any other provision of
17 law, the Steel Industry American Heritage Area, author-
18 ized as part of Public Law 104–333, is hereby renamed
19 the Rivers of Steel National Heritage Area.

20 SEC. 114. Refunds or rebates received on an ongoing
21 basis from a credit card services provider under the De-
22 partment of the Interior’s charge card programs may be
23 deposited to and retained without fiscal year limitation in
24 the Departmental Working Capital Fund established
25 under 43 U.S.C. 1467 and used to fund management ini-

1 tiatives of general benefit to the Department of the Inte-
2 rior's bureaus and offices as determined by the Secretary
3 or his designee.

4 SEC. 115. Appropriations made in this title under the
5 headings Bureau of Indian Affairs and Office of Special
6 Trustee for American Indians and any available unobli-
7 gated balances from prior appropriations Acts made under
8 the same headings, shall be available for expenditure or
9 transfer for Indian trust management activities pursuant
10 to the Trust Management Improvement Project High
11 Level Implementation Plan.

12 SEC. 116. All properties administered by the National
13 Park Service at Fort Baker, Golden Gate National Recre-
14 ation Area, and leases, concessions, permits and other
15 agreements associated with those properties, hereafter
16 shall be exempt from all taxes and special assessments,
17 except sales tax, by the State of California and its political
18 subdivisions, including the County of Marin and the City
19 of Sausalito. Such areas of Fort Baker shall remain under
20 exclusive Federal jurisdiction.

21 SEC. 117. Notwithstanding any provision of law, the
22 Secretary of the Interior is authorized to negotiate and
23 enter into agreements and leases, without regard to sec-
24 tion 321 of chapter 314 of the Act of June 30, 1932 (40
25 U.S.C. 303b), with any person, firm, association, organi-

1 zation, corporation, or governmental entity for all or part
2 of the property within Fort Baker administered by the
3 Secretary as part of Golden Gate National Recreation
4 Area. The proceeds of the agreements or leases shall be
5 retained by the Secretary and such proceeds shall be avail-
6 able, without future appropriation, for the preservation,
7 restoration, operation, maintenance and interpretation
8 and related expenses incurred with respect to Fort Baker
9 properties.

10 SEC. 118. Where any Federal lands included in the
11 boundary of Lake Roosevelt National Recreational Area
12 for grazing purposes, pursuant to a permit issued by the
13 National Park Service, the person or persons so utilizing
14 such lands shall be entitled to renew said permit. The Na-
15 tional Park Service is further directed to manage the Lake
16 Roosevelt National Recreational Area subject to grazing
17 use in a manner that will protect the recreational, natural
18 (including water quality) and cultural resources of the
19 Lake Roosevelt National Recreational Area.

20 SEC. 119. Notwithstanding any other provision of
21 law, grazing permits which expire during fiscal year 2000
22 shall be renewed for the balance of fiscal year 2000 on
23 the same terms and conditions as contained in the expiring
24 permits, or until the Bureau of Land Management com-
25 pletes processing these permits in compliance with all ap-

1 plicable laws, whichever comes first. Upon completion of
2 processing by the Bureau, the terms and conditions of ex-
3 isting grazing permits may be modified, if necessary, and
4 reissued for a term not to exceed 10 years. Nothing in
5 this language shall be deemed to affect the Bureau's au-
6 thority to otherwise modify or terminate grazing permits.

7 SEC. 120. For the purpose of reducing the Indian
8 probate backlog in the Department of the Interior, the
9 Secretary may, notwithstanding any other provision of
10 law, including the provisions of title 5, U.S.C. pertaining
11 to competition in the appointment process and actions cov-
12 ered by section 7521 of title 5, appoint administrative law
13 judges for such periods of time as the Secretary considers
14 to be necessary.

15 SEC. 121. (a) LOAN TO BE GRANTED.—Notwith-
16 standing any other provision of law or of this Act, the Sec-
17 retary of the Interior (hereinafter the “Secretary”), in
18 consultation with the Secretary of the Treasury, shall
19 make available to the government of American Samoa
20 (hereinafter “ASG”), the benefits of a loan in the amount
21 of \$18,600,000 bearing interest at a rate equal to the
22 United States Treasury cost of borrowing for obligations
23 of similar duration. Repayment of the loan shall be se-
24 cured and accomplished pursuant to this section with
25 funds, as they become due and payable to ASG from the

1 Escrow Account established under the terms and condi-
2 tions of the Tobacco Master Settlement Agreement (and
3 the subsequent Enforcing Consent Decree) (hereinafter
4 collectively referred to as “the Agreement”) entered into
5 by the parties November 23, 1998, and judgment granted
6 by the High Court of American Samoa on January 5,
7 1999 (Civil Action 119–98, American Samoa Government
8 v. Philip Morris Tobacco Co., et. al.).

9 (b) CONDITIONS REGARDING LOAN PROCEEDS.—Ex-
10 cept as provided under subsection (e), no proceeds of the
11 loan described in this section shall become available until
12 ASG—

13 (1) has enacted legislation, or has taken such
14 other or additional official action as the Secretary
15 may deem satisfactory to secure and ensure repay-
16 ment of the loan, irrevocably transferring and as-
17 signing for payment to the Department of the Inte-
18 rior (or to the Department of the Treasury, upon
19 agreement between the Secretaries of such Depart-
20 ments) all amounts due and payable to ASG under
21 the terms and conditions of the Agreement for a pe-
22 riod of 26 years with the first payment beginning in
23 2000, such repayment to be further secured by a
24 pledge of the full faith and credit of ASG;

1 (2) has entered into an agreement or memo-
2 randum of understanding described in subsection (c)
3 with the Secretary identifying with specificity the
4 manner in which approximately \$14,300,000 of the
5 loan proceeds will be used to pay debts of ASG in-
6 curred prior to April 15, 1999; and

7 (3) has provided to the Secretary an initial plan
8 of fiscal and managerial reform as described in sub-
9 section (d) designed to bring the ASG's annual oper-
10 ating expenses into balance with projected revenues
11 for the years 2003 and beyond, and identifying the
12 manner in which approximately \$4,300,000 of the
13 loan proceeds will be utilized to facilitate implemen-
14 tation of the plan.

15 (c) PROCEDURE AND PRIORITIES FOR DEBT PAY-
16 MENTS.—

17 (1) In structuring the agreement or memo-
18 randum of understanding identified in subsection
19 (b)(2), the ASG and the Secretary shall include pro-
20 visions, which create priorities for the payment of
21 creditors in the following order—

22 (A) debts incurred for services, supplies,
23 facilities, equipment and materials directly con-
24 nected with the provision of health, safety and
25 welfare functions for the benefit of the general

1 population of American Samoa (including, but
2 not limited to, health care, fire and police pro-
3 tection, educational programs grades K–12, and
4 utility services for facilities belonging to or uti-
5 lized by ASG and its agencies), wherein the
6 creditor agrees to compromise and settle the ex-
7 isting debt for a payment not exceeding 75 per-
8 cent of the amount owed, shall be given the
9 highest priority for payment from the loan pro-
10 ceeds under this section;

11 (B) debts not exceeding a total amount of
12 \$200,000 owed to a single provider and in-
13 curred for any legitimate governmental purpose
14 for the benefit of the general population of
15 American Samoa, wherein the creditor agrees to
16 compromise and settle the existing debt for a
17 payment not exceeding 70 percent of the
18 amount owed, shall be given the second highest
19 priority for payment from the loan proceeds
20 under this section;

21 (C) debts exceeding a total amount of
22 \$200,000 owed to a single provider and in-
23 curred for any legitimate governmental purpose
24 for the benefit of the general population of
25 American Samoa, wherein the creditor agrees to

1 compromise and settle the existing debt for a
2 payment not exceeding 65 percent of the
3 amount owed, shall be given the third highest
4 priority for payment from the loan proceeds
5 under this section;

6 (D) other debts regardless of total amount
7 owed or purpose for which incurred, wherein
8 the creditor agrees to compromise and settle the
9 existing debt for a payment not exceeding 60
10 percent of the amount owed, shall be given the
11 fourth highest priority for payment from the
12 loan proceeds under this section;

13 (E) debts described in subparagraphs (A),
14 (B), (C), and (D) of this paragraph, wherein
15 the creditor declines to compromise and settle
16 the debt for the percentage of the amount owed
17 as specified under the applicable subparagraph,
18 shall be given the lowest priority for payment
19 from the loan proceeds under this section.

20 (2) The agreement described in subsection
21 (b)(2) shall also generally provide a framework
22 whereby the Governor of American Samoa shall,
23 from time to time, be required to give 10 business
24 days notice to the Secretary that ASG will make
25 payment in accordance with this section to specified

1 creditors and the amount which will be paid to each
2 of such creditors. Upon issuance of payments in ac-
3 cordance with the notice, the Governor shall imme-
4 diately confirm such payments to the Secretary, and
5 the Secretary shall within three business days fol-
6 lowing receipt of such confirmation transfer from
7 the loan proceeds an amount sufficient to reimburse
8 ASG for the payments made to creditors.

9 (3) The agreement may contain such other pro-
10 visions as are mutually agreeable, and which are cal-
11 culated to simplify and expedite the payment of ex-
12 isting debt under this section and ensure the great-
13 est level of compromise and settlement with creditors
14 in order to maximize the retirement of ASG debt.

15 (d) FISCAL AND MANAGERIAL REFORM PROGRAM.—

16 (1) The initial plan of fiscal and managerial re-
17 form, designed to bring ASG's annual operating ex-
18 penses into balance with projected revenues for the
19 years 2003 and beyond as required under subsection
20 (b)(3), should identify specific measures which will
21 be implemented by ASG to accomplish such goal, the
22 anticipated reduction in government operating ex-
23 pense which will be achieved by each measure, and
24 should include a timetable for attainment of each re-
25 form measure identified therein.

1 (2) The initial plan should also identify with
2 specificity the manner in which approximately
3 \$4,300,000 of the loan proceeds will be utilized to
4 assist in meeting the reform plan's targets within
5 the timetable specified through the use of incentives
6 for early retirement, severance pay packages,
7 outsourcing services, or any other expenditures for
8 program elements reasonably calculated to result in
9 reduced future operating expenses for ASG on a
10 long term basis.

11 (3) Upon receipt of the initial plan, the Sec-
12 retary shall consult with the Governor of American
13 Samoa, and shall make any recommendations
14 deemed reasonable and prudent to ensure the goals
15 of reform are achieved. The reform plan shall con-
16 tain objective criteria that can be documented by a
17 competent third party, mutually agreeable to the
18 Governor and the Secretary. The plan shall include
19 specific targets for reducing the amounts of ASG
20 local revenues expended on government payroll and
21 overhead (including contracts for consulting serv-
22 ices), and may include provisions which allow modest
23 increases in support of the LBJ Hospital Authority
24 reasonably calculated to assist the Authority imple-
25 ment reforms which will lead to an independent

1 audit indicating annual expenditures at or below an-
2 nual Authority receipts.

3 (4) The Secretary shall enter into an agreement
4 with the Governor similar to that specified in sub-
5 section (c)(2) of this section, enabling ASG to make
6 payments as contemplated in the reform plan and
7 then to receive reimbursement from the Secretary
8 out of the portion of loan proceeds allocated for the
9 implementation of fiscal reforms.

10 (5) Within 60 days following receipt of the ini-
11 tial plan, the Secretary shall approve an interim
12 final plan reasonably calculated to make substantial
13 progress toward overall reform. The Secretary shall
14 provide copies of the plan, and any subsequent modi-
15 fications, to the House Committee on Resources, the
16 House Committee on Appropriations Subcommittee
17 on the Department of the Interior and Related
18 Agencies, the Senate Committee on Energy and Nat-
19 ural Resources, and the Senate Committee on Ap-
20 propriations Subcommittee on the Department of
21 the Interior and Related Agencies.

22 (6) From time to time as deemed necessary, the
23 Secretary shall consult further with the Governor of
24 American Samoa, and shall approve such mutually
25 agreeable modifications to the interim final plan as

1 circumstances warrant in order to achieve the overall
2 goals of ASG fiscal and managerial reforms.

3 (e) RELEASE OF LOAN PROCEEDS.—From the total
4 proceeds of the loan described in this section, the Sec-
5 retary shall make available—

6 (1) upon compliance by ASG with paragraphs
7 (b)(1) and (b)(2) of this section and in accordance
8 with subsection (c), approximately \$14,300,000 in
9 reimbursements as requested from time to time by
10 the Governor for payments to creditors;

11 (2) upon compliance by ASG with paragraphs
12 (b)(1) and (b)(3) of this section and in accordance
13 with subsection (d), approximately \$4,300,000 in re-
14 imbursements as requested from time to time by the
15 Governor for payments associated with implementa-
16 tion of the interim final reform plan; and

17 (3) notwithstanding paragraphs (1) and (2) of
18 this subsection, at any time the Secretary and the
19 Governor mutually determine that the amount nec-
20 essary to fund payments under paragraph (2) will
21 total less than \$4,300,000 then the Secretary may
22 approve the amount of any unused portion of such
23 sum for additional payments against ASG debt
24 under paragraph (1).

1 (f) EXCEPTION.— Proceeds from the loan under this
2 section shall be used solely for the purposes of debt pay-
3 ments and reform plan implementation as specified herein,
4 except that the Secretary may provide an amount equal
5 to not more than 2 percent of the total loan proceeds for
6 the purpose of retaining the services of an individual or
7 business entity to provide direct assistance and manage-
8 ment expertise in carrying out the purposes of this section.
9 Such individual or business entity shall be mutually agree-
10 able to the Governor and the Secretary, may not be a cur-
11 rent or former employee of, or contractor for, and may
12 not be a creditor of ASG. Notwithstanding the preceding
13 2 sentences, the Governor and the Secretary may agree
14 to also retain the services of any semi-autonomous agency
15 of ASG which has established a record of sound manage-
16 ment and fiscal responsibility, as evidenced by audited fi-
17 nancial reports for at least 3 of the past 5 years, to coordi-
18 nate with and assist any individual or entity retained
19 under this subsection.

20 (g) CONSTRUCTION.—The provisions of this section
21 are expressly applicable only to the utilization of proceeds
22 from the loan described in this section, and nothing herein
23 shall be construed to relieve ASG from any lawful debt
24 or obligation except to the extent a creditor shall volun-

1 tarily enter into an arms length agreement to compromise
2 and settle outstanding amounts under subsection (c).

3 (h) TERMINATION.—The payment of debt and the
4 payments associated with implementation of the interim
5 final reform plan shall be completed not later than Octo-
6 ber 1, 2003. On such date, any unused loan proceeds to-
7 taling \$1,000,000 or less shall be transferred by the Sec-
8 retary directly to ASG. If the amount of unused loan pro-
9 ceeds exceeds \$1,000,000, then such amount shall be cred-
10 ited to the total of loan repayments specified in paragraph
11 (b)(1). With approval of the Secretary, ASG may des-
12 ignate additional payments from time to time from funds
13 available from any source, without regard to the original
14 purpose of such funds.

15 TITLE II—RELATED AGENCIES

16 DEPARTMENT OF AGRICULTURE

17 FOREST SERVICE

18 FOREST AND RANGELAND RESEARCH

19 For necessary expenses of forest and rangeland re-
20 search as authorized by law, \$204,373,000, to remain
21 available until expended.

22 STATE AND PRIVATE FORESTRY

23 For necessary expenses of cooperating with and pro-
24 viding technical and financial assistance to States, terri-
25 tories, possessions, and others, and for forest health man-

1 agement, cooperative forestry, and education and land
2 conservation activities, \$181,464,000, to remain available
3 until expended, as authorized by law.

4 NATIONAL FOREST SYSTEM

5 For necessary expenses of the Forest Service, not
6 otherwise provided for, for management, protection, im-
7 provement, and utilization of the National Forest System,
8 and for administrative expenses associated with the man-
9 agement of funds provided under the headings “Forest
10 and Rangeland Research”, “State and Private Forestry”,
11 “National Forest System”, “Wildland Fire Management”,
12 “Reconstruction and Maintenance”, and “Land Acquisi-
13 tion”, \$1,254,434,000, to remain available until expended,
14 which shall include 50 percent of all moneys received dur-
15 ing prior fiscal years as fees collected under the Land and
16 Water Conservation Fund Act of 1965, as amended, in
17 accordance with section 4 of the Act (16 U.S.C. 460l-
18 6a(i)): *Provided*, That unobligated balances available at
19 the start of fiscal year 2000 shall be displayed by extended
20 budget line item and region in the fiscal year 2001 budget
21 justification.

22 WILDLAND FIRE MANAGEMENT

23 For necessary expenses for forest fire presuppression
24 activities on National Forest System lands, for emergency
25 fire suppression on or adjacent to such lands or other
26 lands under fire protection agreement, and for emergency

1 rehabilitation of burned-over National Forest System
2 lands and water, \$561,354,000, to remain available until
3 expended: *Provided*, That such funds are available for re-
4 payment of advances from other accounts previously
5 transferred for such purposes: *Provided further*, That not
6 less than 50 percent of any unobligated balances remain-
7 ing (exclusive of amounts for hazardous fuels reduction)
8 at the end of fiscal year 1999 shall be transferred, as re-
9 payment for past advances that have not been repaid, to
10 the fund established pursuant to section 3 of Public Law
11 71-319 (16 U.S.C. 576 et seq.): *Provided further*, That
12 notwithstanding any other provision of law, up to
13 \$4,000,000 of funds appropriated under this appropria-
14 tion may be used for Fire Science Research in support
15 of the Joint Fire Science Program: *Provided further*, That
16 all authorities for the use of funds, including the use of
17 contracts, grants, and cooperative agreements, available to
18 execute the Forest Service and Rangeland Research ap-
19 propriation, are also available in the utilization of these
20 funds for Fire Science Research.

21 RECONSTRUCTION AND MAINTENANCE

22 For necessary expenses of the Forest Service, not
23 otherwise provided for, \$396,602,000, to remain available
24 until expended for construction, reconstruction, mainte-
25 nance and acquisition of buildings and other facilities, and
26 for construction, reconstruction, repair and maintenance

1 of forest roads and trails by the Forest Service as author-
2 ized by 16 U.S.C. 532–538 and 23 U.S.C. 101 and 205:
3 *Provided*, That up to \$15,000,000 of the funds provided
4 herein for road maintenance shall be available for the de-
5 commissioning of roads, including unauthorized roads not
6 part of the transportation system, which are no longer
7 needed: *Provided further*, That no funds shall be expended
8 to decommission any system road until notice and an op-
9 portunity for public comment has been provided: *Provided*
10 *further*, That any unobligated balances of amounts pre-
11 viously appropriated to the Forest Service “Reconstruc-
12 tion and Construction” account as well as any unobligated
13 balances remaining in the “National Forest System” ac-
14 count for the facility maintenance and trail maintenance
15 extended budget line items at the end of fiscal year 1999
16 may be transferred to and merged with this “Reconstruc-
17 tion and Maintenance” account.

18 LAND ACQUISITION

19 For expenses necessary to carry out the provisions
20 of the Land and Water Conservation Fund Act of 1965,
21 as amended (16 U.S.C. 4601–4 through 11), including ad-
22 ministrative expenses, and for acquisition of land or wa-
23 ters, or interest therein, in accordance with statutory au-
24 thority applicable to the Forest Service, \$1,000,000, to be
25 derived from the Land and Water Conservation Fund, to
26 remain available until expended: *Provided*, That subject

1 to valid existing rights, all Federally owned lands and in-
2 terests in lands within the New World Mining District
3 comprising approximately 26,223 acres, more or less,
4 which are described in a Federal Register notice dated Au-
5 gust 19, 1997 (62 Fed. Reg. 44136–44137), are hereby
6 withdrawn from all forms of entry, appropriation, and dis-
7 posal under the public land laws, and from location, entry
8 and patent under the mining laws, and from disposition
9 under all mineral and geothermal leasing laws.

10 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
11 ACTS

12 For acquisition of lands within the exterior bound-
13 aries of the Cache, Uinta, and Wasatch National Forests,
14 Utah; the Toiyabe National Forest, Nevada; and the An-
15 geles, San Bernardino, Sequoia, and Cleveland National
16 Forests, California, as authorized by law, \$1,069,000, to
17 be derived from forest receipts.

18 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

19 For acquisition of lands, such sums, to be derived
20 from funds deposited by State, county, or municipal gov-
21 ernments, public school districts, or other public school au-
22 thorities pursuant to the Act of December 4, 1967, as
23 amended (16 U.S.C. 484a), to remain available until ex-
24 pended.

1 RANGE BETTERMENT FUND

2 For necessary expenses of range rehabilitation, pro-
3 tection, and improvement, 50 percent of all moneys re-
4 ceived during the prior fiscal year, as fees for grazing do-
5 mestic livestock on lands in National Forests in the six-
6 teen Western States, pursuant to section 401(b)(1) of
7 Public Law 94-579, as amended, to remain available until
8 expended, of which not to exceed 6 percent shall be avail-
9 able for administrative expenses associated with on-the-
10 ground range rehabilitation, protection, and improve-
11 ments.

12 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
13 RANGELAND RESEARCH

14 For expenses authorized by 16 U.S.C. 1643(b),
15 \$92,000, to remain available until expended, to be derived
16 from the fund established pursuant to the above Act.

17 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

18 Appropriations to the Forest Service for the current
19 fiscal year shall be available for: (1) purchase of not to
20 exceed 110 passenger motor vehicles of which 15 will be
21 used primarily for law enforcement purposes and of which
22 109 shall be for replacement; acquisition of 25 passenger
23 motor vehicles from excess sources, and hire of such vehi-
24 cles; operation and maintenance of aircraft, the purchase
25 of not to exceed three for replacement only, and acquisi-
26 tion of sufficient aircraft from excess sources to maintain

1 the operable fleet at 213 aircraft for use in Forest Service
2 wildland fire programs and other Forest Service programs;
3 notwithstanding other provisions of law, existing aircraft
4 being replaced may be sold, with proceeds derived or
5 trade-in value used to offset the purchase price for the
6 replacement aircraft; (2) services pursuant to 7 U.S.C.
7 2225, and not to exceed \$100,000 for employment under
8 5 U.S.C. 3109; (3) purchase, erection, and alteration of
9 buildings and other public improvements (7 U.S.C. 2250);
10 (4) acquisition of land, waters, and interests therein, pur-
11 suant to 7 U.S.C. 428a; (5) for expenses pursuant to the
12 Volunteers in the National Forest Act of 1972 (16 U.S.C.
13 558a, 558d, and 558a note); (6) the cost of uniforms as
14 authorized by 5 U.S.C. 5901–5902; and (7) for debt col-
15 lection contracts in accordance with 31 U.S.C. 3718(e).

16 None of the funds made available under this Act shall
17 be obligated or expended to abolish any region, to move
18 or close any regional office for National Forest System
19 administration of the Forest Service, Department of Agri-
20 culture, or to implement any reorganization or other type
21 of organizational restructuring of the Forest Service with-
22 out the advance consent of the House and Senate Commit-
23 tees on Appropriations.

24 Any appropriations or funds available to the Sec-
25 retary of Agriculture may be transferred to the Wildland

1 Fire Management appropriation for forest firefighting,
2 emergency rehabilitation of burned-over or damaged lands
3 or waters under its jurisdiction, and fire preparedness due
4 to severe burning conditions if and only if all previously
5 appropriated emergency contingent funds under this head-
6 ing have been released by the President and apportioned.

7 Funds appropriated to the Forest Service shall be
8 available for assistance to or through the Agency for Inter-
9 national Development and the Foreign Agricultural Serv-
10 ice in connection with forest and rangeland research, tech-
11 nical information, and assistance in foreign countries, and
12 shall be available to support forestry and related natural
13 resource activities outside the United States and its terri-
14 tories and possessions, including technical assistance, edu-
15 cation and training, and cooperation with United States
16 and international organizations.

17 None of the funds made available to the Forest Serv-
18 ice under this Act shall be subject to transfer under the
19 provisions of section 702(b) of the Department of Agri-
20 culture Organic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C.
21 147b unless the proposed transfer is approved in advance
22 by the House and Senate Committees on Appropriations
23 in compliance with the reprogramming procedures con-
24 tained in House Report 105–163.

1 None of the funds available to the Forest Service may
2 be reprogrammed without the advance approval of the
3 House and Senate Committees on Appropriations in ac-
4 cordance with the procedures contained in House Report
5 105–163.

6 No funds appropriated or otherwise available to the
7 Forest Service shall be transferred to the Working Capital
8 Fund of the Department of Agriculture without the ad-
9 vance approval of the House and Senate Committees on
10 Appropriations.

11 Funds available to the Forest Service shall be avail-
12 able to conduct a program of not less than \$1,000,000
13 for high priority projects within the scope of the approved
14 budget which shall be carried out by the Youth Conserva-
15 tion Corps as authorized by the Act of August 13, 1970,
16 as amended by Public Law 93–408.

17 Of the funds available to the Forest Service, \$1,500
18 is available to the Chief of the Forest Service for official
19 reception and representation expenses.

20 Pursuant to sections 405(b) and 410(b) of Public
21 Law 101–593, of the funds available to the Forest Service,
22 up to \$1,000,000 may be advanced in a lump sum as Fed-
23 eral financial assistance to the National Forest Founda-
24 tion, without regard to when the Foundation incurs ex-
25 penses, for administrative expenses or projects on or bene-

1 fitting National Forest System lands or related to Forest
2 Service programs: *Provided*, That of the Federal funds
3 made available to the Foundation, no more than \$200,000
4 shall be available for administrative expenses: *Provided*
5 *further*, That the Foundation shall obtain, by the end of
6 the period of Federal financial assistance, private con-
7 tributions to match on at least one-for-one basis funds
8 made available by the Forest Service: *Provided further*,
9 That the Foundation may transfer Federal funds to a
10 non-Federal recipient for a project at the same rate that
11 the recipient has obtained the non-Federal matching
12 funds: *Provided further*, That hereafter, the National For-
13 est Foundation may hold Federal funds made available
14 but not immediately disbursed and may use any interest
15 or other investment income earned (before, on, or after
16 the date of enactment of this Act) on Federal funds to
17 carry out the purposes of Public Law 101–593: *Provided*
18 *further*, That such investments may be made only in inter-
19 est-bearing obligations of the United States or in obliga-
20 tions guaranteed as to both principal and interest by the
21 United States.

22 Pursuant to section 2(b)(2) of Public Law 98–244,
23 \$2,650,000 of the funds available to the Forest Service
24 shall be available for matching funds to the National Fish
25 and Wildlife Foundation, as authorized by 16 U.S.C.

1 3701–3709, and may be advanced in a lump sum as Fed-
2 eral financial assistance, without regard to when expenses
3 are incurred, for projects on or benefitting National For-
4 est System lands or related to Forest Service programs:
5 *Provided*, That the Foundation shall obtain, by the end
6 of the period of Federal financial assistance, private con-
7 tributions to match on at least one-for-one basis funds ad-
8 vanced by the Forest Service: *Provided further*, That the
9 Foundation may transfer Federal funds to a non-Federal
10 recipient for a project at the same rate that the recipient
11 has obtained the non-Federal matching funds.

12 Funds appropriated to the Forest Service shall be
13 available for interactions with and providing technical as-
14 sistance to rural communities for sustainable rural devel-
15 opment purposes.

16 Notwithstanding any other provision of law, 80 per-
17 cent of the funds appropriated to the Forest Service in
18 the “National Forest System” and “Reconstruction and
19 Construction” accounts and planned to be allocated to ac-
20 tivities under the “Jobs in the Woods” program for
21 projects on National Forest land in the State of Wash-
22 ington may be granted directly to the Washington State
23 Department of Fish and Wildlife for accomplishment of
24 planned projects. Twenty percent of said funds shall be
25 retained by the Forest Service for planning and admin-

1 istering projects. Project selection and prioritization shall
2 be accomplished by the Forest Service with such consulta-
3 tion with the State of Washington as the Forest Service
4 deems appropriate.

5 Funds appropriated to the Forest Service shall be
6 available for payments to counties within the Columbia
7 River Gorge National Scenic Area, pursuant to sections
8 14(c)(1) and (2), and section 16(a)(2) of Public Law 99–
9 663.

10 The Secretary of Agriculture is authorized to enter
11 into grants, contracts, and cooperative agreements as ap-
12 propriate with the Pinchot Institute for Conservation, as
13 well as with public and other private agencies, organiza-
14 tions, institutions, and individuals, to provide for the de-
15 velopment, administration, maintenance, or restoration of
16 land, facilities, or Forest Service programs, at the Grey
17 Towers National Historic Landmark: *Provided*, That, sub-
18 ject to such terms and conditions as the Secretary of Agri-
19 culture may prescribe, any such public or private agency,
20 organization, institution, or individual may solicit, accept,
21 and administer private gifts of money and real or personal
22 property for the benefit of, or in connection with, the ac-
23 tivities and services at the Grey Towers National Historic
24 Landmark: *Provided further*, That such gifts may be ac-
25 cepted notwithstanding the fact that a donor conducts

1 business with the Department of Agriculture in any capac-
2 ity.

3 Funds appropriated to the Forest Service shall be
4 available, as determined by the Secretary, for payments
5 to Del Norte County, California, pursuant to sections
6 13(e) and 14 of the Smith River National Recreation Area
7 Act (Public Law 101–612).

8 No employee of the Department of Agriculture may
9 be detailed or assigned from an agency or office funded
10 by this Act to any other agency or office of the Depart-
11 ment for more than 30 days unless the individual's em-
12 ploying agency or office is fully reimbursed by the receiv-
13 ing agency or office for the salary and expenses of the
14 employee for the period of assignment.

15 Notwithstanding any other provision of law, any ap-
16 propriations or funds available to the Forest Service not
17 to exceed \$500,000 may be used to reimburse the Office
18 of the General Counsel (OGC), Department of Agri-
19 culture, for travel and related expenses incurred as a re-
20 sult of OGC assistance or participation requested by the
21 Forest Service at meetings, training sessions, management
22 reviews, land purchase negotiations and similar non-litiga-
23 tion related matters. Future budget justifications for both
24 the Forest Service and the Department of Agriculture

1 should clearly display the sums previously transferred and
2 the requested funding transfers.

3 DEPARTMENT OF ENERGY

4 CLEAN COAL TECHNOLOGY

5 (DEFERRAL)

6 Of the funds made available under this heading for
7 obligation in prior years, \$256,000,000 shall not be avail-
8 able until October 1, 2000: *Provided*, That funds made
9 available in previous appropriations Acts shall be available
10 for any ongoing project regardless of the separate request
11 for proposal under which the project was selected.

12 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

13 For necessary expenses in carrying out fossil energy
14 research and development activities, under the authority
15 of the Department of Energy Organization Act (Public
16 Law 95–91), including the acquisition of interest, includ-
17 ing defeasible and equitable interests in any real property
18 or any facility or for plant or facility acquisition or expan-
19 sion, and for conducting inquiries, technological investiga-
20 tions and research concerning the extraction, processing,
21 use, and disposal of mineral substances without objection-
22 able social and environmental costs (30 U.S.C. 3, 1602,
23 and 1603), performed under the minerals and materials
24 science programs at the Albany Research Center in Or-
25 egon, \$359,292,000 (reduced by \$29,000,000) (reduced

1 by \$50,000,000), to remain available until expended, of
2 which \$24,000,000 shall be derived by transfer from unob-
3 ligated balances in the Biomass Energy Development ac-
4 count: *Provided*, That no part of the sum herein made
5 available shall be used for the field testing of nuclear ex-
6 plosives in the recovery of oil and gas.

7 ALTERNATIVE FUELS PRODUCTION

8 (INCLUDING TRANSFER OF FUNDS)

9 Moneys received as investment income on the prin-
10 cipal amount in the Great Plains Project Trust at the
11 Norwest Bank of North Dakota, in such sums as are
12 earned as of October 1, 1999, shall be deposited in this
13 account and immediately transferred to the general fund
14 of the Treasury. Moneys received as revenue sharing from
15 operation of the Great Plains Gasification Plant and set-
16 tlement payments shall be immediately transferred to the
17 general fund of the Treasury.

18 NAVAL PETROLEUM AND OIL SHALE RESERVES

19 The requirements of 10 U.S.C. 7430(b)(2)(B) shall
20 not apply to fiscal year 2000: *Provided*, That notwith-
21 standing any other provision of law, unobligated funds re-
22 maining from prior years shall be available for all naval
23 petroleum and oil shale reserve activities.

1 ELK HILLS SCHOOL, LANDS FUND

2 For necessary expenses in fulfilling the second install-
3 ment payment under the Settlement Agreement entered
4 into by the United States and the State of California on
5 October 11, 1996, as authorized by section 3415 of Public
6 Law 104–106, \$36,000,000 for payment to the State of
7 California for the State Teachers' Retirement Fund from
8 the Elk Hills School Lands Fund.

9 ENERGY CONSERVATION

10 For necessary expenses in carrying out energy con-
11 servation activities, \$718,822,000 (increased by
12 \$13,000,000), to remain available until expended, of which
13 \$25,000,000 shall be derived by transfer from unobligated
14 balances in the Biomass Energy Development account:
15 *Provided*, That \$153,000,000 (increased by \$13,000,000)
16 shall be for use in energy conservation programs as de-
17 fined in section 3008(3) of Public Law 99–509 (15 U.S.C.
18 4507): *Provided further*, That notwithstanding section
19 3003(d)(2) of Public Law 99–509, such sums shall be allo-
20 cated to the eligible programs as follows: \$120,000,000
21 (increased by \$13,000,000), contingent on a cost share of
22 25 percent by each participating State or other qualified
23 participant, for weatherization assistance grants and
24 \$33,000,000 for State energy conservation grants.

1 ECONOMIC REGULATION

2 For necessary expenses in carrying out the activities
3 of the Office of Hearings and Appeals, \$2,000,000, to re-
4 main available until expended.

5 STRATEGIC PETROLEUM RESERVE

6 For necessary expenses for Strategic Petroleum Re-
7 serve facility development and operations and program
8 management activities pursuant to the Energy Policy and
9 Conservation Act of 1975, as amended (42 U.S.C. 6201
10 et seq.), \$159,000,000 (reduced by \$13,000,000), to re-
11 main available until expended.

12 ENERGY INFORMATION ADMINISTRATION

13 For necessary expenses in carrying out the activities
14 of the Energy Information Administration, \$72,644,000,
15 to remain available until expended.

16 ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY

17 Appropriations under this Act for the current fiscal
18 year shall be available for hire of passenger motor vehicles;
19 hire, maintenance, and operation of aircraft; purchase, re-
20 pair, and cleaning of uniforms; and reimbursement to the
21 General Services Administration for security guard serv-
22 ices.

23 From appropriations under this Act, transfers of
24 sums may be made to other agencies of the Government
25 for the performance of work for which the appropriation
26 is made.

1 None of the funds made available to the Department
2 of Energy under this Act shall be used to implement or
3 finance authorized price support or loan guarantee pro-
4 grams unless specific provision is made for such programs
5 in an appropriations Act.

6 The Secretary is authorized to accept lands, build-
7 ings, equipment, and other contributions from public and
8 private sources and to prosecute projects in cooperation
9 with other agencies, Federal, State, private or foreign:
10 *Provided*, That revenues and other moneys received by or
11 for the account of the Department of Energy or otherwise
12 generated by sale of products in connection with projects
13 of the Department appropriated under this Act may be
14 retained by the Secretary of Energy, to be available until
15 expended, and used only for plant construction, operation,
16 costs, and payments to cost-sharing entities as provided
17 in appropriate cost-sharing contracts or agreements: *Pro-*
18 *vided further*, That the remainder of revenues after the
19 making of such payments shall be covered into the Treas-
20 ury as miscellaneous receipts: *Provided further*, That any
21 contract, agreement, or provision thereof entered into by
22 the Secretary pursuant to this authority shall not be exe-
23 cuted prior to the expiration of 30 calendar days (not in-
24 cluding any day in which either House of Congress is not
25 in session because of adjournment of more than three cal-

1 endar days to a day certain) from the receipt by the
2 Speaker of the House of Representatives and the Presi-
3 dent of the Senate of a full comprehensive report on such
4 project, including the facts and circumstances relied upon
5 in support of the proposed project.

6 No funds provided in this Act may be expended by
7 the Department of Energy to prepare, issue, or process
8 procurement documents for programs or projects for
9 which appropriations have not been made.

10 In addition to other authorities set forth in this Act,
11 the Secretary may accept fees and contributions from pub-
12 lic and private sources, to be deposited in a contributed
13 funds account, and prosecute projects using such fees and
14 contributions in cooperation with other Federal, State or
15 private agencies or concerns.

16 The Secretary of Energy hereafter may transfer to
17 the SPR Petroleum Account such funds as may be nec-
18 essary to carry out draw down and sale operations of the
19 Strategic Petroleum Reserve initiated under section 161
20 of the Energy Policy and Conservation Act (42 U.S.C.
21 6241) from any funds available to the Department of En-
22 ergy under this or previous appropriations Acts. All funds
23 transferred pursuant to this authority must be replenished
24 as promptly as possible from oil sale receipts pursuant to
25 the draw down and sale.

1 DEPARTMENT OF HEALTH AND HUMAN
2 SERVICES
3 INDIAN HEALTH SERVICE
4 INDIAN HEALTH SERVICES

5 For expenses necessary to carry out the Act of Au-
6 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
7 tion Act, the Indian Health Care Improvement Act, and
8 titles II and III of the Public Health Service Act with re-
9 spect to the Indian Health Service, \$2,085,407,000, to-
10 gether with payments received during the fiscal year pur-
11 suant to 42 U.S.C. 238(b) for services furnished by the
12 Indian Health Service: *Provided*, That funds made avail-
13 able to tribes and tribal organizations through contracts,
14 grant agreements, or any other agreements or compacts
15 authorized by the Indian Self-Determination and Edu-
16 cation Assistance Act of 1975 (25 U.S.C. 450), shall be
17 deemed to be obligated at the time of the grant or contract
18 award and thereafter shall remain available to the tribe
19 or tribal organization without fiscal year limitation: *Pro-*
20 *vided further*, That \$12,000,000 shall remain available
21 until expended, for the Indian Catastrophic Health Emer-
22 gency Fund: *Provided further*, That \$395,290,000 for con-
23 tract medical care shall remain available for obligation
24 until September 30, 2001: *Provided further*, That of the
25 funds provided, up to \$17,000,000 shall be used to carry

1 out the loan repayment program under section 108 of the
2 Indian Health Care Improvement Act: *Provided further*,
3 That funds provided in this Act may be used for 1-year
4 contracts and grants which are to be performed in two
5 fiscal years, so long as the total obligation is recorded in
6 the year for which the funds are appropriated: *Provided*
7 *further*, That the amounts collected by the Secretary of
8 Health and Human Services under the authority of title
9 IV of the Indian Health Care Improvement Act shall re-
10 main available until expended for the purpose of achieving
11 compliance with the applicable conditions and require-
12 ments of titles XVIII and XIX of the Social Security Act
13 (exclusive of planning, design, or construction of new fa-
14 cilities): *Provided further*, That funding contained herein,
15 and in any earlier appropriations Acts for scholarship pro-
16 grams under the Indian Health Care Improvement Act
17 (25 U.S.C. 1613) shall remain available for obligation
18 until September 30, 2001: *Provided further*, That amounts
19 received by tribes and tribal organizations under title IV
20 of the Indian Health Care Improvement Act shall be re-
21 ported and accounted for and available to the receiving
22 tribes and tribal organizations until expended: *Provided*
23 *further*, That, notwithstanding any other provision of law,
24 of the amounts provided herein, not to exceed
25 \$238,781,000 shall be for payments to tribes and tribal

1 organizations for contract or grant support costs for fiscal
2 year 2000 associated with contracts, grants, self-govern-
3 ance compacts or annual funding agreements between the
4 Indian Health Service and a tribe or tribal organization
5 pursuant to the Indian Self-Determination Act of 1975,
6 as amended, of which \$5,000,000 is for new and expanded
7 contracts, grants, self-governance compacts or annual fund-
8 ing agreements.

9 INDIAN HEALTH FACILITIES

10 For construction, repair, maintenance, improvement,
11 and equipment of health and related auxiliary facilities,
12 including quarters for personnel; preparation of plans,
13 specifications, and drawings; acquisition of sites, purchase
14 and erection of modular buildings, and purchases of trail-
15 ers; and for provision of domestic and community sanita-
16 tion facilities for Indians, as authorized by section 7 of
17 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
18 Self-Determination Act, and the Indian Health Care Im-
19 provement Act, and for expenses necessary to carry out
20 such Acts and titles II and III of the Public Health Serv-
21 ice Act with respect to environmental health and facilities
22 support activities of the Indian Health Service,
23 \$312,478,000, to remain available until expended: *Pro-*
24 *vided*, That notwithstanding any other provision of law,
25 funds appropriated for the planning, design, construction
26 or renovation of health facilities for the benefit of an In-

1 dian tribe or tribes may be used to purchase land for sites
2 to construct, improve, or enlarge health or related facili-
3 ties.

4 ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE

5 Appropriations in this Act to the Indian Health Serv-
6 ice shall be available for services as authorized by 5 U.S.C.
7 3109 but at rates not to exceed the per diem rate equiva-
8 lent to the maximum rate payable for senior-level positions
9 under 5 U.S.C. 5376; hire of passenger motor vehicles and
10 aircraft; purchase of medical equipment; purchase of re-
11 prints; purchase, renovation and erection of modular
12 buildings and renovation of existing facilities; payments
13 for telephone service in private residences in the field,
14 when authorized under regulations approved by the Sec-
15 retary; and for uniforms or allowances therefore as au-
16 thorized by 5 U.S.C. 5901–5902; and for expenses of at-
17 tendance at meetings which are concerned with the func-
18 tions or activities for which the appropriation is made or
19 which will contribute to improved conduct, supervision, or
20 management of those functions or activities: *Provided,*
21 That in accordance with the provisions of the Indian
22 Health Care Improvement Act, non-Indian patients may
23 be extended health care at all tribally administered or In-
24 dian Health Service facilities, subject to charges, and the
25 proceeds along with funds recovered under the Federal

1 Medical Care Recovery Act (42 U.S.C. 2651–2653) shall
2 be credited to the account of the facility providing the
3 service and shall be available without fiscal year limitation:
4 *Provided further*, That notwithstanding any other law or
5 regulation, funds transferred from the Department of
6 Housing and Urban Development to the Indian Health
7 Service shall be administered under Public Law 86–121
8 (the Indian Sanitation Facilities Act) and Public Law 93–
9 638, as amended: *Provided further*, That funds appro-
10 priated to the Indian Health Service in this Act, except
11 those used for administrative and program direction pur-
12 poses, shall not be subject to limitations directed at cur-
13 tailing Federal travel and transportation: *Provided further*,
14 That notwithstanding any other provision of law, funds
15 previously or herein made available to a tribe or tribal or-
16 ganization through a contract, grant, or agreement au-
17 thorized by title I or title III of the Indian Self-Determina-
18 tion and Education Assistance Act of 1975 (25 U.S.C.
19 450), may be deobligated and reobligated to a self-deter-
20 mination contract under title I, or a self-governance agree-
21 ment under title III of such Act and thereafter shall re-
22 main available to the tribe or tribal organization without
23 fiscal year limitation: *Provided further*, That none of the
24 funds made available to the Indian Health Service in this
25 Act shall be used to implement the final rule published

1 in the Federal Register on September 16, 1987, by the
2 Department of Health and Human Services, relating to
3 the eligibility for the health care services of the Indian
4 Health Service until the Indian Health Service has sub-
5 mitted a budget request reflecting the increased costs as-
6 sociated with the proposed final rule, and such request has
7 been included in an appropriations Act and enacted into
8 law: *Provided further*, That funds made available in this
9 Act are to be apportioned to the Indian Health Service
10 as appropriated in this Act, and accounted for in the ap-
11 propriation structure set forth in this Act: *Provided fur-*
12 *ther*, That with respect to functions transferred by the In-
13 dian Health Service to tribes or tribal organizations, the
14 Indian Health Service is authorized to provide goods and
15 services to those entities, on a reimbursable basis, includ-
16 ing payment in advance with subsequent adjustment, and
17 the reimbursements received therefrom, along with the
18 funds received from those entities pursuant to the Indian
19 Self-Determination Act, may be credited to the same or
20 subsequent appropriation account which provided the
21 funding, said amounts to remain available until expended:
22 *Provided further*, That reimbursements for training, tech-
23 nical assistance, or services provided by the Indian Health
24 Service will contain total costs, including direct, adminis-
25 trative, and overhead associated with the provision of

1 goods, services, or technical assistance: *Provided further*,
2 That the appropriation structure for the Indian Health
3 Service may not be altered without advance approval of
4 the House and Senate Committees on Appropriations.

5 OTHER RELATED AGENCIES

6 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Navajo and
9 Hopi Indian Relocation as authorized by Public Law 93–
10 531, \$13,400,000, to remain available until expended:
11 *Provided*, That funds provided in this or any other appro-
12 priations Act are to be used to relocate eligible individuals
13 and groups including evictees from District 6, Hopi-parti-
14 tioned lands residents, those in significantly substandard
15 housing, and all others certified as eligible and not in-
16 cluded in the preceding categories: *Provided further*, That
17 none of the funds contained in this or any other Act may
18 be used by the Office of Navajo and Hopi Indian Reloca-
19 tion to evict any single Navajo or Navajo family who, as
20 of November 30, 1985, was physically domiciled on the
21 lands partitioned to the Hopi Tribe unless a new or re-
22 placement home is provided for such household: *Provided*
23 *further*, That no relocatee will be provided with more than
24 one new or replacement home: *Provided further*, That the
25 Office shall relocate any certified eligible relocatees who

1 have selected and received an approved homesite on the
2 Navajo reservation or selected a replacement residence off
3 the Navajo reservation or on the land acquired pursuant
4 to 25 U.S.C. 640d–10.

5 SMITHSONIAN INSTITUTION

6 SALARIES AND EXPENSES

7 For necessary expenses of the Smithsonian Institu-
8 tion, as authorized by law, including research in the fields
9 of art, science, and history; development, preservation, and
10 documentation of the National Collections; presentation of
11 public exhibits and performances; collection, preparation,
12 dissemination, and exchange of information and publica-
13 tions; conduct of education, training, and museum assist-
14 ance programs; maintenance, alteration, operation, lease
15 (for terms not to exceed 30 years), and protection of build-
16 ings, facilities, and approaches; not to exceed \$100,000
17 for services as authorized by 5 U.S.C. 3109; up to 5 re-
18 placement passenger vehicles; purchase, rental, repair, and
19 cleaning of uniforms for employees, \$371,501,000, of
20 which not to exceed \$48,471,000 for the instrumentation
21 program, collections acquisition, Museum Support Center
22 equipment and move, exhibition reinstallation, the Na-
23 tional Museum of the American Indian, the repatriation
24 of skeletal remains program, research equipment, informa-
25 tion management, and Latino programming shall remain

1 available until expended, and including such funds as may
2 be necessary to support American overseas research cen-
3 ters and a total of \$125,000 for the Council of American
4 Overseas Research Centers: *Provided*, That funds appro-
5 priated herein are available for advance payments to inde-
6 pendent contractors performing research services or par-
7 ticipating in official Smithsonian presentations: *Provided*
8 *further*, That the Smithsonian Institution may expend
9 Federal appropriations designated in this Act for lease or
10 rent payments for long term and swing space, as rent pay-
11 able to the Smithsonian Institution, and such rent pay-
12 ments may be deposited into the general trust funds of
13 the Institution to the extent that federally supported ac-
14 tivities are housed in the 900 H Street, N.W. building in
15 the District of Columbia: *Provided further*, That this use
16 of Federal appropriations shall not be construed as debt
17 service, a Federal guarantee of, a transfer of risk to, or
18 an obligation of, the Federal Government: *Provided fur-*
19 *ther*, That no appropriated funds may be used to service
20 debt which is incurred to finance the costs of acquiring
21 the 900 H Street building or of planning, designing, and
22 constructing improvements to such building.

23 REPAIR, RESTORATION AND ALTERATION OF FACILITIES

24 For necessary expenses of repair, restoration and al-
25 teration of facilities owned or occupied by the Smithsonian
26 Institution, by contract or otherwise, as authorized by sec-

1 tion 2 of the Act of August 22, 1949 (63 Stat. 623), in-
 2 cluding not to exceed \$10,000 for services as authorized
 3 by 5 U.S.C. 3109, \$47,900,000, to remain available until
 4 expended: *Provided*, That contracts awarded for environ-
 5 mental systems, protection systems, and repair or restora-
 6 tion of facilities of the Smithsonian Institution may be ne-
 7 gotiated with selected contractors and awarded on the
 8 basis of contractor qualifications as well as price: *Provided*
 9 *further*, That funds previously appropriated to the “Con-
 10 struction and Improvements, National Zoological Park”
 11 account and the “Repair and Restoration of Buildings”
 12 account may be transferred to and merged with this “Re-
 13 pair, Restoration, and Alteration of Facilities” account.

14 CONSTRUCTION

15 For necessary expenses for construction,
 16 \$19,000,000, to remain available until expended.

17 ADMINISTRATIVE PROVISIONS, SMITHSONIAN

18 INSTITUTION

19 None of the funds in this or any other Act may be
 20 used to initiate the design of any expansion of current
 21 space or new facility without consultation with the House
 22 and Senate Appropriations Committees.

23 None of the funds in this or any other Act may be
 24 used to prepare a historic structures report, or for any
 25 other purpose, involving the Holt House located at the Na-
 26 tional Zoological Park in Washington, D.C.

1 The Smithsonian Institution shall not use Federal
2 funds in excess of the amount specified in Public Law
3 101–185 for the construction of the National Museum of
4 the American Indian.

5 NATIONAL GALLERY OF ART

6 SALARIES AND EXPENSES

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

1 contracts made, without advertising, with individuals,
2 firms, or organizations at such rates or prices and under
3 such terms and conditions as the Gallery may deem prop-
4 er, \$61,538,000, of which not to exceed \$3,026,000 for
5 the special exhibition program shall remain available until
6 expended.

7 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

8 For necessary expenses of repair, restoration and
9 renovation of buildings, grounds and facilities owned or
10 occupied by the National Gallery of Art, by contract or
11 otherwise, as authorized, \$6,311,000, to remain available
12 until expended: *Provided*, That contracts awarded for envi-
13 ronmental systems, protection systems, and exterior repair
14 or renovation of buildings of the National Gallery of Art
15 may be negotiated with selected contractors and awarded
16 on the basis of contractor qualifications as well as price.

17 JOHN F. KENNEDY CENTER FOR THE PERFORMING
18 ARTS

19 OPERATIONS AND MAINTENANCE

20 For necessary expenses for the operation, mainte-
21 nance and security of the John F. Kennedy Center for
22 the Performing Arts, \$12,441,000.

23 CONSTRUCTION

24 For necessary expenses for capital repair and reha-
25 bilitation of the existing features of the building and site

1 until expended, to the National Endowment for the Arts:
2 *Provided*, That this appropriation shall be available for ob-
3 ligation only in such amounts as may be equal to the total
4 amounts of gifts, bequests, and devises of money, and
5 other property accepted by the chairman or by grantees
6 of the Endowment under the provisions of section
7 10(a)(2), subsections 11(a)(2)(A) and 11(a)(3)(A) during
8 the current and preceding fiscal years for which equal
9 amounts have not previously been appropriated.

10 NATIONAL ENDOWMENT FOR THE HUMANITIES

11 GRANTS AND ADMINISTRATION

12 For necessary expenses to carry out the National
13 Foundation on the Arts and the Humanities Act of 1965,
14 as amended, \$96,800,000, shall be available to the Na-
15 tional Endowment for the Humanities for support of ac-
16 tivities in the humanities, pursuant to section 7(c) of the
17 Act, and for administering the functions of the Act, to
18 remain available until expended.

19 MATCHING GRANTS

20 To carry out the provisions of section 10(a)(2) of the
21 National Foundation on the Arts and the Humanities Act
22 of 1965, as amended, \$13,900,000, to remain available
23 until expended, of which \$9,900,000 shall be available to
24 the National Endowment for the Humanities for the pur-
25 poses of section 7(h): *Provided*, That this appropriation
26 shall be available for obligation only in such amounts as

1 may be equal to the total amounts of gifts, bequests, and
2 devises of money, and other property accepted by the
3 chairman or by grantees of the Endowment under the pro-
4 visions of subsections 11(a)(2)(B) and 11(a)(3)(B) during
5 the current and preceding fiscal years for which equal
6 amounts have not previously been appropriated.

7 INSTITUTE OF MUSEUM AND LIBRARY SERVICES
8 OFFICE OF MUSEUM SERVICES
9 GRANTS AND ADMINISTRATION

10 For carrying out subtitle C of the Museum and Li-
11 brary Services Act of 1996, as amended, \$24,400,000, to
12 remain available until expended.

13 ADMINISTRATIVE PROVISIONS

14 None of the funds appropriated to the National
15 Foundation on the Arts and the Humanities may be used
16 to process any grant or contract documents which do not
17 include the text of 18 U.S.C. 1913: *Provided*, That none
18 of the funds appropriated to the National Foundation on
19 the Arts and the Humanities may be used for official re-
20 ception and representation expenses: *Provided further*,
21 That funds from nonappropriated sources may be used as
22 necessary for official reception and representation ex-
23 penses.

1 COMMISSION OF FINE ARTS

2 SALARIES AND EXPENSES

3 For expenses made necessary by the Act establishing
4 a Commission of Fine Arts (40 U.S.C. 104), \$935,000:
5 *Provided*, That the Commission is authorized to charge
6 fees to cover the full costs of its publications, and such
7 fees shall be credited to this account as an offsetting col-
8 lection, to remain available until expended without further
9 appropriation.

10 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

11 For necessary expenses as authorized by Public Law
12 99–190 (20 U.S.C. 956(a)), as amended, \$7,000,000.

13 ADVISORY COUNCIL ON HISTORIC PRESERVATION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Advisory Council on
16 Historic Preservation (Public Law 89–665, as amended),
17 \$3,000,000: *Provided*, That none of these funds shall be
18 available for compensation of level V of the Executive
19 Schedule or higher positions.

20 NATIONAL CAPITAL PLANNING COMMISSION

21 SALARIES AND EXPENSES

22 For necessary expenses, as authorized by the Na-
23 tional Capital Planning Act of 1952 (40 U.S.C. 71–71i),
24 including services as authorized by 5 U.S.C. 3109,
25 \$6,312,000: *Provided*, That hereafter all appointed mem-

1 bers of the Commission will be compensated at the daily
2 equivalent of the annual rate of basic pay for positions
3 at level IV of the Executive Schedule under section 5315
4 of title 5, United States Code, for each day such member
5 is engaged in the actual performance of duties.

6 UNITED STATES HOLOCAUST MEMORIAL COUNCIL

7 HOLOCAUST MEMORIAL COUNCIL

8 For expenses of the Holocaust Memorial Council, as
9 authorized by Public Law 96–388 (36 U.S.C. 1401), as
10 amended, \$33,286,000, of which \$1,575,000 for the muse-
11 um’s repair and rehabilitation program and \$1,264,000
12 for the museum’s exhibitions program shall remain avail-
13 able until expended.

14 PRESIDIO TRUST

15 PRESIDIO TRUST FUND

16 For necessary expenses to carry out title I of the Om-
17 nibus Parks and Public Lands Management Act of 1996,
18 \$24,400,000 shall be available to the Presidio Trust, to
19 remain available until expended, of which up to
20 \$1,040,000 may be for the cost of guaranteed loans, as
21 authorized by section 104(d) of the Act: *Provided*, That
22 such costs, including the cost of modifying such loans,
23 shall be as defined in section 502 of the Congressional
24 Budget Act of 1974: *Provided further*, That these funds
25 are available to subsidize total loan principal, any part of

1 which is to be guaranteed, not to exceed \$200,000,000.
2 The Trust is authorized to issue obligations to the Sec-
3 retary of the Treasury pursuant to section 104(d)(3) of
4 the Act, in an amount not to exceed \$20,000,000.

5 TITLE III—GENERAL PROVISIONS

6 SEC. 301. The expenditure of any appropriation
7 under this Act for any consulting service through procure-
8 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
9 to those contracts where such expenditures are a matter
10 of public record and available for public inspection, except
11 where otherwise provided under existing law, or under ex-
12 isting Executive Order issued pursuant to existing law.

13 SEC. 302. No part of any appropriation contained in
14 this Act shall be available for any activity or the publica-
15 tion or distribution of literature that in any way tends to
16 promote public support or opposition to any legislative
17 proposal on which congressional action is not complete.

18 SEC. 303. No part of any appropriation contained in
19 this Act shall remain available for obligation beyond the
20 current fiscal year unless expressly so provided herein.

21 SEC. 304. None of the funds provided in this Act to
22 any department or agency shall be obligated or expended
23 to provide a personal cook, chauffeur, or other personal
24 servants to any officer or employee of such department
25 or agency except as otherwise provided by law.

1 SEC. 305. No assessments may be levied against any
2 program, budget activity, subactivity, or project funded by
3 this Act unless advance notice of such assessments and
4 the basis therefor are presented to the Committees on Ap-
5 propriations and are approved by such Committees.

6 SEC. 306. (a) COMPLIANCE WITH BUY AMERICAN
7 ACT.—None of the funds made available in this Act may
8 be expended by an entity unless the entity agrees that in
9 expending the funds the entity will comply with sections
10 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–
11 10c; popularly known as the “Buy American Act”).

12 (b) SENSE OF CONGRESS; REQUIREMENT REGARD-
13 ING NOTICE.—

14 (1) PURCHASE OF AMERICAN-MADE EQUIPMENT
15 AND PRODUCTS.—In the case of any equipment or
16 product that may be authorized to be purchased
17 with financial assistance provided using funds made
18 available in this Act, it is the sense of the Congress
19 that entities receiving the assistance should, in ex-
20 pending the assistance, purchase only American-
21 made equipment and products.

22 (2) NOTICE TO RECIPIENTS OF ASSISTANCE.—
23 In providing financial assistance using funds made
24 available in this Act, the head of each Federal agen-
25 cy shall provide to each recipient of the assistance

1 a notice describing the statement made in paragraph
2 (1) by the Congress.

3 (c) PROHIBITION OF CONTRACTS WITH PERSONS
4 FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—
5 If it has been finally determined by a court or Federal
6 agency that any person intentionally affixed a label bear-
7 ing a “Made in America” inscription, or any inscription
8 with the same meaning, to any product sold in or shipped
9 to the United States that is not made in the United
10 States, the person shall be ineligible to receive any con-
11 tract or subcontract made with funds made available in
12 this Act, pursuant to the debarment, suspension, and ineli-
13 gibility procedures described in sections 9.400 through
14 9.409 of title 48, Code of Federal Regulations.

15 (d) EFFECTIVE DATE.—The provisions of this sec-
16 tion are applicable in fiscal year 2000 and thereafter.

17 SEC. 307. None of the funds in this Act may be used
18 to plan, prepare, or offer for sale timber from trees classi-
19 fied as giant sequoia (*Sequoiadendron giganteum*) which
20 are located on National Forest System or Bureau of Land
21 Management lands in a manner different than such sales
22 were conducted in fiscal year 1999.

23 SEC. 308. None of the funds made available by this
24 Act may be obligated or expended by the National Park
25 Service to enter into or implement a concession contract

1 which permits or requires the removal of the underground
2 lunchroom at the Carlsbad Caverns National Park.

3 SEC. 309. None of the funds appropriated or other-
4 wise made available by this Act may be used for the
5 AmeriCorps program, unless the relevant agencies of the
6 Department of the Interior and/or Agriculture follow ap-
7 propriate reprogramming guidelines: *Provided*, That if no
8 funds are provided for the AmeriCorps program by the
9 Departments of Veterans Affairs and Housing and Urban
10 Development, and Independent Agencies Appropriations
11 Act, 2000, then none of the funds appropriated or other-
12 wise made available by this Act may be used for the
13 AmeriCorps programs.

14 SEC. 310. None of the funds made available in this
15 Act may be used: (1) to demolish the bridge between Jer-
16 sey City, New Jersey, and Ellis Island; or (2) to prevent
17 pedestrian use of such bridge, when it is made known to
18 the Federal official having authority to obligate or expend
19 such funds that such pedestrian use is consistent with gen-
20 erally accepted safety standards.

21 SEC. 311. (a) LIMITATION OF FUNDS.—None of the
22 funds appropriated or otherwise made available pursuant
23 to this Act shall be obligated or expended to accept or
24 process applications for a patent for any mining or mill
25 site claim located under the general mining laws.

1 (b) EXCEPTIONS.—The provisions of subsection (a)
2 shall not apply if the Secretary of the Interior determines
3 that, for the claim concerned: (1) a patent application was
4 filed with the Secretary on or before September 30, 1994;
5 and (2) all requirements established under sections 2325
6 and 2326 of the Revised Statutes (30 U.S.C. 29 and 30)
7 for vein or lode claims and sections 2329, 2330, 2331,
8 and 2333 of the Revised Statutes (30 U.S.C. 35, 36, and
9 37) for placer claims, and section 2337 of the Revised
10 Statutes (30 U.S.C. 42) for mill site claims, as the case
11 may be, were fully complied with by the applicant by that
12 date.

13 (c) REPORT.—On September 30, 2000, the Secretary
14 of the Interior shall file with the House and Senate Com-
15 mittees on Appropriations and the Committee on Re-
16 sources of the House of Representatives and the Com-
17 mittee on Energy and Natural Resources of the Senate
18 a report on actions taken by the Department under the
19 plan submitted pursuant to section 314(e) of the Depart-
20 ment of the Interior and Related Agencies Appropriations
21 Act, 1997 (Public Law 104–208).

22 (d) MINERAL EXAMINATIONS.—In order to process
23 patent applications in a timely and responsible manner,
24 upon the request of a patent applicant, the Secretary of
25 the Interior shall allow the applicant to fund a qualified

1 third-party contractor to be selected by the Bureau of
2 Land Management to conduct a mineral examination of
3 the mining claims or mill sites contained in a patent appli-
4 cation as set forth in subsection (b). The Bureau of Land
5 Management shall have the sole responsibility to choose
6 and pay the third-party contractor in accordance with the
7 standard procedures employed by the Bureau of Land
8 Management in the retention of third-party contractors.

9 SEC. 312. Notwithstanding any other provision of
10 law, amounts appropriated to or earmarked in committee
11 reports for the Bureau of Indian Affairs and the Indian
12 Health Service by Public Laws 103–138, 103–332, 104–
13 134, 104–208, 105–83, and 105–277 for payments to
14 tribes and tribal organizations for contract support costs
15 associated with self-determination or self-governance con-
16 tracts, grants, compacts, or annual funding agreements
17 with the Bureau of Indian Affairs or the Indian Health
18 Service as funded by such Acts, are the total amounts
19 available for fiscal years 1994 through 1999 for such pur-
20 poses, except that, for the Bureau of Indian Affairs, tribes
21 and tribal organizations may use their tribal priority allo-
22 cations for unmet indirect costs of ongoing contracts,
23 grants, self-governance compacts or annual funding agree-
24 ments.

1 SEC. 313. Notwithstanding any other provision of
2 law, for fiscal year 2000 the Secretaries of Agriculture and
3 the Interior are authorized to limit competition for water-
4 shed restoration project contracts as part of the “Jobs in
5 the Woods” component of the President’s Forest Plan for
6 the Pacific Northwest to individuals and entities in histori-
7 cally timber-dependent areas in the States of Washington,
8 Oregon, and northern California that have been affected
9 by reduced timber harvesting on Federal lands.

10 SEC. 314. None of the funds collected under the Rec-
11 reational Fee Demonstration program may be used to
12 plan, design, or construct a visitor center or any other per-
13 manent structure without prior approval of the House and
14 the Senate Committees on Appropriations if the estimated
15 total cost of the facility exceeds \$500,000.

16 SEC. 315. (a) None of the funds made available in
17 this Act or any other Act providing appropriations for the
18 Department of the Interior, the Forest Service or the
19 Smithsonian Institution may be used to submit nomina-
20 tions for the designation of Biosphere Reserves pursuant
21 to the Man and Biosphere program administered by the
22 United Nations Educational, Scientific, and Cultural Or-
23 ganization.

24 (b) The provisions of this section shall be repealed
25 upon enactment of subsequent legislation specifically au-

1 thORIZING United States participation in the Man and Bio-
2 sphere program.

3 SEC. 316. None of the funds made available in this
4 or any other Act for any fiscal year may be used to des-
5 ignate, or to post any sign designating, any portion of Ca-
6 naval National Seashore in Brevard County, Florida, as
7 a clothing-optional area or as an area in which public nu-
8 dity is permitted, if such designation would be contrary
9 to county ordinance.

10 SEC. 317. Of the funds provided to the National En-
11 dowment for the Arts—

12 (1) The Chairperson shall only award a grant
13 to an individual if such grant is awarded to such in-
14 dividual for a literature fellowship, National Herit-
15 age Fellowship, or American Jazz Masters Fellow-
16 ship.

17 (2) The Chairperson shall establish procedures
18 to ensure that no funding provided through a grant,
19 except a grant made to a State or local arts agency,
20 or regional group, may be used to make a grant to
21 any other organization or individual to conduct ac-
22 tivity independent of the direct grant recipient.
23 Nothing in this subsection shall prohibit payments
24 made in exchange for goods and services.

1 (3) No grant shall be used for seasonal support
2 to a group, unless the application is specific to the
3 contents of the season, including identified programs
4 and/or projects.

5 SEC. 318. The National Endowment for the Arts and
6 the National Endowment for the Humanities are author-
7 ized to solicit, accept, receive, and invest in the name of
8 the United States, gifts, bequests, or devises of money and
9 other property or services and to use such in furtherance
10 of the functions of the National Endowment for the Arts
11 and the National Endowment for the Humanities. Any
12 proceeds from such gifts, bequests, or devises, after ac-
13 ceptance by the National Endowment for the Arts or the
14 National Endowment for the Humanities, shall be paid by
15 the donor or the representative of the donor to the Chair-
16 man. The Chairman shall enter the proceeds in a special
17 interest-bearing account to the credit of the appropriate
18 endowment for the purposes specified in each case.

19 SEC. 319. No part of any appropriation contained in
20 this Act shall be expended or obligated to fund new revi-
21 sions of national forest land management plans until new
22 final or interim final rules for forest land management
23 planning are published in the Federal Register. Those na-
24 tional forests which are currently in a revision process,
25 having formally published a Notice of Intent to revise

1 prior to October 1, 1997; those national forests having
2 been court-ordered to revise; those national forests where
3 plans reach the 15 year legally mandated date to revise
4 before or during calendar year 2000; national forests with-
5 in the Interior Columbia Basin Ecosystem study area; and
6 the White Mountain National Forest are exempt from this
7 section and may use funds in this Act and proceed to com-
8 plete the forest plan revision in accordance with current
9 forest planning regulations.

10 SEC. 320. (a) In providing services or awarding fi-
11 nancial assistance under the National Foundation on the
12 Arts and the Humanities Act of 1965 from funds appro-
13 priated under this Act, the Chairperson of the National
14 Endowment for the Arts shall ensure that priority is given
15 to providing services or awarding financial assistance for
16 projects, productions, workshops, or programs that serve
17 underserved populations.

18 (b) In this section:

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

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

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

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

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

23 (2) the Chairperson shall not make grants ex-
24 ceeding 15 percent, in the aggregate, of such funds

1 to any single State, excluding grants made under the
2 authority of paragraph (1);

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

7 (4) the Chairperson shall encourage the use of
8 grants to improve and support community-based
9 music performance and education.

10 SEC. 321. None of the funds in this Act may be used
11 to support government-wide administrative functions un-
12 less such functions are justified in the budget process and
13 funding is approved by the House and Senate Committees
14 on Appropriations.

15 SEC. 322. Notwithstanding any other provision of
16 law, none of the funds in this Act may be used for the
17 National Telecommunications and Information Adminis-
18 tration (Spectrum), GSA Telecommunication Centers, or
19 the President's Council on Sustainable Development.

20 SEC. 323. None of the funds in this Act may be used
21 for planning, design or construction of improvements to
22 Pennsylvania Avenue in front of the White House without
23 the advance approval of the House and Senate Committees
24 on Appropriations.

1 SEC. 324. Amounts deposited during fiscal year 1999
2 in the roads and trails fund provided for in the fourteenth
3 paragraph under the heading “FOREST SERVICE” of
4 the Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501),
5 shall be used by the Secretary of Agriculture, without re-
6 gard to the State in which the amounts were derived, to
7 repair or reconstruct roads, bridges, and trails on National
8 Forest System lands or to carry out and administer
9 projects to improve forest health conditions, which may
10 include the repair or reconstruction of roads, bridges, and
11 trails on National Forest System lands in the wildland-
12 community interface where there is an abnormally high
13 risk of fire. The projects shall emphasize reducing risks
14 to human safety and public health and property and en-
15 hancing ecological functions, long-term forest productivity,
16 and biological integrity. The Secretary shall commence the
17 projects during fiscal year 2000, but the projects may be
18 completed in a subsequent fiscal year. Funds shall not be
19 expended under this section to replace funds which would
20 otherwise appropriately be expended from the timber sal-
21 vage sale fund. Nothing in this section shall be construed
22 to exempt any project from any environmental law.

23 SEC. 325. None of the funds made available in this
24 Act may be used to establish a national wildlife refuge in

1 the Kankakee River watershed in northwestern Indiana
2 and northeastern Illinois.

3 SEC. 326. None of the funds provided in this or pre-
4 vious Appropriations Acts or provided from any accounts
5 in the Treasury of the United States derived by the collec-
6 tion of fees available to the agencies funded by this Act,
7 shall be transferred to or used to support the Council on
8 Environmental Quality or other offices in the Executive
9 Office of the President, or be expended for any head-
10 quarters or departmental office functions of the agencies,
11 bureaus and departments covered by this Act, for purposes
12 related to the American Heritage Rivers program.

13 SEC. 327. None of the funds in this Act may be used
14 to operate telephone answering machines during core busi-
15 ness hours except in emergency situations.

16 SEC. 328. (a) ENHANCING FOREST SERVICE ADMIN-
17 ISTRATION OF RIGHTS-OF-WAY AND LAND USES.—Dur-
18 ing fiscal year 2000 and each fiscal year thereafter, the
19 Secretary of Agriculture shall deposit into a special ac-
20 count established in the Treasury all administrative fees
21 collected by the Secretary pursuant to section 28(l) of the
22 Mineral Leasing Act (30 U.S.C. 185(l)), section 504(g)
23 of the Federal Land Policy and Management Act of 1976
24 (43 U.S.C. 1764(g)), and any other law that grants the
25 Secretary the authority to authorize the use and occu-

1 pancy of National Forest System lands, improvements,
2 and resources, as described in section 251.53 of title 36,
3 Code of Federal Regulations.

4 (b) USE OF RETAINED AMOUNTS.—Amounts depos-
5 ited pursuant to subsection (a) shall be available, without
6 further appropriation, for expenditure by the Secretary of
7 Agriculture to cover costs incurred by the Forest Service
8 for the processing of applications for special use authoriza-
9 tions and for inspection and monitoring activities under-
10 taken in connection with such special use authorizations.
11 Amounts in the special account shall remain available for
12 such purposes until expended.

13 (c) REPORTING REQUIREMENT.—In the budget jus-
14 tification documents submitted by the Secretary of Agri-
15 culture in support of the President’s budget for a fiscal
16 year under section 1105 of title 31, United States Code,
17 the Secretary shall include a description of the purposes
18 for which amounts were expended from the special account
19 during the preceding fiscal year, including the amounts
20 expended for each purpose, and a description of the pur-
21 poses for which amounts are proposed to be expended
22 from the special account during the next fiscal year, in-
23 cluding the amounts proposed to be expended for each
24 purpose.

1 (d) EFFECTIVE DATE.—This section shall take effect
2 October 1, 2000 and remain in effect through September
3 30, 2005.

4 SEC. 329. The Secretary of Agriculture and the Sec-
5 retary of the Interior shall:

6 (1) prepare the report required of them by sec-
7 tion 323(a) of the Fiscal Year 1998 Interior and Re-
8 lated Agencies Appropriations Act (Public Law 105–
9 83; 111 Stat. 1543, 1596–7);

10 (2) distribute the report and make such report
11 available for public comment for a minimum of 120
12 days; and

13 (3) include detailed responses to the public
14 comment in any final environmental impact state-
15 ment associated with the Interior Columbia Basin
16 Ecosystem Management Project.

17 SEC. 330. Hereafter, and notwithstanding any other
18 provision of law, a woman may breastfeed her child at any
19 location in a building or on property that is part of the
20 National Park System, the Smithsonian Institution, the
21 John F. Kennedy Center for the Performing Arts, the
22 United States Holocaust Memorial Museum, or the Na-
23 tional Gallery of Art, if the woman and her child are other-
24 wise permitted to be present at the location.

1 SEC. 331. None of the funds appropriated by this Act
2 shall be used to propose or issue rules, regulations, de-
3 crees, or orders for the purpose of implementation, or in
4 preparation for implementation, of the Kyoto Protocol
5 which was adopted on December 11, 1997, in Kyoto,
6 Japan at the Third Conference of the Parties to the
7 United Nations Framework Convention on Climate
8 Change, which has not been submitted to the Senate for
9 advice and consent to ratification pursuant to article II,
10 section 2, clause 2, of the United States Constitution, and
11 which has not entered into force pursuant to article 25
12 of the Protocol.

13 SEC. 332. None of the funds appropriated or other-
14 wise made available by this Act may be used to directly
15 construct timber access roads in the National Forest Sys-
16 tem.

17 SEC. 333. Each amount of budget authority for the
18 fiscal year ending September 30, 2000, provided in this
19 Act for payments not required by law, is hereby reduced
20 by 0.48 percent: *Provided*, That such reductions shall be
21 applied ratably to each account, program, activity, and
22 project provided for in this Act.

23 SEC. 334. None of the funds appropriated by this Act
24 shall be used to process applications for approval of pat-
25 ents, plans of operations, or amendments to plans of oper-

1 ations in contravention of the opinion dated November 7,
2 1997, by the Solicitor of the Department of the Interior.

3 SEC. 335. None of the funds made available in this
4 Act may be used to authorize, permit, administer, or pro-
5 mote the use of any jawed leghold trap or neck snare in
6 any unit of the National Wildlife Refuge System except
7 for research, subsistence, conservation, or facilities protec-
8 tion.

9 SEC. 336. No funds made available under this Act
10 may be used to implement alternative B, C, or D identified
11 in the Final Management Plan and Environmental Impact
12 Statement for Gettysburg National Military Park dated
13 June 1999.

14 This Act may be cited as the “Department of the In-
15 terior and Related Agencies Appropriations Act, 2000”.

Passed the House of Representatives July 15 (legis-
lative day, July 14), 1999.

Attest:

JEFF TRANDAHL,

Clerk.