

In the Senate of the United States,

July 18, 2000.

Resolved, That the bill from the House of Representatives (H.R. 4578) entitled “An Act making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2001, and for other purposes.”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

- 1 *That the following sums are appropriated, out of any*
- 2 *money in the Treasury not otherwise appropriated, for the*
- 3 *Department of the Interior and related agencies for the fis-*
- 4 *cal year ending September 30, 2001, and for other purposes,*
- 5 *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, classifica-*
6 *tion, acquisition of easements and other interests in lands,*
7 *and performance of other functions, including maintenance*
8 *of facilities, as authorized by law, in the management of*
9 *lands and their resources under the jurisdiction of the Bu-*
10 *reau of Land Management, including the general adminis-*
11 *tration of the Bureau, and assessment of mineral potential*
12 *of public lands pursuant to Public Law 96–487 (16 U.S.C.*
13 *3150(a)), \$689,133,000, of which not to exceed \$125,900,000*
14 *shall be for workforce and organizational support and*
15 *\$16,586,000 shall be for Land and Resource Information*
16 *Systems, to remain available until expended, of which*
17 *\$3,898,000 shall be available for assessment of the mineral*
18 *potential of public lands in Alaska pursuant to section 1010*
19 *of Public Law 96–487 (16 U.S.C. 3150); and of which not*
20 *to exceed \$1,000,000 shall be derived from the special receipt*
21 *account established by the Land and Water Conservation*
22 *Act of 1965, as amended (16 U.S.C. 460l–6a(i)); and of*
23 *which \$2,500,000 shall be available in fiscal year 2001 sub-*
24 *ject to a match by at least an equal amount by the National*
25 *Fish and Wildlife Foundation, to such Foundation for cost-*

1 *shared projects supporting conservation of Bureau lands*
2 *and such funds shall be advanced to the Foundation as a*
3 *lump sum grant without regard to when expenses are in-*
4 *curred; in addition, \$34,328,000 for Mining Law Adminis-*
5 *tration program operations, including the cost of admin-*
6 *istering the mining claim fee program; to remain available*
7 *until expended, to be reduced by amounts collected by the*
8 *Bureau and credited to this appropriation from annual*
9 *mining claim fees so as to result in a final appropriation*
10 *estimated at not more than \$689,133,000, and \$2,000,000,*
11 *to remain available until expended, from communication*
12 *site rental fees established by the Bureau for the cost of ad-*
13 *ministering communication site activities: Provided, That*
14 *appropriations herein made shall not be available for the*
15 *destruction of healthy, unadopted, wild horses and burros*
16 *in the care of the Bureau or its contractors.*

17 *WILDLAND FIRE MANAGEMENT*

18 *For necessary expenses for fire preparedness, suppres-*
19 *sion operations, emergency rehabilitation and hazardous*
20 *fuels reduction by the Department of the Interior,*
21 *\$292,679,000, to remain available until expended, of which*
22 *not to exceed \$9,300,000 shall be for the renovation or con-*
23 *struction of fire facilities: Provided, That such funds are*
24 *also available for repayment of advances to other appro-*
25 *priation accounts from which funds were previously trans-*
26 *ferred for such purposes: Provided further, That unobligated*

1 *balances of amounts previously appropriated to the “Fire*
2 *Protection” and “Emergency Department of the Interior*
3 *Firefighting Fund” may be transferred and merged with*
4 *this appropriation: Provided further, That persons hired*
5 *pursuant to 43 U.S.C. 1469 may be furnished subsistence*
6 *and lodging without cost from funds available from this ap-*
7 *propriation: Provided further, That notwithstanding 42*
8 *U.S.C. 1856d, sums received by a bureau or office of the*
9 *Department of the Interior for fire protection rendered pur-*
10 *suant to 42 U.S.C. 1856 et seq., protection of United States*
11 *property, may be credited to the appropriation from which*
12 *funds were expended to provide that protection, and are*
13 *available without fiscal year limitation.*

14 *CENTRAL HAZARDOUS MATERIALS FUND*

15 *For necessary expenses of the Department of the Inte-*
16 *rior and any of its component offices and bureaus for the*
17 *remedial action, including associated activities, of haz-*
18 *ardous waste substances, pollutants, or contaminants pur-*
19 *suant to the Comprehensive Environmental Response, Com-*
20 *pensation, and Liability Act, as amended (42 U.S.C. 9601*
21 *et seq.), \$10,000,000, to remain available until expended:*
22 *Provided, That notwithstanding 31 U.S.C. 3302, sums re-*
23 *covered from or paid by a party in advance of or as reim-*
24 *bursement for remedial action or response activities con-*
25 *ducted by the Department pursuant to section 107 or 113(f)*
26 *of such Act, shall be credited to this account to be available*

1 *until expended without further appropriation: Provided*
2 *further, That such sums recovered from or paid by any*
3 *party are not limited to monetary payments and may in-*
4 *clude stocks, bonds or other personal or real property, which*
5 *may be retained, liquidated, or otherwise disposed of by the*
6 *Secretary and which shall be credited to this account.*

7
8 *CONSTRUCTION*

9 *For construction of buildings, recreation facilities,*
10 *roads, trails, and appurtenant facilities, \$15,360,000, to re-*
11 *main available until expended.*

12
13 *PAYMENTS IN LIEU OF TAXES*

14 *For expenses necessary to implement the Act of October*
15 *20, 1976, as amended (31 U.S.C. 6901–6907),*
16 *\$148,000,000, of which not to exceed \$400,000 shall be*
17 *available for administrative expenses: Provided, That no*
18 *payment shall be made to otherwise eligible units of local*
19 *government if the computed amount of the payment is less*
20 *than \$100.*

21
22 *LAND ACQUISITION*

23 *For expenses necessary to carry out sections 205, 206,*
24 *and 318(d) of Public Law 94–579, including administra-*
25 *tive expenses and acquisition of lands or waters, or interests*
therein, \$10,600,000, to be derived from the Land and
Water Conservation Fund, to remain available until ex-
pended.

1 OREGON AND CALIFORNIA GRANT LANDS

2 *For expenses necessary for management, protection,*
3 *and development of resources and for construction, oper-*
4 *ation, and maintenance of access roads, reforestation, and*
5 *other improvements on the revested Oregon and California*
6 *Railroad grant lands, on other Federal lands in the Oregon*
7 *and California land-grant counties of Oregon, and on adja-*
8 *cent rights-of-way; and acquisition of lands or interests*
9 *therein including existing connecting roads on or adjacent*
10 *to such grant lands; \$104,267,000, to remain available until*
11 *expended: Provided, That 25 percent of the aggregate of all*
12 *receipts during the current fiscal year from the revested Or-*
13 *egon and California Railroad grant lands is hereby made*
14 *a charge against the Oregon and California land-grant*
15 *fund and shall be transferred to the General Fund in the*
16 *Treasury in accordance with the second paragraph of sub-*
17 *section (b) of title II of the Act of August 28, 1937 (50 Stat.*
18 *876).*

19 FOREST ECOSYSTEMS HEALTH AND RECOVERY FUND

20 *(REVOLVING FUND, SPECIAL ACCOUNT)*

21 *In addition to the purposes authorized in Public Law*
22 *102–381, funds made available in the Forest Ecosystem*
23 *Health and Recovery Fund can be used for the purpose of*
24 *planning, preparing, and monitoring salvage timber sales*
25 *and forest ecosystem health and recovery activities such as*
26 *release from competing vegetation and density control treat-*

1 *ments. The Federal share of receipts (defined as the portion*
2 *of salvage timber receipts not paid to the counties under*
3 *43 U.S.C. 1181f and 43 U.S.C. 1181–1 et seq., and Public*
4 *Law 103–66) derived from treatments funded by this ac-*
5 *count shall be deposited into the Forest Ecosystem Health*
6 *and Recovery Fund.*

7 *RANGE IMPROVEMENTS*

8 *For rehabilitation, protection, and acquisition of lands*
9 *and interests therein, and improvement of Federal range-*
10 *lands pursuant to section 401 of the Federal Land Policy*
11 *and Management Act of 1976 (43 U.S.C. 1701), notwith-*
12 *standing any other Act, sums equal to 50 percent of all*
13 *moneys received during the prior fiscal year under sections*
14 *3 and 15 of the Taylor Grazing Act (43 U.S.C. 315 et seq.)*
15 *and the amount designated for range improvements from*
16 *grazing fees and mineral leasing receipts from Bankhead-*
17 *Jones lands transferred to the Department of the Interior*
18 *pursuant to law, but not less than \$10,000,000, to remain*
19 *available until expended: Provided, That not to exceed*
20 *\$600,000 shall be available for administrative expenses.*

21 *SERVICE CHARGES, DEPOSITS, AND FORFEITURES*

22 *For administrative expenses and other costs related to*
23 *processing application documents and other authorizations*
24 *for use and disposal of public lands and resources, for costs*
25 *of providing copies of official public land documents, for*
26 *monitoring construction, operation, and termination of fa-*

1 *cilities in conjunction with use authorizations, and for re-*
2 *habilitation of damaged property, such amounts as may be*
3 *collected under Public Law 94–579, as amended, and Public*
4 *Law 93–153, to remain available until expended: Provided,*
5 *That notwithstanding any provision to the contrary of sec-*
6 *tion 305(a) of Public Law 94–579 (43 U.S.C. 1735(a)), any*
7 *moneys that have been or will be received pursuant to that*
8 *section, whether as a result of forfeiture, compromise, or set-*
9 *tlement, if not appropriate for refund pursuant to section*
10 *305(c) of that Act (43 U.S.C. 1735(c)), shall be available*
11 *and may be expended under the authority of this Act by*
12 *the Secretary to improve, protect, or rehabilitate any public*
13 *lands administered through the Bureau of Land Manage-*
14 *ment which have been damaged by the action of a resource*
15 *developer, purchaser, permittee, or any unauthorized per-*
16 *son, without regard to whether all moneys collected from*
17 *each such action are used on the exact lands damaged which*
18 *led to the action: Provided further, That any such moneys*
19 *that are in excess of amounts needed to repair damage to*
20 *the exact land for which funds were collected may be used*
21 *to repair other damaged public lands.*

22 MISCELLANEOUS TRUST FUNDS

23 *In addition to amounts authorized to be expended*
24 *under existing laws, there is hereby appropriated such*
25 *amounts as may be contributed under section 307 of the*
26 *Act of October 21, 1976 (43 U.S.C. 1701), and such*

1 *amounts as may be advanced for administrative costs, sur-*
2 *veys, appraisals, and costs of making conveyances of omit-*
3 *ted lands under section 211(b) of that Act, to remain avail-*
4 *able until expended.*

5 *ADMINISTRATIVE PROVISIONS*

6 *Appropriations for the Bureau of Land Management*
7 *shall be available for purchase, erection, and dismantlement*
8 *of temporary structures, and alteration and maintenance*
9 *of necessary buildings and appurtenant facilities to which*
10 *the United States has title; up to \$100,000 for payments,*
11 *at the discretion of the Secretary, for information or evi-*
12 *dence concerning violations of laws administered by the Bu-*
13 *reau; miscellaneous and emergency expenses of enforcement*
14 *activities authorized or approved by the Secretary and to*
15 *be accounted for solely on his certificate, not to exceed*
16 *\$10,000: Provided, That notwithstanding 44 U.S.C. 501,*
17 *the Bureau may, under cooperative cost-sharing and part-*
18 *nership arrangements authorized by law, procure printing*
19 *services from cooperators in connection with jointly pro-*
20 *duced publications for which the cooperators share the cost*
21 *of printing either in cash or in services, and the Bureau*
22 *determines the cooperator is capable of meeting accepted*
23 *quality standards.*

1 *UNITED STATES FISH AND WILDLIFE SERVICE*2 *RESOURCE MANAGEMENT*

3 *For necessary expenses of the United States Fish and*
4 *Wildlife Service, for scientific and economic studies, con-*
5 *servation, management, investigations, protection, and uti-*
6 *lization of fishery and wildlife resources, except whales,*
7 *seals, and sea lions, maintenance of the herd of long-horned*
8 *cattle on the Wichita Mountains Wildlife Refuge, general*
9 *administration, and for the performance of other authorized*
10 *functions related to such resources by direct expenditure,*
11 *contracts, grants, cooperative agreements and reimbursable*
12 *agreements with public and private entities, \$758,442,000,*
13 *to remain available until September 30, 2002, except as oth-*
14 *erwise provided herein, of which not less than \$2,000,000*
15 *shall be provided to local governments in southern Cali-*
16 *fornia for planning associated with the Natural Commu-*
17 *nities Conservation Planning (NCCP) program and shall*
18 *remain available until expended: Provided, That not less*
19 *than \$1,000,000 for high priority projects which shall be*
20 *carried out by the Youth Conservation Corps as authorized*
21 *by the Act of August 13, 1970, as amended: Provided fur-*
22 *ther, That not to exceed \$6,355,000 shall be used for imple-*
23 *menting subsections (a), (b), (c), and (e) of section 4 of the*
24 *Endangered Species Act, as amended, for species that are*
25 *indigenous to the United States (except for processing peti-*

1 tions, developing and issuing proposed and final regula-
2 tions, and taking any other steps to implement actions de-
3 scribed in subsection (c)(2)(A), (c)(2)(B)(i), or
4 (c)(2)(B)(ii): Provided further, That of the amount avail-
5 able for law enforcement, up to \$400,000 to remain avail-
6 able until expended, may at the discretion of the Secretary,
7 be used for payment for information, rewards, or evidence
8 concerning violations of laws administered by the Service,
9 and miscellaneous and emergency expenses of enforcement
10 activity, authorized or approved by the Secretary and to
11 be accounted for solely on his certificate: Provided further,
12 That of the amount provided for environmental contami-
13 nants, up to \$1,000,000 may remain available until ex-
14 pended for contaminant sample analyses.

15 For an additional amount for salmon restoration and
16 conservation efforts in the State of Maine, \$5,000,000, to
17 remain available until expended, which amount shall be
18 made available to the National Fish and Wildlife Founda-
19 tion to carry out a competitively awarded grant program
20 for State, local, or other organizations in Maine to fund
21 on-the-ground projects to further Atlantic salmon conserva-
22 tion or restoration efforts in coordination with the State
23 of Maine and the Maine Atlantic Salmon Conservation
24 Plan, including projects to (1) assist in land acquisition
25 and conservation easements to benefit Atlantic salmon; (2)

1 *develop irrigation and water use management measures to*
2 *minimize any adverse effects on salmon habitat; and (3)*
3 *develop and phase in enhanced aquaculture cages to mini-*
4 *mize escape of Atlantic salmon: Provided, That, of the*
5 *amounts appropriated under this paragraph, \$2,000,000*
6 *shall be made available to the Atlantic Salmon Commission*
7 *for salmon restoration and conservation activities, includ-*
8 *ing installing and upgrading weirs and fish collection fa-*
9 *cilities, conducting risk assessments, fish marking, and*
10 *salmon genetics studies and testing, and developing and*
11 *phasing in enhanced aquaculture cages to minimize escape*
12 *of Atlantic salmon, and \$500,000 shall be made available*
13 *to the National Academy of Sciences to conduct a study*
14 *of Atlantic salmon: Provided further, That the amounts ap-*
15 *propriated under this paragraph shall not be subject to sec-*
16 *tion 10(b)(1) of the National Fish and Wildlife Foundation*
17 *Establishment Act (16 U.S.C. 3709(b)(1)): Provided fur-*
18 *ther, That the National Fish and Wildlife Foundation shall*
19 *give special consideration to proposals that include match-*
20 *ing contributions (whether in currency, services, or prop-*
21 *erty) made by private persons or organizations or by State*
22 *or local government agencies, if such matching contribu-*
23 *tions are available: Provided further, That amounts made*
24 *available under this paragraph shall be provided to the Na-*
25 *tional Fish and Wildlife Foundation not later than 15 days*

1 *after the date of enactment of this Act: Provided further,*
2 *That the entire amount made available under this para-*
3 *graph is designated by Congress as an emergency require-*
4 *ment under section 251(b)(2)(A) of the Balanced Budget*
5 *and Emergency Deficit Control Act of 1985 (2 U.S.C.*
6 *901(b)(2)(A)).*

7 *CONSTRUCTION*

8 *For construction, improvement, acquisition, or re-*
9 *moval of buildings and other facilities required in the con-*
10 *servaion, management, investigation, protection, and utili-*
11 *zation of fishery and wildlife resources, and the acquisition*
12 *of lands and interests therein; \$54,803,000, to remain avail-*
13 *able until expended.*

14 *LAND ACQUISITION*

15 *For expenses necessary to carry out the Land and*
16 *Water Conservation Fund Act of 1965, as amended (16*
17 *U.S.C. 460l-4 through 11), including administrative ex-*
18 *penses, and for acquisition of land or waters, or interest*
19 *therein, in accordance with statutory authority applicable*
20 *to the United States Fish and Wildlife Service, \$46,100,000,*
21 *to be derived from the Land and Water Conservation Fund,*
22 *to remain available until expended, of which \$1,000,000*
23 *shall be used for acquisition of land around the Bon Secour*
24 *National Wildlife Refuge, Alabama, and of which not more*
25 *than \$6,500,000 shall be used for acquisition management.*

1 *COOPERATIVE ENDANGERED SPECIES CONSERVATION FUND*

2 *For expenses necessary to carry out the provisions of*
3 *the Endangered Species Act of 1973 (16 U.S.C. 1531–1543),*
4 *as amended, \$26,925,000, to be derived from the Coopera-*
5 *tive Endangered Species Conservation Fund, to remain*
6 *available until expended.*

7 *NATIONAL WILDLIFE REFUGE FUND*

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

10 *NORTH AMERICAN WETLANDS CONSERVATION FUND*

11 *For expenses necessary to carry out the provisions of*
12 *the North American Wetlands Conservation Act, Public*
13 *Law 101–233, as amended, \$16,500,000, 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, \$797,000, 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, 4211–4213,*
22 *4221–4225, 4241–4245, and 1538), the Asian Elephant*
23 *Conservation Act of 1997 (16 U.S.C. 4261–4266), and the*
24 *Rhinoceros and Tiger Conservation Act of 1994 (16 U.S.C.*
25 *5301–5306), \$2,500,000, to remain available until ex-*
26 *pended: Provided, That funds made available under this Act*

1 *and Public Law 105–277 for rhinoceros, tiger, and Asian*
2 *elephant conservation programs are exempt from any sanc-*
3 *tions imposed against any country under section 102 of the*
4 *Arms Export Control Act (22 U.S.C. 2799aa–1).*

5 *ADMINISTRATIVE PROVISIONS*

6 *Appropriations and funds available to the United*
7 *States Fish and Wildlife Service shall be available for pur-*
8 *chase of not to exceed 79 passenger motor vehicles, of which*
9 *72 are for replacement only (including 41 for police-type*
10 *use); repair of damage to public roads within and adjacent*
11 *to reservation areas caused by operations of the Service; op-*
12 *tions for the purchase of land at not to exceed \$1 for each*
13 *option; facilities incident to such public recreational uses*
14 *on conservation areas as are consistent with their primary*
15 *purpose; and the maintenance and improvement of aquaria,*
16 *buildings, and other facilities under the jurisdiction of the*
17 *Service and to which the United States has title, and which*
18 *are used pursuant to law in connection with management*
19 *and investigation of fish and wildlife resources: Provided,*
20 *That notwithstanding 44 U.S.C. 501, the Service may,*
21 *under cooperative cost sharing and partnership arrange-*
22 *ments authorized by law, procure printing services from co-*
23 *operators in connection with jointly produced publications*
24 *for which the cooperators share at least one-half the cost*
25 *of printing either in cash or services and the Service deter-*
26 *mines the cooperator is capable of meeting accepted quality*

1 *standards: Provided further, That the Service may accept*
2 *donated aircraft as replacements for existing aircraft: Pro-*
3 *vided further, That notwithstanding any other provision of*
4 *law, the Secretary of the Interior may not spend any of*
5 *the funds appropriated in this Act for the purchase of lands*
6 *or interests in lands to be used in the establishment of any*
7 *new unit of the National Wildlife Refuge System unless the*
8 *purchase is approved in advance by the House and Senate*
9 *Committees on Appropriations in compliance with the re-*
10 *programming procedures contained in Senate Report 105-*
11 *56.*

12 *NATIONAL PARK SERVICE*

13 *OPERATION OF THE NATIONAL PARK SYSTEM*

14 *For expenses necessary for the management, operation,*
15 *and maintenance of areas and facilities administered by*
16 *the National Park Service (including special road mainte-*
17 *nance service to trucking permittees on a reimbursable*
18 *basis), and for the general administration of the National*
19 *Park Service, including not less than \$2,000,000 for high*
20 *priority projects within the scope of the approved budget*
21 *which shall be carried out by the Youth Conservation Corps*
22 *as authorized by 16 U.S.C. 1706, \$1,443,995,000, of which*
23 *\$200,000 shall be available for the conduct of a wilderness*
24 *suitability study at Apostle Islands National Lakeshore,*
25 *Wisconsin, and of which \$9,227,000 for research, planning*

1 *and interagency coordination in support of land acquisi-*
2 *tion for Everglades restoration shall remain available until*
3 *expended, and of which not to exceed \$7,000,000, to remain*
4 *available until expended, is to be derived from the special*
5 *fee account established pursuant to title V, section 5201 of*
6 *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 part-*
10 *nership programs, environmental compliance and review,*
11 *international park affairs, statutory or contractual aid for*
12 *other activities, and grant administration, not otherwise*
13 *provided for, \$63,249,000, of which \$1,000,000 shall be for*
14 *the Lewes Maritime Historic Park, of which not less than*
15 *\$730,000 shall be available for use by the Roosevelt Campo-*
16 *bello International Park Commission, of which not less than*
17 *\$500,000 shall be used to develop a preservation plan for*
18 *the Cane River National Heritage Area, Louisiana, of*
19 *which \$1,000,000 shall be available to carry out exhibitions*
20 *at and acquire interior furnishings for the Rosa Parks Li-*
21 *brary and Museum, Alabama, of which \$2,000,000 shall be*
22 *available to carry out the Urban Park and Recreation Re-*
23 *covery Act of 1978 (16 U.S.C. 2501 et seq.), of which*
24 *\$2,250,000 shall be used to construct and maintain the*
25 *Four Corners Interpretive Center authorized by Public Law*
26 *106–143, and of which \$250,000 shall be available to the*

1 *National Center for Preservation Technology and Training*
2 *for the development of a model for heritage education*
3 *through distance learning.*

4 *HISTORIC PRESERVATION FUND*

5 *For expenses necessary in carrying out the Historic*
6 *Preservation Act of 1966, as amended (16 U.S.C. 470), and*
7 *the Omnibus Parks and Public Lands Management Act of*
8 *1996 (Public Law 104–333), \$44,347,000, to be derived*
9 *from the Historic Preservation Fund, to remain available*
10 *until September 30, 2002, of which \$7,177,000 pursuant to*
11 *section 507 of Public Law 104–333 shall remain available*
12 *until expended.*

13 *CONSTRUCTION*

14 *For construction, improvements, repair or replacement*
15 *of physical facilities, including the modifications authorized*
16 *by section 104 of the Everglades National Park Protection*
17 *and Expansion Act of 1989, \$204,450,000, of which not*
18 *more than \$511,000 shall be used for the preconstruction,*
19 *engineering, and design of a heritage center for the Grand*
20 *Portage National Monument in Minnesota, to remain*
21 *available until expended: Provided, That \$1,000,000 for the*
22 *Great Falls Historic District, \$650,000 for Lake Champlain*
23 *National Historic Landmarks, and \$365,000 for the U.S.*
24 *Grant Boyhood Home National Historic Landmark shall*
25 *be derived from the Historic Preservation Fund pursuant*
26 *to 16 U.S.C. 470a: Provided further, That not less than*

1 \$2,350,000 shall be used for construction at Ponca State
2 Park, Nebraska, including \$1,500,000 to be used for the de-
3 sign and construction of educational and informational dis-
4 plays for the Missouri Recreation Rivers Research and
5 Education Center, Nebraska.

6 *LAND AND WATER CONSERVATION FUND*

7 *(RESCISSION)*

8 *The contract authority provided for fiscal year 2001*
9 *by 16 U.S.C. 460l–10a is rescinded.*

10 *LAND ACQUISITION AND STATE ASSISTANCE*

11 *For expenses necessary to carry out the Land and*
12 *Water Conservation Act of 1965, as amended (16 U.S.C.*
13 *460l–4 through 11), including administrative expenses, and*
14 *for acquisition of lands or waters, or interest therein, in*
15 *accordance with the statutory authority applicable to the*
16 *National Park Service, \$87,140,000, to be derived from the*
17 *Land and Water Conservation Fund, to remain available*
18 *until expended, of which \$40,000,000 is for the State assist-*
19 *ance program including \$1,000,000 to administer the State*
20 *assistance program, and of which \$12,000,000 may be for*
21 *State grants for land acquisition in the State of Florida:*
22 *Provided, That the Secretary may provide Federal assist-*
23 *ance to the State of Florida for the acquisition of lands*
24 *or waters, or interests therein, within the Everglades water-*
25 *shed (consisting of lands and waters within the boundaries*
26 *of the South Florida Water Management District, Florida*

1 *Bay and the Florida Keys, including the areas known as*
2 *the Frog Pond, the Rocky Glades and the Eight and One-*
3 *Half Square Mile Area) under terms and conditions deemed*
4 *necessary by the Secretary to improve and restore the*
5 *hydrological function of the Everglades watershed: Provided*
6 *further, That funds provided under this heading for assist-*
7 *ance to the State of Florida to acquire lands within the*
8 *Everglades watershed are contingent upon new matching*
9 *non-Federal funds by the State and shall be subject to an*
10 *agreement that the lands to be acquired will be managed*
11 *in perpetuity for the restoration of the Everglades: Provided*
12 *further, That none of the funds provided for the State As-*
13 *sistance program may be used to establish a contingency*
14 *fund.*

15 *ADMINISTRATIVE PROVISIONS*

16 *Appropriations for the National Park Service shall be*
17 *available for the purchase of not to exceed 340 passenger*
18 *motor vehicles, of which 273 shall be for replacement only,*
19 *including not to exceed 319 for police-type use, 12 buses,*
20 *and 9 ambulances: Provided, That none of the funds appro-*
21 *priated to the National Park Service may be used to process*
22 *any grant or contract documents which do not include the*
23 *text of 18 U.S.C. 1913: Provided further, That none of the*
24 *funds appropriated to the National Park Service may be*
25 *used to implement an agreement for the redevelopment of*
26 *the southern end of Ellis Island until such agreement has*

1 *been submitted to the Congress and shall not be imple-*
2 *mented prior to the expiration of 30 calendar days (not*
3 *including any day in which either House of Congress is*
4 *not in session because of adjournment of more than three*
5 *calendar days to a day certain) from the receipt by the*
6 *Speaker of the House of Representatives and the President*
7 *of the Senate of a full and comprehensive report on the de-*
8 *velopment of the southern end of Ellis Island, including the*
9 *facts and circumstances relied upon in support of the pro-*
10 *posed project.*

11 *None of the funds in this Act may be spent by the Na-*
12 *tional Park Service for activities taken in direct response*
13 *to the United Nations Biodiversity Convention.*

14 *The National Park Service may distribute to operating*
15 *units based on the safety record of each unit the costs of*
16 *programs designed to improve workplace and employee safe-*
17 *ty, and to encourage employees receiving workers' com-*
18 *pensation benefits pursuant to chapter 81 of title 5, United*
19 *States Code, to return to appropriate positions for which*
20 *they are medically able.*

21 *UNITED STATES GEOLOGICAL SURVEY*
22 *SURVEYS, INVESTIGATIONS, AND RESEARCH*

23 *For expenses necessary for the United States Geological*
24 *Survey to perform surveys, investigations, and research cov-*
25 *ering topography, geology, hydrology, biology, and the min-*

1 eral and water resources of the United States, its territories
2 and possessions, and other areas as authorized by 43 U.S.C.
3 31, 1332, and 1340; classify lands as to their mineral and
4 water resources; give engineering supervision to power per-
5 mittees and Federal Energy Regulatory Commission licens-
6 es; administer the minerals exploration program (30
7 U.S.C. 641); and publish and disseminate data relative to
8 the foregoing activities; and to conduct inquiries into the
9 economic conditions affecting mining and materials proc-
10 essing industries (30 U.S.C. 3, 21a, and 1603; 50 U.S.C.
11 98g(1)) and related purposes as authorized by law and to
12 publish and disseminate data; \$846,596,000, of which
13 \$62,879,000 shall be available only for cooperation with
14 States or municipalities for water resources investigations;
15 and of which \$16,400,000 shall remain available until ex-
16 pended for conducting inquiries into the economic condi-
17 tions affecting mining and materials processing industries;
18 and of which \$1,525,000 shall remain available until ex-
19 pended for ongoing development of a mineral and geologic
20 data base; and of which \$32,322,000 shall be available until
21 September 30, 2002 for the operation and maintenance of
22 facilities and deferred maintenance; and of which
23 \$147,773,000 shall be available until September 30, 2002
24 for the biological research activity and the operation of the
25 Cooperative Research Units: Provided, That none of these

1 *funds provided for the biological research activity shall be*
2 *used to conduct new surveys on private property, unless spe-*
3 *cifically authorized in writing by the property owner: Pro-*
4 *vided further, That no part of this appropriation shall be*
5 *used to pay more than one-half the cost of topographic map-*
6 *ping or water resources data collection and investigations*
7 *carried on in cooperation with States and municipalities.*

8 *For an additional amount for “SURVEYS, INVESTIGA-*
9 *TIONS, AND RESEARCH”, \$1,800,000, to remain available*
10 *until expended, to repair or replace stream monitoring*
11 *equipment and associated facilities damaged by natural*
12 *disasters: Provided, That the entire amount is designated*
13 *by the Congress as an emergency requirement pursuant to*
14 *section 251(b)(2)(A) of the Balanced Budget and Emer-*
15 *gency Deficit Control Act of 1985, as amended.*

16 *ADMINISTRATIVE PROVISIONS*

17 *The amount appropriated for the United States Geo-*
18 *logical Survey shall be available for the purchase of not to*
19 *exceed 53 passenger motor vehicles, of which 48 are for re-*
20 *placement only; reimbursement to the General Services Ad-*
21 *ministration for security guard services; contracting for the*
22 *furnishing of topographic maps and for the making of geo-*
23 *physical or other specialized surveys when it is administra-*
24 *tively determined that such procedures are in the public in-*
25 *terest; construction and maintenance of necessary buildings*
26 *and appurtenant facilities; acquisition of lands for gauging*

1 *stations and observation wells; expenses of the United States*
2 *National Committee on Geology; and payment of compensa-*
3 *tion and expenses of persons on the rolls of the Survey duly*
4 *appointed to represent the United States in the negotiation*
5 *and administration of interstate compacts: Provided, That*
6 *activities funded by appropriations herein made may be ac-*
7 *complished through the use of contracts, grants, or coopera-*
8 *tive agreements as defined in 31 U.S.C. 6302 et seq.*

9 *MINERALS MANAGEMENT SERVICE*

10 *ROYALTY AND OFFSHORE MINERALS MANAGEMENT*

11 *For expenses necessary for minerals leasing and envi-*
12 *ronmental studies, regulation of industry operations, and*
13 *collection of royalties, as authorized by law; for enforcing*
14 *laws and regulations applicable to oil, gas, and other min-*
15 *erals leases, permits, licenses and operating contracts; and*
16 *for matching grants or cooperative agreements; including*
17 *the purchase of not to exceed eight passenger motor vehicles*
18 *for replacement only; \$134,010,000, of which \$86,257,000,*
19 *shall be available for royalty management activities; and*
20 *an amount not to exceed \$107,410,000, to be credited to this*
21 *appropriation and to remain available until expended,*
22 *from additions to receipts resulting from increases to rates*
23 *in effect on August 5, 1993, from rate increases to fee collec-*
24 *tions for Outer Continental Shelf administrative activities*
25 *performed by the Minerals Management Service over and*

1 *above the rates in effect on September 30, 1993, and from*
2 *additional fees for Outer Continental Shelf administrative*
3 *activities established after September 30, 1993: Provided,*
4 *That to the extent \$107,410,000 in additions to receipts are*
5 *not realized from the sources of receipts stated above, the*
6 *amount needed to reach \$107,410,000 shall be credited to*
7 *this appropriation from receipts resulting from rental rates*
8 *for Outer Continental Shelf leases in effect before August*
9 *5, 1993: Provided further, That \$3,000,000 for computer ac-*
10 *quisitions shall remain available until September 30, 2002:*
11 *Provided further, That funds appropriated under this Act*
12 *shall be available for the payment of interest in accordance*
13 *with 30 U.S.C. 1721(b) and (d): Provided further, That not*
14 *to exceed \$3,000 shall be available for reasonable expenses*
15 *related to promoting volunteer beach and marine cleanup*
16 *activities: Provided further, That notwithstanding any*
17 *other provision of law, \$15,000 under this heading shall be*
18 *available for refunds of overpayments in connection with*
19 *certain Indian leases in which the Director of the Minerals*
20 *Management Service concurred with the claimed refund*
21 *due, to pay amounts owed to Indian allottees or tribes, or*
22 *to correct prior unrecoverable erroneous payments.*

23 *OIL SPILL RESEARCH*

24 *For necessary expenses to carry out title I, section*
25 *1016, title IV, sections 4202 and 4303, title VII, and title*
26 *VIII, section 8201 of the Oil Pollution Act of 1990,*

1 \$6,118,000, which shall be derived from the Oil Spill Liabil-
2 ity Trust Fund, to remain available until expended.

3 OFFICE OF SURFACE MINING RECLAMATION AND
4 ENFORCEMENT
5 REGULATION AND TECHNOLOGY

6 For necessary expenses to carry out the provisions of
7 the Surface Mining Control and Reclamation Act of 1977,
8 Public Law 95–87, as amended, including the purchase of
9 not to exceed 10 passenger motor vehicles, for replacement
10 only; \$100,801,000: Provided, That the Secretary of the In-
11 terior, pursuant to regulations, may use directly or through
12 grants to States, moneys collected in fiscal year 2001 for
13 civil penalties assessed under section 518 of the Surface
14 Mining Control and Reclamation Act of 1977 (30 U.S.C.
15 1268), to reclaim lands adversely affected by coal mining
16 practices after August 3, 1977, to remain available until
17 expended: Provided further, That appropriations for the Of-
18 fice of Surface Mining Reclamation and Enforcement may
19 provide for the travel and per diem expenses of State and
20 tribal personnel attending Office of Surface Mining Rec-
21 lamation and Enforcement sponsored training.

22 ABANDONED MINE RECLAMATION FUND

23 For necessary expenses to carry out title IV of the Sur-
24 face Mining Control and Reclamation Act of 1977, Public
25 Law 95–87, as amended, including the purchase of not more
26 than 10 passenger motor vehicles for replacement only,

1 \$201,438,000, to be derived from receipts of the Abandoned
2 Mine Reclamation Fund and to remain available until ex-
3 pended; of which up to \$10,000,000, to be derived from the
4 Federal Expenses Share of the Fund, shall be for supple-
5 mental grants to States for the reclamation of abandoned
6 sites with acid mine rock drainage from coal mines, and
7 for associated activities, through the Appalachian Clean
8 Streams Initiative: Provided, That grants to minimum pro-
9 gram States will be \$1,600,000 per State in fiscal year
10 2001: Provided further, That of the funds herein provided
11 up to \$18,000,000 may be used for the emergency program
12 authorized by section 410 of Public Law 95-87, as amend-
13 ed, of which no more than 25 percent shall be used for emer-
14 gency reclamation projects in any one State and funds for
15 federally administered emergency reclamation projects
16 under this proviso shall not exceed \$11,000,000: Provided
17 further, That prior year unobligated funds appropriated for
18 the emergency reclamation program shall not be subject to
19 the 25 percent limitation per State and may be used with-
20 out fiscal year limitation for emergency projects: Provided
21 further, That pursuant to Public Law 97-365, the Depart-
22 ment of the Interior is authorized to use up to 20 percent
23 from the recovery of the delinquent debt owed to the United
24 States Government to pay for contracts to collect these debts:
25 Provided further, That funds made available under title IV

1 of Public Law 95–87 may be used for any required non-
2 Federal share of the cost of projects funded by the Federal
3 Government for the purpose of environmental restoration
4 related to treatment or abatement of acid mine drainage
5 from abandoned mines: Provided further, That such projects
6 must be consistent with the purposes and priorities of the
7 Surface Mining Control and Reclamation Act: Provided
8 further, That the State of Maryland may set aside the great-
9 er of \$1,000,000 or 10 percent of the total of the grants
10 made available to the State under title IV of the Surface
11 Mining Control and Reclamation Act of 1977, as amended
12 (30 U.S.C. 1231 et seq.), if the amount set aside is deposited
13 in an acid mine drainage abatement and treatment fund
14 established under a State law, pursuant to which law the
15 amount (together with all interest earned on the amount)
16 is expended by the State to undertake acid mine drainage
17 abatement and treatment projects, except that before any
18 amounts greater than 10 percent of its title IV grants are
19 deposited in an acid mine drainage abatement and treat-
20 ment fund, the State of Maryland must first complete all
21 Surface Mining Control and Reclamation Act priority one
22 projects: Provided further, That from the funds provided
23 herein, in addition to the amount granted to the State of
24 Kentucky under Sections 402(g)(1) and 402(g)(5) of the
25 Surface Mining Control and Reclamation Act, an addi-

1 tional \$1,000,000 shall be made available to the State of
2 Kentucky to demonstrate reforestation techniques on aban-
3 doned coal mine sites.

4 *BUREAU OF INDIAN AFFAIRS*

5 *OPERATION OF INDIAN PROGRAMS*

6 *For expenses necessary for the operation of Indian pro-*
7 *grams, as authorized by law, including the Snyder Act of*
8 *November 2, 1921 (25 U.S.C. 13), the Indian Self-Deter-*
9 *mination and Education Assistance Act of 1975 (25 U.S.C.*
10 *450 et seq.), as amended, the Education Amendments of*
11 *1978 (25 U.S.C. 2001–2019), and the Tribally Controlled*
12 *Schools Act of 1988 (25 U.S.C. 2501 et seq.), as amended,*
13 *\$1,704,620,000, to remain available until September 30,*
14 *2002 except as otherwise provided herein, of which not to*
15 *exceed \$93,225,000 shall be for welfare assistance payments*
16 *and notwithstanding any other provision of law, including*
17 *but not limited to the Indian Self-Determination Act of*
18 *1975, as amended, not to exceed \$125,485,000 shall be*
19 *available for payments to tribes and tribal organizations*
20 *for contract support costs associated with ongoing contracts,*
21 *grants, compacts, or annual funding agreements entered*
22 *into with the Bureau prior to or during fiscal year 2001,*
23 *as authorized by such Act, except that tribes and tribal or-*
24 *ganizations may use their tribal priority allocations for*
25 *unmet indirect costs of ongoing contracts, grants, or com-*

1 *pacts, or annual funding agreements and for unmet welfare*
2 *assistance costs; and up to \$5,000,000 shall be for the In-*
3 *dian Self-Determination Fund which shall be available for*
4 *the transitional cost of initial or expanded tribal contracts,*
5 *grants, compacts or cooperative agreements with the Bureau*
6 *under such Act; and of which not to exceed \$412,556,000*
7 *for school operations costs of Bureau-funded schools and*
8 *other education programs shall become available on July*
9 *1, 2001, and shall remain available until September 30,*
10 *2002; and of which not to exceed \$54,694,000 shall remain*
11 *available until expended for housing improvement, road*
12 *maintenance, attorney fees, litigation support, self-govern-*
13 *ance grants, the Indian Self-Determination Fund, land*
14 *records improvement, and the Navajo-Hopi Settlement Pro-*
15 *gram; and of which not to exceed \$108,000 shall be for pay-*
16 *ment to the United Sioux Tribes of South Dakota Develop-*
17 *ment Corporation for the purpose of providing employment*
18 *assistance to Indian clients of the Corporation, including*
19 *employment counseling, follow-up services, housing services,*
20 *community services, day care services, and subsistence to*
21 *help Indian clients become fully employed members of soci-*
22 *ety: Provided, That notwithstanding any other provision of*
23 *law, including but not limited to the Indian Self-Deter-*
24 *mination Act of 1975, as amended, and 25 U.S.C. 2008,*
25 *not to exceed \$43,160,000 within and only from such*

1 amounts made available for school operations shall be avail-
2 able to tribes and tribal organizations for administrative
3 cost grants associated with the operation of Bureau-funded
4 schools: Provided further, That any forestry funds allocated
5 to a tribe which remain unobligated as of September 30,
6 2002, may be transferred during fiscal year 2003 to an In-
7 dian forest land assistance account established for the ben-
8 efit of such tribe within the tribe's trust fund account: Pro-
9 vided further, That any such unobligated balances not so
10 transferred shall expire on September 30, 2003.

11 *CONSTRUCTION*

12 *For construction, repair, improvement, and mainte-*
13 *nance of irrigation and power systems, buildings, utilities,*
14 *and other facilities, including architectural and engineering*
15 *services by contract; acquisition of lands, and interests in*
16 *lands; and preparation of lands for farming, and for con-*
17 *struction of the Navajo Indian Irrigation Project pursuant*
18 *to Public Law 87-483, \$341,004,000, to remain available*
19 *until expended: Provided, That such amounts as may be*
20 *available for the construction of the Navajo Indian Irriga-*
21 *tion Project may be transferred to the Bureau of Reclama-*
22 *tion: Provided further, That not to exceed 6 percent of con-*
23 *tract authority available to the Bureau of Indian Affairs*
24 *from the Federal Highway Trust Fund may be used to cover*
25 *the road program management costs of the Bureau: Pro-*
26 *vided further, That any funds provided for the Safety of*

1 *Dams program pursuant to 25 U.S.C. 13 shall be made*
2 *available on a nonreimbursable basis: Provided further,*
3 *That for fiscal year 2001, in implementing new construc-*
4 *tion or facilities improvement and repair project grants in*
5 *excess of \$100,000 that are provided to tribally controlled*
6 *grant schools under Public Law 100–297, as amended, the*
7 *Secretary of the Interior shall use the Administrative and*
8 *Audit Requirements and Cost Principles for Assistance Pro-*
9 *grams contained in 43 CFR part 12 as the regulatory re-*
10 *quirements: Provided further, That such grants shall not*
11 *be subject to section 12.61 of 43 CFR; the Secretary and*
12 *the grantee shall negotiate and determine a schedule of pay-*
13 *ments for the work to be performed: Provided further, That*
14 *in considering applications, the Secretary shall consider*
15 *whether the Indian tribe or tribal organization would be*
16 *deficient in assuring that the construction projects conform*
17 *to applicable building standards and codes and Federal,*
18 *tribal, or State health and safety standards as required by*
19 *25 U.S.C. 2005(a), with respect to organizational and fi-*
20 *nancial management capabilities: Provided further, That if*
21 *the Secretary declines an application, the Secretary shall*
22 *follow the requirements contained in 25 U.S.C. 2505(f):*
23 *Provided further, That any disputes between the Secretary*
24 *and any grantee concerning a grant shall be subject to the*
25 *disputes provision in 25 U.S.C. 2508(e).*

1 *INDIAN LAND AND WATER CLAIM SETTLEMENTS AND*
2 *MISCELLANEOUS PAYMENTS TO INDIANS*

3 *For miscellaneous payments to Indian tribes and indi-*
4 *viduals and for necessary administrative expenses,*
5 *\$35,276,000, to remain available until expended; of which*
6 *\$25,225,000 shall be available for implementation of en-*
7 *acted Indian land and water claim settlements pursuant*
8 *to Public Laws 101-618 and 102-575, and for implementa-*
9 *tion of other enacted water rights settlements; of which*
10 *\$8,000,000 shall be available for Tribal compact adminis-*
11 *tration, economic development and future water supplies fa-*
12 *cilities under Public Law 106-163; and of which*
13 *\$1,877,000 shall be available pursuant to Public Laws 99-*
14 *264, 100-383, 100-580 and 103-402.*

15 *INDIAN GUARANTEED LOAN PROGRAM ACCOUNT*

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

23 *In addition, for administrative expenses to carry out*
24 *the guaranteed loan programs, \$488,000.*

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 guarantee*
9 *and insurance fund, and the Indian Guaranteed Loan Pro-*
10 *gram account) shall be available for expenses of exhibits,*
11 *and purchase of not to exceed 229 passenger motor vehicles,*
12 *of which not to exceed 187 shall be for replacement only.*

13 *Notwithstanding any other provision of law, no funds*
14 *available to the Bureau of Indian Affairs for central office*
15 *operations, pooled overhead general administration (except*
16 *facilities operations and maintenance), or provided to im-*
17 *plement the recommendations of the National Academy of*
18 *Public Administration's August 1999 report shall be avail-*
19 *able for tribal contracts, grants, compacts, or cooperative*
20 *agreements with the Bureau of Indian Affairs under the*
21 *provisions of the Indian Self-Determination Act or the*
22 *Tribal Self-Governance Act of 1994 (Public Law 103-413).*

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 access*
4 *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. 452*
8 *et seq., shall be available to support the operation of any*
9 *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 only*
12 *to the schools in the Bureau school system as of September*
13 *1, 1996. No funds available to the Bureau shall be used to*
14 *support expanded grades for any school or dormitory be-*
15 *yond the grade structure in place or approved by the Sec-*
16 *retary of the Interior at each school in the Bureau school*
17 *system as of October 1, 1995. Funds made available under*
18 *this Act may not be used to establish a charter school at*
19 *a Bureau-funded school (as that term is defined in section*
20 *1146 of the Education Amendments of 1978 (25 U.S.C.*
21 *2026)), except that a charter school that is in existence on*
22 *the date of the enactment of this Act and that has operated*
23 *at a Bureau-funded school before September 1, 1999, may*
24 *continue to operate during that period, but only if the char-*
25 *ter school pays to the Bureau a pro rata share of funds*

1 to reimburse the Bureau for the use of the real and personal
2 property (including buses and vans), the funds of the char-
3 ter school are kept separate and apart from Bureau funds,
4 and the Bureau does not assume any obligation for charter
5 school programs of the State in which the school is located
6 if the charter school loses such funding. Employees of Bu-
7 reau-funded schools sharing a campus with a charter school
8 and performing functions related to the charter school's op-
9 eration and employees of a charter school shall not be treat-
10 ed as Federal employees for purposes of chapter 171 of title
11 28, United States Code (commonly known as the "Federal
12 Tort Claims Act"). Not later than June 15, 2001, the Sec-
13 retary of the Interior shall evaluate the effectiveness of Bu-
14 reau-funded schools sharing facilities with charter schools
15 in the manner described in the preceding sentence and pre-
16 pare and submit a report on the finding of that evaluation
17 to the Committees on Appropriations of the Senate and of
18 the House.

19 *DEPARTMENT OFFICES*

20 *INSULAR AFFAIRS*

21 *ASSISTANCE TO TERRITORIES*

22 *For expenses necessary for assistance to territories*
23 *under the jurisdiction of the Department of the Interior,*
24 *\$68,471,000, of which: (1) \$64,076,000 shall be available*
25 *until expended for technical assistance, including mainte-*

1 nance assistance, disaster assistance, insular management
2 controls, coral reef initiative activities, and brown tree
3 snake control and research; grants to the judiciary in Amer-
4 ican Samoa for compensation and expenses, as authorized
5 by law (48 U.S.C. 1661(e)); grants to the Government of
6 American Samoa, in addition to current local revenues, for
7 construction and support of governmental functions; grants
8 to the Government of the Virgin Islands as authorized by
9 law; grants to the Government of Guam, as authorized by
10 law; and grants to the Government of the Northern Mariana
11 Islands as authorized by law (Public Law 94-241; 90 Stat.
12 272); and (2) \$4,395,000 shall be available for salaries and
13 expenses of the Office of Insular Affairs: Provided, That all
14 financial transactions of the territorial and local govern-
15 ments herein provided for, including such transactions of
16 all agencies or instrumentalities established or used by such
17 governments, may be audited by the General Accounting Of-
18 fice, at its discretion, in accordance with chapter 35 of title
19 31, United States Code: Provided further, That Northern
20 Mariana Islands Covenant grant funding shall be provided
21 according to those terms of the Agreement of the Special
22 Representatives on Future United States Financial Assist-
23 ance for the Northern Mariana Islands approved by Public
24 Law 104-134: Provided further, That of the amounts pro-
25 vided for technical assistance, sufficient funding shall be

1 *made available for a grant to the Close Up Foundation:*
2 *Provided further, That the funds for the program of oper-*
3 *ations and maintenance improvement are appropriated to*
4 *institutionalize routine operations and maintenance im-*
5 *provement of capital infrastructure in American Samoa,*
6 *Guam, the Virgin Islands, the Commonwealth of the North-*
7 *ern Mariana Islands, the Republic of Palau, the Republic*
8 *of the Marshall Islands, and the Federated States of Micro-*
9 *nesia through assessments of long-range operations mainte-*
10 *nance needs, improved capability of local operations and*
11 *maintenance institutions and agencies (including manage-*
12 *ment and vocational education training), and project-spe-*
13 *cific maintenance (with territorial participation and cost*
14 *sharing to be determined by the Secretary based on the indi-*
15 *vidual territory's commitment to timely maintenance of its*
16 *capital assets): Provided further, That any appropriation*
17 *for disaster assistance under this heading in this Act or*
18 *previous appropriations Acts may be used as non-Federal*
19 *matching funds for the purpose of hazard mitigation grants*
20 *provided pursuant to section 404 of the Robert T. Stafford*
21 *Disaster Relief and Emergency Assistance Act (42 U.S.C.*
22 *5170c).*

23 *COMPACT OF FREE ASSOCIATION*

24 *For economic assistance and necessary expenses for the*
25 *Federated States of Micronesia and the Republic of the Mar-*
26 *shall Islands as provided for in sections 122, 221, 223, 232,*

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

7 *DEPARTMENTAL MANAGEMENT*

8 *SALARIES AND EXPENSES*

9 *For necessary expenses for management of the Depart-*
10 *ment of the Interior, \$64,019,000, of which not to exceed*
11 *\$8,500 may be for official reception and representation ex-*
12 *penses and of which up to \$1,000,000 shall be available for*
13 *workers compensation payments and unemployment com-*
14 *pensation payments associated with the orderly closure of*
15 *the United States Bureau of Mines.*

16 *OFFICE OF THE SOLICITOR*

17 *SALARIES AND EXPENSES*

18 *For necessary expenses of the Office of the Solicitor,*
19 *\$40,196,000.*

20 *OFFICE OF INSPECTOR GENERAL*

21 *SALARIES AND EXPENSES*

22 *OFFICE OF INSPECTOR GENERAL*

23 *For necessary expenses of the Office of Inspector Gen-*
24 *eral, \$27,846,000.*

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, \$82,628,000, 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 2001, 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 been*
23 *a loss: Provided further, That notwithstanding any other*
24 *provision of law, the Secretary shall not be required to pro-*
25 *vide a quarterly statement of performance for any Indian*

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

7 *INDIAN LAND CONSOLIDATION*

8 *For implementation of a program for consolidation of*
9 *fractional interests in Indian lands and expenses associated*
10 *with redetermining and redistributing escheated interests in*
11 *allotted lands by direct expenditure or cooperative agree-*
12 *ment, \$10,000,000, to remain available until expended and*
13 *which may be transferred to the Bureau of Indian Affairs*
14 *and Departmental Management of which not to exceed*
15 *\$500,000 shall be available for administrative expenses:*
16 *Provided, That the Secretary may enter into a cooperative*
17 *agreement, which shall not be subject to Public Law 93-*
18 *638, as amended, with a tribe having jurisdiction over the*
19 *reservation to implement the program to acquire fractional*
20 *interests on behalf of such tribe: Provided further, That the*
21 *Secretary may develop a reservation-wide system for estab-*
22 *lishing the fair market value of various types of lands and*
23 *improvements to govern the amounts offered for acquisition*
24 *of fractional interests: Provided further, That acquisitions*
25 *shall be limited to one or more reservations as determined*
26 *by the Secretary: Provided further, That funds shall be*

1 *available for acquisition of fractional interests in trust or*
2 *restricted lands with the consent of its owners and at fair*
3 *market value, and the Secretary shall hold in trust for such*
4 *tribe all interests acquired pursuant to this program: Pro-*
5 *vided further, That all proceeds from any lease, resource*
6 *sale contract, right-of-way or other transaction derived from*
7 *the fractional interest shall be credited to this appropria-*
8 *tion, and remain available until expended, until the pur-*
9 *chase price paid by the Secretary under this appropriation*
10 *has been recovered from such proceeds: Provided further,*
11 *That once the purchase price has been recovered, all subse-*
12 *quent proceeds shall be managed by the Secretary for the*
13 *benefit of the applicable 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 activi-*
18 *ties by the Department of the Interior necessary to carry*
19 *out the provisions of the Comprehensive Environmental Re-*
20 *sponse, Compensation, and Liability Act, as amended (42*
21 *U.S.C. 9601 et seq.), Federal Water Pollution Control Act,*
22 *as amended (33 U.S.C. 1251 et seq.), the Oil Pollution Act*
23 *of 1990 (33 U.S.C. 2701 et seq.), and the Act of July 27,*
24 *1990, as amended (16 U.S.C. 19jj et seq.), \$5,403,000, to*
25 *remain available 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 offset*
9 *the purchase price for the replacement aircraft: Provided*
10 *further, That no programs funded with appropriated funds*
11 *in the "Departmental Management", "Office of the Solic-*
12 *itor", and "Office of Inspector General" may be augmented*
13 *through the Working Capital Fund or the Consolidated*
14 *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 unavoidable*
23 *causes: Provided, That no funds shall be made available*
24 *under this authority until funds specifically made available*
25 *to the Department of the Interior for emergencies shall have*

1 *been exhausted: Provided further, That all funds used pur-*
2 *suant to this section are hereby designated by Congress to*
3 *be “emergency requirements” pursuant to section*
4 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
5 *icit Control Act of 1985, and must be replenished by a sup-*
6 *plemental appropriation which must be requested as*
7 *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 programs*
11 *of the several agencies, for the suppression or emergency*
12 *prevention of wildland fires on or threatening lands under*
13 *the jurisdiction of the Department of the Interior; for the*
14 *emergency rehabilitation of burned-over lands under its ju-*
15 *risdiction; for emergency actions related to potential or ac-*
16 *tual earthquakes, floods, volcanoes, storms, or other un-*
17 *avoidable causes; for contingency planning subsequent to*
18 *actual oil spills; for response and natural resource damage*
19 *assessment activities related to actual oil spills; for the pre-*
20 *vention, suppression, and control of actual or potential*
21 *grasshopper and Mormon cricket outbreaks on lands under*
22 *the jurisdiction of the Secretary, pursuant to the authority*
23 *in section 1773(b) of Public Law 99–198 (99 Stat. 1658);*
24 *for emergency reclamation projects under section 410 of*
25 *Public Law 95–87; and shall transfer, from any no year*

1 *funds available to the Office of Surface Mining Reclamation*
2 *and Enforcement, such funds as may be necessary to permit*
3 *assumption of regulatory authority in the event a primacy*
4 *State is not carrying out the regulatory provisions of the*
5 *Surface Mining Act: Provided, That appropriations made*
6 *in this title for wildland fire operations shall be available*
7 *for the payment of obligations incurred during the pre-*
8 *ceding fiscal year, and for reimbursement to other Federal*
9 *agencies for destruction of vehicles, aircraft, or other equip-*
10 *ment in connection with their use for wildland fire oper-*
11 *ations, such reimbursement to be credited to appropriations*
12 *currently available at the time of receipt thereof: Provided*
13 *further, That for wildland fire operations, no funds shall*
14 *be made available under this authority until the Secretary*
15 *determines that funds appropriated for “wildland fire oper-*
16 *ations” shall be exhausted within thirty days: Provided fur-*
17 *ther, That all funds used pursuant to this section are hereby*
18 *designated by Congress to be “emergency requirements”*
19 *pursuant to section 251(b)(2)(A) of the Balanced Budget*
20 *and Emergency Deficit Control Act of 1985, and must be*
21 *replenished by a supplemental appropriation which must*
22 *be requested as promptly as possible: Provided further, That*
23 *such replenishment funds shall be used to reimburse, on a*
24 *pro rata basis, accounts from which emergency funds were*
25 *transferred.*

1 *SEC. 103. Appropriations made in this title shall be*
2 *available for operation of warehouses, garages, shops, and*
3 *similar facilities, wherever consolidation of activities will*
4 *contribute to efficiency or economy, and said appropria-*
5 *tions shall be reimbursed for services rendered to any other*
6 *activity in the same manner as authorized by sections 1535*
7 *and 1536 of title 31, United States Code: Provided, That*
8 *reimbursements for costs and supplies, materials, equip-*
9 *ment, and for services rendered may be credited to the ap-*
10 *propriation current at the time such reimbursements are*
11 *received.*

12 *SEC. 104. Appropriations made to the Department of*
13 *the Interior in this title shall be available for services as*
14 *authorized by 5 U.S.C. 3109, when authorized by the Sec-*
15 *retary, in total amount not to exceed \$500,000; hire, main-*
16 *tenance, and operation of aircraft; hire of passenger motor*
17 *vehicles; purchase of reprints; payment for telephone service*
18 *in private residences in the field, when authorized under*
19 *regulations approved by the Secretary; and the payment of*
20 *dues, when authorized by the Secretary, for library member-*
21 *ship in societies or associations which issue publications to*
22 *members only or at a price to members lower than to sub-*
23 *scribers who are not members.*

24 *SEC. 105. Appropriations available to the Department*
25 *of the Interior for salaries and expenses shall be available*

1 *for uniforms or allowances therefor, as authorized by law*
2 *(5 U.S.C. 5901–5902 and D.C. Code 4–204).*

3 *SEC. 106. Annual appropriations made in this title*
4 *shall be available for obligation in connection with con-*
5 *tracts issued for services or rentals for periods not in excess*
6 *of 12 months beginning at any time during the fiscal year.*

7 *SEC. 107. No funds provided in this title may be ex-*
8 *pended by the Department of the Interior for the conduct*
9 *of offshore leasing and related activities placed under re-*
10 *striction in the President’s moratorium statement of June*
11 *26, 1990, in the areas of northern, central, and southern*
12 *California; the North Atlantic; Washington and Oregon;*
13 *and the eastern Gulf of Mexico south of 26 degrees north*
14 *latitude and east of 86 degrees west longitude.*

15 *SEC. 108. No funds provided in this title may be ex-*
16 *pended by the Department of the Interior for the conduct*
17 *of offshore oil and natural gas preleasing, leasing, and re-*
18 *lated activities, on lands within the North Aleutian Basin*
19 *planning area.*

20 *SEC. 109. No funds provided in this title may be ex-*
21 *pended by the Department of the Interior to conduct offshore*
22 *oil and natural gas preleasing, leasing and related activi-*
23 *ties in the eastern Gulf of Mexico planning area for any*
24 *lands located outside Sale 181, as identified in the final*

1 *Outer Continental Shelf 5-Year Oil and Gas Leasing Pro-*
2 *gram, 1997–2002.*

3 *SEC. 110. No funds provided in this title may be ex-*
4 *pended by the Department of the Interior to conduct oil and*
5 *natural gas preleasing, leasing and related activities in the*
6 *Mid-Atlantic and South Atlantic planning areas.*

7 *SEC. 111. Advance payments made under this title to*
8 *Indian tribes, tribal organizations, and tribal consortia*
9 *pursuant to the Indian Self-Determination and Education*
10 *Assistance Act (25 U.S.C. 450 et seq.) or the Tribally Con-*
11 *trolled Schools Act of 1988 (25 U.S.C. 2501 et seq.) may*
12 *be invested by the Indian tribe, tribal organization, or con-*
13 *sortium before such funds are expended for the purposes of*
14 *the grant, compact, or annual funding agreement so long*
15 *as such funds are—*

16 *(1) invested by the Indian tribe, tribal organiza-*
17 *tion, or consortium only in obligations of the United*
18 *States, or in obligations or securities that are guaran-*
19 *teed or insured by the United States, or mutual (or*
20 *other) funds registered with the Securities and Ex-*
21 *change Commission and which only invest in obliga-*
22 *tions of the United States or securities that are guar-*
23 *anteed or insured by the United States; or*

24 *(2) deposited only into accounts that are insured*
25 *by an agency or instrumentality of the United States,*

1 *or are fully collateralized to ensure protection of the*
2 *funds, even in the event of a bank failure.*

3 *SEC. 112. Notwithstanding any other provisions of*
4 *law, the National Park Service shall not develop or imple-*
5 *ment a reduced entrance fee program to accommodate non-*
6 *local travel through a unit. The Secretary may provide for*
7 *and regulate local non-recreational passage through units*
8 *of the National Park System, allowing each unit to develop*
9 *guidelines and permits for such activity appropriate to that*
10 *unit.*

11 *SEC. 113. Refunds or rebates received on an on-going*
12 *basis from a credit card services provider under the Depart-*
13 *ment of the Interior's charge card programs may be depos-*
14 *ited to and retained without fiscal year limitation in the*
15 *Departmental Working Capital Fund established under 43*
16 *U.S.C. 1467 and used to fund management initiatives of*
17 *general benefit to the Department of the Interior's bureaus*
18 *and offices as determined by the Secretary or his designee.*

19 *SEC. 114. Appropriations made in this title under the*
20 *headings Bureau of Indian Affairs and Office of Special*
21 *Trustee for American Indians and any available unobli-*
22 *gated balances from prior appropriations Acts made under*
23 *the same headings, shall be available for expenditure or*
24 *transfer for Indian trust management activities pursuant*

1 *to the Trust Management Improvement Project High Level*
2 *Implementation Plan.*

3 *SEC. 115. Notwithstanding any provision of law, the*
4 *Secretary of the Interior is authorized to negotiate and*
5 *enter into agreements and leases, without regard to section*
6 *321 of chapter 314 of the Act of June 30, 1932 (40 U.S.C.*
7 *303b), with any person, firm, association, organization,*
8 *corporation, or governmental entity for all or part of the*
9 *property within Fort Baker administered by the Secretary*
10 *as part of Golden Gate National Recreation Area. The pro-*
11 *ceeds of the agreements or leases shall be retained by the*
12 *Secretary and such proceeds shall be available, without fu-*
13 *ture appropriation, for the preservation, restoration, oper-*
14 *ation, maintenance and interpretation and related expenses*
15 *incurred with respect to Fort Baker properties.*

16 *SEC. 116. A grazing permit or lease that expires (or*
17 *is transferred) during fiscal year 2001 shall be renewed*
18 *under section 402 of the Federal Land Policy and Manage-*
19 *ment Act of 1976, as amended (43 U.S.C. 1752) or if appli-*
20 *cable, section 510 of the California Desert Protection Act*
21 *(16 U.S.C. 410aaa–50). The terms and conditions con-*
22 *tained in the expiring permit or lease shall continue in ef-*
23 *fect under the new permit or lease until such time as the*
24 *Secretary of the Interior completes processing of such per-*
25 *mit or lease in compliance with all applicable laws and*

1 regulations, at which time such permit or lease may be can-
2 celed, suspended or modified, in whole or in part, to meet
3 the requirements of such applicable laws and regulations.
4 Nothing in this section shall be deemed to alter the Sec-
5 retary's statutory authority.

6 *SEC. 117. Notwithstanding any other provision of law,*
7 *for the purpose of reducing the backlog of Indian probate*
8 *cases in the Department of the Interior, the hearing require-*
9 *ments of chapter 10 of title 25, United States Code, are*
10 *deemed satisfied by a proceeding conducted by an Indian*
11 *probate judge, appointed by the Secretary without regard*
12 *to the provisions of title 5, United States Code, governing*
13 *the appointments in the competitive service, for such period*
14 *of time as the Secretary determines necessary: Provided,*
15 *That the basic pay of an Indian probate judge so appointed*
16 *may be fixed by the Secretary without regard to the provi-*
17 *sions of chapter 51, and subchapter III of chapter 53 of*
18 *title 5, United States Code, governing the classification and*
19 *pay of General Schedule employees, except that no such In-*
20 *dian probate judge may be paid at a level which exceeds*
21 *the maximum rate payable for the highest grade of the Gen-*
22 *eral Schedule, including locality pay.*

23 *SEC. 118. (a) Notwithstanding any other provision of*
24 *law, with respect to amounts made available for tribal pri-*
25 *ority allocations in Alaska, such amounts shall only be pro-*

1 *vided to tribes the membership of which on June 1, 2000*
2 *is composed of at least 25 individuals who are Natives (as*
3 *such term is defined in section 3(b) of the Alaska Native*
4 *Claims Settlement Act).*

5 *(b) Amounts that would have been made available for*
6 *tribal priority allocations in Alaska but for the limitation*
7 *contained in subsection (a) shall be provided to the respec-*
8 *tive Alaska Native regional nonprofit corporation (as listed*
9 *in section 103(a)(2) of Public Law 104–193, 110 Stat.*
10 *2159) for the respective region in which a tribe subject to*
11 *subsection (a) is located, notwithstanding any resolution*
12 *authorized under federal law to the contrary.*

13 *SEC. 119. None of the funds in this Act may be used*
14 *to establish a new National Wildlife Refuge in the Kankakee*
15 *River basin unless a plan for such a refuge is consistent*
16 *with a partnership agreement between the Fish and Wildlife*
17 *Service and the Army Corps of Engineers entered into on*
18 *April 16, 1999 and is submitted to the House and Senate*
19 *Committees on Appropriations thirty (30) days prior to the*
20 *establishment of the refuge.*

21 *SEC. 120. (a) In this section—*

22 *(1) the term “Huron Cemetery” means the lands*
23 *that form the cemetery that is popularly known as the*
24 *Huron Cemetery, located in Kansas City, Kansas, as*
25 *described in subsection (b)(3); and*

1 (2) *the term “Secretary” means the Secretary of*
2 *the Interior.*

3 (b)(1) *The Secretary shall take such action as may be*
4 *necessary to ensure that the lands comprising the Huron*
5 *Cemetery (as described in paragraph (3)) are used only in*
6 *accordance with this subsection.*

7 (2) *The lands of the Huron Cemetery shall be used*
8 *only—*

9 (A) *for religious and cultural uses that are com-*
10 *patible with the use of the lands as a cemetery; and*

11 (B) *as a burial ground.*

12 (3) *The description of the lands of the Huron Cemetery*
13 *is as follows:*

14 *The tract of land in the NW quarter of sec. 10, T. 11*
15 *S., R. 25 E., of the sixth principal meridian, in Wyandotte*
16 *County, Kansas (as surveyed and marked on the ground*
17 *on August 15, 1888, by William Millor, Civil Engineer and*
18 *Surveyor), described as follows:*

19 *“Commencing on the Northwest corner of the*
20 *Northwest Quarter of the Northwest Quarter of said*
21 *Section 10;*

22 *“Thence South 28 poles to the ‘true point of be-*
23 *ginning’;*

24 *“Thence South 71 degrees East 10 poles and 18*
25 *links;*

1 *“Thence South 18 degrees and 30 minutes West*
2 *28 poles;*

3 *“Thence West 11 and one-half poles;*

4 *“Thence North 19 degrees 15 minutes East 31*
5 *poles and 15 feet to the ‘true point of beginning’, con-*
6 *taining 2 acres or more.”.*

7 *SEC. 121. None of the Funds provided in this Act shall*
8 *be available to the Bureau of Indian Affairs or the Depart-*
9 *ment of the Interior to transfer land into trust status for*
10 *the Shoalwater Bay Indian Tribe in Clark County, Wash-*
11 *ington, unless and until the tribe and the county reach a*
12 *legally enforceable agreement that addresses the financial*
13 *impact of new development on the county, school district,*
14 *fire district, and other local governments and the impact*
15 *on zoning and development.*

16 *SEC. 122. None of the funds provided in this Act may*
17 *be used by the Department of the Interior to implement the*
18 *provisions of Principle 3(C)ii and Appendix section*
19 *3(B)(4) in Secretarial Order 3206, entitled “American In-*
20 *dian Tribal Rights, Federal-Tribal Trust Responsibilities,*
21 *and the Endangered Species Act”.*

22 *SEC. 123. No funds appropriated for the Department*
23 *of the Interior by this Act or any other Act shall be used*
24 *to study or implement any plan to drain Lake Powell or*

1 *to reduce the water level of the lake below the range of water*
2 *levels required for the operation of the Glen Canyon Dam.*

3 *SEC. 124. Funds appropriated for the Bureau of In-*
4 *dian Affairs for postsecondary schools for fiscal year 2001*
5 *shall be allocated among the schools proportionate to the*
6 *unmet need of the schools as determined by the Postsec-*
7 *ondary Funding Formula adopted by the Office of Indian*
8 *Education Programs.*

9 *SEC. 125. On the date of enactment, the National Ma-*
10 *rine Fisheries Service and the U.S. Fish and Wildlife Serv-*
11 *ice shall continue consultation with the U.S. Army Corps*
12 *of Engineers to develop a comprehensive plan to eliminate*
13 *Caspian Tern nesting at Rice Island in the Columbia River*
14 *Estuary. The agencies shall develop a report on the signifi-*
15 *cance of tern predation in limiting salmon recovery and*
16 *their roles and recommendations for the Rice Island colony*
17 *relocation by March 31, 2001. This report shall address all*
18 *available options for successfully completing the Rice Island*
19 *colony relocation.*

20 *SEC. 126. Notwithstanding any other provision of law,*
21 *in conveying the Twin Cities Research Center under the au-*
22 *thority provided by Public Law 104–134, as amended by*
23 *Public Law 104–208, the Secretary may accept and retain*
24 *land and other forms of reimbursement: Provided, That the*
25 *Secretary may retain and use any such reimbursement*

1 *until expended and without further appropriation: (1) for*
2 *the benefit of the National Wildlife Refuge System within*
3 *the State of Minnesota; and (2) for all activities authorized*
4 *by Public Law 100–696; 16 U.S.C. 460zz.*

5 *SEC. 127. Section 112 of Public Law 103–138 (107*
6 *Stat. 1399) is amended by striking “permit LP–GLBA005–*
7 *93” and inserting “permit LP–GLBA005–93 and in con-*
8 *nection with a corporate reorganization plan, the entity*
9 *that, after the corporate reorganization, holds entry permit*
10 *CP–GLBA004–00 each”.*

11 *SEC. 128. Notwithstanding any other provision of law,*
12 *the Secretary of the Interior shall designate Anchorage,*
13 *Alaska, as a port of entry for the purpose of section 9(f)(1)*
14 *of the Endangered Species Act of 1973 (16 U.S.C.*
15 *1538(f)(1)).*

16 *SEC. 129. (a) The first section of Public Law 92–501*
17 *(86 Stat. 904) is amended by inserting after the first sen-*
18 *tence “The park shall also include the land as generally de-*
19 *picted on the map entitled ‘subdivision of a portion of U.S.*
20 *Survey 407, Tract B, dated May 12, 2000’ ”.*

21 *(b) Section 3 of Public Law 92–501 is amended to read*
22 *as follows: “There are authorized to be appropriated such*
23 *sums as are necessary to carry out the terms of this Act.”.*

24 *SEC. 130. (a) All proceeds of Oil and Gas Lease sale*
25 *991, held by the Bureau of Land Management on May 5,*

1 1999, or subsequent lease sales in the National Petroleum
2 Reserve—Alaska within the area subject to withdrawal for
3 Kuukpik Corporation’s selection under section 22(j)(2) of
4 the Alaska Native Claims Settlement Act, Public Law 92–
5 203 (85 Stat. 688), shall be held in an escrow account ad-
6 ministered under the terms of section 1411 of the Alaska
7 National Interest Lands Conservation Act, Public Law 96–
8 487 (94 Stat. 2371), without regard to whether a with-
9 drawal for selection has been made, and paid to Arctic
10 Slope Regional Corporation and the State of Alaska in the
11 amount of their entitlement under law when determined,
12 together with interest at the rate provided in the aforemen-
13 tioned section 1411, from the date of receipt of the proceeds
14 by the United States to the date of payment. There is au-
15 thorized to be appropriated such sums as are necessary to
16 carry out the purposes of this section.

17 (b) This section shall be effective as of May 5, 1999.

18 SEC. 131. Notwithstanding any other provision of law,
19 the Secretary of the Interior shall convey to Harvey R.
20 Redmond of Girdwood, Alaska, at no cost, all right, title,
21 and interest of the United States in and to United States
22 Survey No. 12192, Alaska, consisting of 49.96 acres located
23 in the vicinity of T. 9N., R., 3E., Seward Meridian, Alaska.

24 SEC. 132. CLARIFICATION OF TERMS OF CONVEYANCE
25 TO NYE COUNTY, NEVADA. Section 132 of the Department

1 *of the Interior and Related Agencies Appropriations Act,*
2 *2000 (113 Stat. 1535, 1501A–165), is amended by striking*
3 *paragraph (1) and inserting the following:*

4 “(1) CONVEYANCE.—

5 “(A) IN GENERAL.—*The Secretary shall*
6 *convey to the county, subject to valid existing*
7 *rights, all right, title, and interest in and to the*
8 *parcels of public land described in paragraph*
9 *(2).*”

10 “(B) PRICE.—*The conveyance under para-*
11 *graph (1) shall be made at a price determined*
12 *to be appropriate for the conveyance of land for*
13 *educational facilities under the Act of June 14,*
14 *1926 (commonly known as the ‘Recreation and*
15 *Public Purposes Act’) (43 U.S.C. 869 et seq.).”.*

16 *SEC. 133. MISSISSIPPI RIVER ISLAND NO. 228, IOWA,*
17 *LAND EXCHANGE. (a) IDENTIFICATION OF LAND TO BE RE-*
18 *CEIVED IN EXCHANGE.—Not later than 120 days after the*
19 *date of enactment of this Act, the Secretary of the Interior,*
20 *acting through the Director of the United States Fish and*
21 *Wildlife Service (referred to in this section as the “Sec-*
22 *retary”), shall provide Dubuque Barge & Fleeting Services,*
23 *Inc. (referred to in this section as “Dubuque”), a notice that*
24 *identifies parcels of land or interests in land—*

1 (1) that are of a value that is approximately
2 equal to the value of the parcel of land comprising the
3 northern half of Mississippi River Island No. 228, as
4 determined through an appraisal conducted in con-
5 formity with the Uniform Appraisal Standards for
6 Federal Land Acquisition; and

7 (2) that the Secretary would consider acceptable
8 in exchange for all right, title, and interest of the
9 United States in and to that parcel.

10 (b) *LAND FOR WILD LIFE AND FISH REFUGE.*—Land
11 or interests in land that the Secretary may consider accept-
12 able for the purposes of subsection (a) include land or inter-
13 ests in land that would be suitable for inclusion in the
14 Upper Mississippi River Wild Life and Fish Refuge.

15 (c) *EXCHANGE.*—Not later than 120 days after Du-
16 buque offers land or interests in land identified in the notice
17 under subsection (a), the Secretary shall convey all right,
18 title, and interest of the United States in and to the parcel
19 described in subsection (a) in exchange for the land or inter-
20 ests in land offered by Dubuque, and shall permanently dis-
21 continue barge fleeting at the Mississippi River island,
22 Tract JO-4, Parcel A, in the W/2 SE/4, Section 30, T.29N.,
23 R.2W., Jo Daviess County, Illinois, located between miles
24 #578 and #579, commonly known as Pearl Island.

1 *SEC. 134. (a) FINDINGS.—The Senate makes the fol-*
2 *lowing findings—*

3 *(1) in 1990, pursuant to the Indian Self-Deter-*
4 *mination and Education Assistance Act (ISDEEA),*
5 *25 U.S.C. 450 et seq., a class action lawsuit was filed*
6 *by Indian tribal contractors and tribal consortia*
7 *against the United States, the Secretary of the Inte-*
8 *rior and others seeking money damages, injunctive re-*
9 *lief, and declaratory relief for alleged violations of the*
10 *ISDEEA (Ramah Navajo Chapter v. Lujan, 112 F.3d*
11 *1455 (10th Cir. 1997));*

12 *(2) the parties negotiated a partial settlement of*
13 *the claim totaling \$76,200,000, plus applicable inter-*
14 *est, which was approved by the court on May 14,*
15 *1999;*

16 *(3) the partial settlement was paid by the*
17 *United States in September 1999, in the amount of*
18 *\$82,000,000;*

19 *(4) the Judgment Fund was established to pay*
20 *for legal judgments awarded to plaintiffs who have*
21 *filed suit against the United States;*

22 *(5) the Contract Disputes Act of 1978 requires*
23 *that the Judgment Fund be reimbursed by the respon-*
24 *sible agency following the payment of an award from*
25 *the Fund; and*

1 (6) *the shortfall in contract support payments*
2 *found by the Court of Appeals for the 10th Circuit in*
3 *Ramah resulted primarily from the non-payment or*
4 *underpayment of indirect costs by agencies other than*
5 *the Bureau of Indian Affairs and the Indian Health*
6 *Service.*

7 (b) *SENSE OF THE SENATE.—It is the sense of the Sen-*
8 *ate that—*

9 (1) *repayment of the Judgment Fund for the*
10 *partial settlement in Ramah from the accounts of the*
11 *Bureau of Indian Affairs and Indian Health Service*
12 *would significantly reduce funds appropriated to ben-*
13 *efit tribes and individual Native Americans; and*

14 (2) *the Secretary of the Interior should work*
15 *with the Director of the Office of Management and*
16 *Budget to secure funding for repayment of the judg-*
17 *ment in Ramah within the budgets of the agencies*
18 *that did not pay indirect costs to plaintiffs during the*
19 *period 1988 to 1993 or paid indirect costs at less*
20 *than rates provided under the Indian Self-Determina-*
21 *tion Act during such period.*

1 *TITLE II—RELATED AGENCIES*
2 *DEPARTMENT OF AGRICULTURE*
3 *FOREST SERVICE*

4 *FOREST AND RANGELAND RESEARCH*

5 *For necessary expenses of forest and rangeland re-*
6 *search as authorized by law, \$221,966,000, to remain avail-*
7 *able until expended.*

8 *STATE AND PRIVATE FORESTRY*

9 *For necessary expenses of cooperating with and pro-*
10 *viding technical and financial assistance to States, terri-*
11 *tories, possessions, and others, and for forest health manage-*
12 *ment, cooperative forestry, and education and land con-*
13 *servation activities, \$226,266,000, to remain available until*
14 *expended, as authorized by law, of which not less than*
15 *\$750,000 shall be available to complete an updated study*
16 *of the New York-New Jersey highlands under section*
17 *1244(b) of the Food, Agriculture, Conservation, and Trade*
18 *Act of 1990 (104 Stat. 3547).*

19 *NATIONAL FOREST SYSTEM*

20 *For necessary expenses of the Forest Service, not other-*
21 *wise provided for, for management, protection, improve-*
22 *ment, and utilization of the National Forest System,*
23 *\$1,231,824,000, to remain available until expended, which*
24 *shall include 50 percent of all moneys received during prior*
25 *fiscal years as fees collected under the Land and Water Con-*
26 *servation Fund Act of 1965, as amended, in accordance*

1 *with section 4 of the Act (16 U.S.C. 460l-6a(i)), of which*
2 *not less than an additional \$500,000 shall be available for*
3 *use for law enforcement purposes in the national forest that,*
4 *during fiscal year 2000, had both the greatest number of*
5 *methamphetamine dumps and the greatest number of meth-*
6 *amphetamine laboratory law enforcement actions in the*
7 *National Forest System, and of which not less than an ad-*
8 *ditional \$500,000 shall be available for law enforcement*
9 *purposes on the Pisgah and Nantahala National Forests:*
10 *Provided, That unobligated balances available at the start*
11 *of fiscal year 2001 shall be displayed by extended budget*
12 *line item in the fiscal year 2002 budget justification: Pro-*
13 *vided further, That of the amount available for vegetation*
14 *and watershed management, the Secretary may authorize*
15 *the expenditure or transfer of such sums as necessary to*
16 *the Department of the Interior, Bureau of Land Manage-*
17 *ment for removal, preparation, and adoption of excess wild*
18 *horses and burros from National Forest System lands: Pro-*
19 *vided further, That \$5,000,000 shall be allocated to the Alas-*
20 *ka Region, in addition to its normal allocation for the pur-*
21 *poses of preparing additional timber for sale, to establish*
22 *a 3-year timber supply and such funds may be transferred*
23 *to other appropriations accounts as necessary to maximize*
24 *accomplishment: Provided further, That of funds available*
25 *for Wildlife and Fish Habitat Management, \$400,000 shall*

1 *be provided to the State of Alaska for cooperative moni-*
2 *toring activities, and of the funds provided for Forest Prod-*
3 *ucts, \$700,000 shall be provided to the State of Alaska for*
4 *monitoring activities at Forest Service log transfer facili-*
5 *ties, both in the form of an advance, direct lump sum pay-*
6 *ment.*

7 *For an additional amount for emergency expenses re-*
8 *sulting from damage from windstorms, \$7,249,000 to be-*
9 *come available upon enactment of this Act, and to remain*
10 *available until expended: Provided, That the entire amount*
11 *shall be available only to the extent that the President sub-*
12 *mits to Congress an official budget request for a specific*
13 *dollar amount that includes designation of the entire*
14 *amount of the request as an emergency requirement for the*
15 *purposes of the Balanced Budget and Emergency Deficit*
16 *Control Act of 1985 (2 U.S.C. 900 et seq.): Provided further,*
17 *That the entire amount is designated by Congress as an*
18 *emergency requirement under section 251(b)(2)(A) of the*
19 *Balanced Budget and Emergency Deficit Control Act of*
20 *1985 (2 U.S.C. 901(b)(2)(A)).*

21 *For an additional amount to cover necessary expenses*
22 *for implementation of the Valles Caldera Preservation Act,*
23 *\$990,000, to remain available until expended, which shall*
24 *be available to the Secretary for the management of the*
25 *Valles Caldera National Preserve: Provided, That any re-*

1 *maintaining balances be provided to the Valles Caldera Trust*
2 *upon its assumption of the management of the Preserve:*
3 *Provided further, That the amount available in this Act to*
4 *the Office of the Solicitor within the Department of the Inte-*
5 *rior shall not exceed \$39,206,000.*

6 *WILDLAND FIRE MANAGEMENT*

7 *For necessary expenses for forest fire presuppression*
8 *activities on National Forest System lands, for emergency*
9 *fire suppression on or adjacent to such lands or other lands*
10 *under fire protection agreement, and for emergency reha-*
11 *bilitation of burned-over National Forest System lands and*
12 *water, \$617,629,000, of which at least \$6,947,000 shall be*
13 *used for hazardous fuels reduction activities and expenses*
14 *resulting from windstorm damage in the Superior National*
15 *Forest in Minnesota, \$3,000,000 of which shall not be avail-*
16 *able until September 30, 2001, to remain available until*
17 *expended, and of which not less than \$2,400,000 shall be*
18 *made available for fuels reduction activities at Sequoia Na-*
19 *tional Monument: Provided, That such funds are available*
20 *for repayment of advances from other appropriations ac-*
21 *counts previously transferred for such purposes: Provided*
22 *further, That not less than 50 percent of any unobligated*
23 *balances remaining (exclusive of amounts for hazardous*
24 *fuels reduction) at the end of fiscal year 2000 shall be trans-*
25 *ferred, as repayment for post advances that have not been*
26 *repaid, to the fund established pursuant to section 3 of Pub-*

1 *lic Law 71–319 (16 U.S.C. 576 et seq.): Provided further,*
2 *That notwithstanding any other provision of law, up to*
3 *\$5,000,000 of funds appropriated under this appropriation*
4 *may be used for Fire Science Research in support of the*
5 *Joint Fire Science Program: Provided further, That all au-*
6 *thorities for the use of funds, including the use of contracts,*
7 *grants, and cooperative agreements, available to execute the*
8 *Forest Service and Rangeland Research appropriation, are*
9 *also available in the utilization of these funds for Fire*
10 *Science Research.*

11 *For an additional amount to cover necessary expenses*
12 *for emergency rehabilitation, presuppression due to emer-*
13 *gencies, and wildfire suppression activities of the Forest*
14 *Service, \$150,000,000, to remain available until expended:*
15 *Provided, That the entire amount is designated by Congress*
16 *as an emergency requirement pursuant to section*
17 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*
18 *icit Control Act of 1985, as amended: Provided further,*
19 *That these funds shall be available only to the extent an*
20 *official budget request for a specific dollar amount, that in-*
21 *cludes designation of the entire amount of the request as*
22 *an emergency requirement as defined in the Balanced*
23 *Budget and Emergency Deficit Control Act of 1985, as*
24 *amended, is transmitted by the President to the Congress.*

1 *CAPITAL IMPROVEMENT AND MAINTENANCE*

2 *For necessary expenses of the Forest Service, not other-*
3 *wise provided for, \$448,312,000, to remain available until*
4 *expended for construction, reconstruction, maintenance and*
5 *acquisition of buildings and other facilities, and for con-*
6 *struction, reconstruction, repair and maintenance of forest*
7 *roads and trails by the Forest Service as authorized by 16*
8 *U.S.C. 532–538 and 23 U.S.C. 101 and 205: Provided,*
9 *That \$5,000,000 of the funds provided herein for roads shall*
10 *be for the purposes of section 502(e) of Public Law 105–*
11 *83: Provided further, That up to \$15,000,000 of the funds*
12 *provided herein for road maintenance shall be available for*
13 *the decommissioning of roads, including unauthorized roads*
14 *not part of the transportation system, which are no longer*
15 *needed: Provided further, That no funds shall be expended*
16 *to decommission any system road until notice and an op-*
17 *portunity for public comment has been provided on each*
18 *decommissioning project: Provided further, That any unob-*
19 *ligated balances of amounts previously appropriated to the*
20 *Forest Service “Reconstruction and Construction” account*
21 *as well as any unobligated balances remaining in the “Na-*
22 *tional Forest System” account for the facility maintenance*
23 *and trail maintenance extended budget line items may be*
24 *transferred to and merged with the “Capital Improvement*
25 *and Maintenance” account.*

LAND ACQUISITION

1
2 *For expenses necessary to carry out the provisions of*
3 *the Land and Water Conservation Fund Act of 1965, as*
4 *amended (16 U.S.C. 460l-4 through 11), including admin-*
5 *istrative expenses, and for acquisition of land or waters,*
6 *or interest therein, in accordance with statutory authority*
7 *applicable to the Forest Service, \$76,320,000, to be derived*
8 *from the Land and Water Conservation Fund, to remain*
9 *available until expended, of which \$1,000,000 shall be for*
10 *the acquisition of lands on the Pisgah National Forest and*
11 *not to exceed \$1,000,000 shall be for Forest Inholdings: Pro-*
12 *vided, That notwithstanding any other provision of law, of*
13 *the funds provided not less than \$5,000,000 but not to ex-*
14 *ceed \$10,000,000 shall be made available to Kake Tribal*
15 *Corporation to implement the Kake Tribal Corporation*
16 *Land Transfer Act upon its enactment into law: Provided*
17 *further, That of the amounts appropriated and available,*
18 *the Secretary of Agriculture shall transfer as a direct pay-*
19 *ment to the city of Craig at least \$5,000,000 but not to*
20 *exceed \$10,000,000 in lieu of any claims or municipal enti-*
21 *tlement to land within the outside boundaries of the*
22 *Tongass National Forest pursuant to section 6(a) of Public*
23 *Law 85-508, the Alaska Statehood Act, as amended: Pro-*
24 *vided further, That should the directive in the preceding*

1 *proviso conflict with any provision of existing law the pre-*
 2 *ceding proviso shall prevail and take precedence.*

3 *ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL*
 4 *ACTS*

5 *For acquisition of lands within the exterior boundaries*
 6 *of the Cache, Uinta, and Wasatch National Forests, Utah;*
 7 *the Toiyabe National Forest, Nevada; and the Angeles, San*
 8 *Bernardino, Sequoia, and Cleveland National Forests, Cali-*
 9 *ornia, as authorized by law, \$1,068,000, to be derived from*
 10 *forest receipts.*

11 *ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES*

12 *For acquisition of lands, such sums, to be derived from*
 13 *funds deposited by State, county, or municipal govern-*
 14 *ments, public school districts, or other public school authori-*
 15 *ties pursuant to the Act of December 4, 1967, as amended*
 16 *(16 U.S.C. 484a), to remain available until expended.*

17 *RANGE BETTERMENT FUND*

18 *For necessary expenses of range rehabilitation, protec-*
 19 *tion, and improvement, 50 percent of all moneys received*
 20 *during the prior fiscal year, as fees for grazing domestic*
 21 *livestock on lands in National Forests in the 16 Western*
 22 *States, pursuant to section 401(b)(1) of Public Law 94-*
 23 *579, as amended, to remain available until expended, of*
 24 *which not to exceed 6 percent shall be available for adminis-*
 25 *trative expenses associated with on-the-ground range reha-*
 26 *bilitation, protection, and improvements.*

1 *GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND*
2 *RANGELAND RESEARCH*

3 *For expenses authorized by 16 U.S.C. 1643(b),*
4 *\$92,000, to remain available until expended, to be derived*
5 *from the fund established pursuant to the above Act.*

6 *MANAGEMENT OF NATIONAL FOREST LANDS FOR*
7 *SUBSISTENCE USES*

8 *SUBSISTENCE MANAGEMENT, FOREST SERVICE*

9 *For necessary expenses of the Forest Service to manage*
10 *federal lands in Alaska for subsistence uses under title VIII*
11 *of the Alaska National Interest Lands Conservation Act*
12 *(Public Law 96-487), \$5,500,000, to remain available until*
13 *expended: Provided, That \$750,000 shall be transferred to*
14 *the State of Alaska Department of Fish and Game as a*
15 *direct payment for administrative and policy coordination*
16 *and an additional \$250,000 shall be transferred to United*
17 *Fishermen of Alaska as a direct payment.*

18 *ADMINISTRATIVE PROVISIONS, FOREST SERVICE*

19 *Appropriations to the Forest Service for the current*
20 *fiscal year shall be available for: (1) purchase of not to ex-*
21 *ceed 132 passenger motor vehicles of which 13 will be used*
22 *primarily for law enforcement purposes and of which 129*
23 *shall be for replacement; acquisition of 25 passenger motor*
24 *vehicles from excess sources, and hire of such vehicles; oper-*
25 *ation and maintenance of aircraft, the purchase of not to*
26 *exceed six for replacement only, and acquisition of sufficient*

1 aircraft from excess sources to maintain the operable fleet
2 at 192 aircraft for use in Forest Service wildland fire pro-
3 grams and other Forest Service programs; notwithstanding
4 other provisions of law, existing aircraft being replaced
5 may be sold, with proceeds derived or trade-in value used
6 to offset the purchase price for the replacement aircraft; (2)
7 services pursuant to 7 U.S.C. 2225, and not to exceed
8 \$100,000 for employment under 5 U.S.C. 3109; (3) pur-
9 chase, erection, and alteration of buildings and other public
10 improvements (7 U.S.C. 2250); (4) acquisition of land, wa-
11 ters, and interests therein, pursuant to 7 U.S.C. 428a; (5)
12 for expenses pursuant to the Volunteers in the National For-
13 est Act of 1972 (16 U.S.C. 558a, 558d, and 558a note); (6)
14 the cost of uniforms as authorized by 5 U.S.C. 5901–5902;
15 and (7) for debt collection contracts in accordance with 31
16 U.S.C. 3718(c).

17 None of the funds made available under this Act shall
18 be obligated or expended to abolish any region, to move or
19 close any regional office for National Forest System admin-
20 istration of the Forest Service, Department of Agriculture
21 without the consent of the House and Senate Committees
22 on Appropriations.

23 Any appropriations or funds available to the Forest
24 Service may be transferred to the Wildland Fire Manage-
25 ment appropriation for forest firefighting, emergency reha-

1 *hibition of burned-over or damaged lands or waters under*
2 *its jurisdiction, and fire preparedness due to severe burning*
3 *conditions if and only if all previously appropriated emer-*
4 *gency contingent funds under the heading “Wildland Fire*
5 *Management” have been released by the President and ap-*
6 *portioned.*

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 Service*
10 *in connection with forest and rangeland research, technical*
11 *information, and assistance in foreign countries, and shall*
12 *be available to support forestry and related natural resource*
13 *activities outside the United States and its territories and*
14 *possessions, including technical assistance, education and*
15 *training, and cooperation with United States and inter-*
16 *national organizations.*

17 *None of the funds made available to the Forest Service*
18 *under this Act shall be subject to transfer under the provi-*
19 *sions of section 702(b) of the Department of Agriculture Or-*
20 *ganic Act of 1944 (7 U.S.C. 2257) or 7 U.S.C. 147b unless*
21 *the proposed transfer is approved in advance by the House*
22 *and Senate Committees on Appropriations in compliance*
23 *with the reprogramming procedures contained in House Re-*
24 *port No. 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 *No. 105–163.*

6 *No funds appropriated to the Forest Service shall be*
7 *transferred to the Working Capital Fund of the Department*
8 *of Agriculture without the approval of the Chief of the For-*
9 *est Service.*

10 *Funds available to the Forest Service shall be available*
11 *to conduct a program of not less than \$2,000,000 for high*
12 *priority projects within the scope of the approved budget*
13 *which shall be carried out by the Youth Conservation Corps*
14 *as authorized by the Act of August 13, 1970, as amended*
15 *by Public Law 93–408.*

16 *Of the funds available to the Forest Service, \$1,500 is*
17 *available to the Chief of the Forest Service for official recep-*
18 *tion and representation expenses.*

19 *To the greatest extent possible, and in accordance with*
20 *the Final Amendment to the Shawnee National Forest Plan,*
21 *none of the funds available in this Act shall be used for*
22 *preparation of timber sales using clearcutting or other*
23 *forms of even-aged management in hardwood stands in the*
24 *Shawnee National Forest, Illinois.*

1 *Pursuant to sections 405(b) and 410(b) of Public Law*
2 *101–593, of the funds available to the Forest Service, up*
3 *to \$2,250,000 may be advanced in a lump sum as Federal*
4 *financial assistance to the National Forest Foundation,*
5 *without regard to when the Foundation incurs expenses, for*
6 *administrative expenses or projects on or benefitting Na-*
7 *tional Forest System lands or related to Forest Service pro-*
8 *grams: Provided, That of the Federal funds made available*
9 *to the Foundation, no more than \$400,000 shall be available*
10 *for administrative expenses: Provided further, That the*
11 *Foundation shall obtain, by the end of the period of Federal*
12 *financial assistance, private contributions to match on at*
13 *least one-for-one basis funds made available by the Forest*
14 *Service: Provided further, That the Foundation may trans-*
15 *fer Federal funds to a non-Federal recipient for a project*
16 *at the same rate that the recipient has obtained the non-*
17 *Federal matching funds: Provided further, That hereafter,*
18 *the National Forest Foundation may hold Federal funds*
19 *made available but not immediately disbursed and may use*
20 *any interest or other investment income earned (before, on,*
21 *or after the date of the enactment of this Act) on Federal*
22 *funds to carry out the purposes of Public Law 101–593:*
23 *Provided further, That such investments may be made only*
24 *in interest-bearing obligations of the United States or in*

1 *obligations guaranteed as to both principal and interest by*
2 *the United States.*

3 *Pursuant to section 2(b)(2) of Public Law 98-244,*
4 *\$2,650,000 of the funds available to the Forest Service shall*
5 *be available for matching funds to the National Fish and*
6 *Wildlife Foundation, as authorized by 16 U.S.C. 3701-*
7 *3709, and may be advanced in a lump sum as Federal fi-*
8 *nancial assistance, without regard to when expenses are in-*
9 *curred, for projects on or benefitting National Forest Sys-*
10 *tem lands or related to Forest Service programs: Provided,*
11 *That the Foundation shall obtain, by the end of the period*
12 *of Federal financial assistance, private contributions to*
13 *match on at least one-for-one basis funds advanced by the*
14 *Forest Service: Provided further, That the Foundation may*
15 *transfer Federal funds to a non-Federal recipient for a*
16 *project at the same rate that the recipient has obtained the*
17 *non-Federal matching funds.*

18 *Funds appropriated to the Forest Service shall be*
19 *available for interactions with and providing technical as-*
20 *sistance to rural communities for sustainable rural develop-*
21 *ment purposes.*

22 *Notwithstanding any other provision of law, 80 per-*
23 *cent of the funds appropriated to the Forest Service in the*
24 *“National Forest System” and “Capital Improvement and*
25 *Maintenance” accounts and planned to be allocated to ac-*

1 *tivities under the “Jobs in the Woods” program for projects*
2 *on National Forest land in the State of Washington may*
3 *be granted directly to the Washington State Department of*
4 *Fish and Wildlife for accomplishment of planned projects.*
5 *Twenty percent of said funds shall be retained by the Forest*
6 *Service for planning and administering projects. Project se-*
7 *lection and prioritization shall be accomplished by the For-*
8 *est Service with such consultation with the State of Wash-*
9 *ington as the Forest Service deems appropriate.*

10 *Funds appropriated to the Forest Service shall be*
11 *available for payments to counties within the Columbia*
12 *River Gorge National Scenic Area, pursuant to sections*
13 *14(c)(1) and (2), and section 16(a)(2) of Public Law 99–*
14 *663.*

15 *The Secretary of Agriculture is authorized to enter into*
16 *grants, contracts, and cooperative agreements as appro-*
17 *priate with the Pinchot Institute for Conservation, as well*
18 *as with public and other private agencies, organizations,*
19 *institutions, and individuals, to provide for the develop-*
20 *ment, administration, maintenance, or restoration of land,*
21 *facilities, or Forest Service programs, at the Grey Towers*
22 *National Historic Landmark: Provided, That, subject to*
23 *such terms and conditions as the Secretary of Agriculture*
24 *may prescribe, any such public or private agency, organiza-*
25 *tion, institution, or individual may solicit, accept, and ad-*

1 *minister private gifts of money and real or personal prop-*
2 *erty for the benefit of, or in connection with, the activities*
3 *and services at the Grey Towers National Historic Land-*
4 *mark: Provided further, That such gifts may be accepted*
5 *notwithstanding the fact that a donor conducts business*
6 *with the Department of Agriculture in any capacity.*

7 *Funds appropriated to the Forest Service shall be*
8 *available, as determined by the Secretary, for payments to*
9 *Del Norte County, California, pursuant to sections 13(e)*
10 *and 14 of the Smith River National Recreation Area Act*
11 *(Public Law 101-612).*

12 *Notwithstanding any other provision of law, any ap-*
13 *propriations or funds available to the Forest Service not*
14 *to exceed \$500,000 may be used to reimburse the Office of*
15 *the General Counsel (OGC), Department of Agriculture, for*
16 *travel and related expenses incurred as a result of OGC as-*
17 *sistance or participation requested by the Forest Service at*
18 *meetings, training sessions, management reviews, land pur-*
19 *chase negotiations and similar non-litigation related mat-*
20 *ters. Future budget justifications for both the Forest Service*
21 *and the Department of Agriculture should clearly display*
22 *the sums previously transferred and the requested funding*
23 *transfers.*

24 *No employee of the Department of Agriculture may be*
25 *detailed or assigned from an agency or office funded by this*

1 *Act to any other agency or office of the department for more*
2 *than 30 days unless the individual's employing agency or*
3 *office is fully reimbursed by the receiving agency or office*
4 *for the salary and expenses of the employee for the period*
5 *of assignment.*

6 *The Forest Service shall fund overhead, national com-*
7 *mitments, indirect expenses, and any other category for use*
8 *of funds which are expended at any units, that are not di-*
9 *rectly related to the accomplishment of specific work on-*
10 *the-ground (referred to as "indirect expenditures"), from*
11 *funds available to the Forest Service, unless otherwise pro-*
12 *hibited by law: Provided, That the Forest Service shall im-*
13 *plement and adhere to the definitions of indirect expendi-*
14 *tures established pursuant to Public Law 105-277 on a na-*
15 *tionwide basis without flexibility for modification by any*
16 *organizational level except the Washington Office, and when*
17 *changed by the Washington Office, such changes in defini-*
18 *tion shall be reported in budget requests submitted by the*
19 *Forest Service: Provided further, That the Forest Service*
20 *shall provide in all future budget justifications, planned in-*
21 *direct expenditures in accordance with the definitions, sum-*
22 *marized and displayed to the Regional, Station, Area, and*
23 *detached unit office level. The justification shall display the*
24 *estimated source and amount of indirect expenditures, by*
25 *expanded budget line item, of funds in the agency's annual*

1 *budget justification. The display shall include appropriated*
2 *funds and the Knutson-Vandenberg, Brush Disposal, Coop-*
3 *erative Work-Other, and Salvage Sale funds. Changes be-*
4 *tween estimated and actual indirect expenditures shall be*
5 *reported in subsequent budget justifications: Provided, That*
6 *during fiscal year 2001 the Secretary shall limit total an-*
7 *nual indirect obligations from the Brush Disposal, Coopera-*
8 *tive Work-Other, Knutson-Vandenberg, Reforestation, Sal-*
9 *vage Sale, and Roads and Trails funds to 20 percent of*
10 *the total obligations from each fund.*

11 *Any appropriations or funds available to the Forest*
12 *Service may be used for necessary expenses in the event of*
13 *law enforcement emergencies as necessary to protect natural*
14 *resources and public or employee safety: Provided, That*
15 *such amounts shall not exceed \$750,000.*

16 *The Secretary of Agriculture shall pay \$4,449 from*
17 *available funds to Joyce Liverca as reimbursement for var-*
18 *ious expenses incurred as a Federal employee in connection*
19 *with certain high priority duties performed for the Forest*
20 *Service.*

21 *The Forest Service shall submit a report to the House*
22 *and Senate Committees on Appropriations by March 1,*
23 *2001 indicating the anticipated timber offer level in fiscal*
24 *year 2001 with the funds provided in this Act: Provided,*
25 *That if the anticipated offer level is less than 3.6 billion*

1 board feet, the agency shall submit a reprogramming re-
2 quest to attain this offer level by the close of fiscal year
3 2001.

4 *Of the funds available to the Forest Service, \$150,000*
5 *shall be made available in the form of an advanced, direct*
6 *lump sum payment to the Society of American Foresters*
7 *to support conservation education purposes in collaboration*
8 *with the Forest Service.*

9 *The Secretary of Agriculture may authorize the sale*
10 *of excess buildings, facilities, and other properties owned*
11 *by the Forest Service and located on the Green Mountain*
12 *National Forest, the revenues of which shall be retained by*
13 *the Forest Service and available to the Secretary without*
14 *further appropriation and until expended for maintenance*
15 *and rehabilitation activities on the Green Mountain Na-*
16 *tional Forest.*

17 *DEPARTMENT OF ENERGY*

18 *CLEAN COAL TECHNOLOGY*

19 *(DEFERRAL)*

20 *Of the funds made available under this heading for*
21 *obligation in prior years, \$67,000,000 shall not be available*
22 *until October 1, 2001: Provided, That funds made available*
23 *in previous appropriations Acts shall be available for any*
24 *ongoing project regardless of the separate request for pro-*
25 *posal under which the project was selected.*

1 *FOSSIL ENERGY RESEARCH AND DEVELOPMENT*
2 *(INCLUDING TRANSFER OF FUNDS)*

3 *For necessary expenses in carrying out fossil energy*
4 *research and development activities, under the authority of*
5 *the Department of Energy Organization Act (Public Law*
6 *95–91), including the acquisition of interest, including de-*
7 *feasible and equitable interests in any real property or any*
8 *facility or for plant or facility acquisition or expansion,*
9 *and for conducting inquiries, technological investigations*
10 *and research concerning the extraction, processing, use, and*
11 *disposal of mineral substances without objectionable social*
12 *and environmental costs (30 U.S.C. 3, 1602, and 1603),*
13 *performed under the minerals and materials science pro-*
14 *grams at the Albany Research Center in Oregon*
15 *\$413,338,000, to remain available until expended, of which*
16 *\$12,000,000 for oil technology research shall be derived by*
17 *transfer from funds appropriated in prior years under the*
18 *heading “Strategic Petroleum Reserve, SPR Petroleum Ac-*
19 *count”:* *Provided, That no part of the sum herein made*
20 *available shall be used for the field testing of nuclear explo-*
21 *sives in the recovery of oil and gas: Provided further, That*
22 *up to 4 percent of program direction funds available to the*
23 *National Energy Technology Laboratory may be used to*
24 *support Department of Energy activities not included in*
25 *this account.*

1 *ALTERNATIVE FUELS PRODUCTION*2 *(RESCISSION)*

3 *Of the unobligated balances under this heading,*
4 *\$1,000,000 are rescinded.*

5 *NAVAL PETROLEUM AND OIL SHALE RESERVES*6 *(RESCISSION)*

7 *Of the amounts previously appropriated under this*
8 *heading, \$7,000,000 are rescinded: Provided, That the re-*
9 *quirements of 10 U.S.C. 7430(b)(2)(B) shall not apply to*
10 *fiscal year 2001 and any fiscal year thereafter: Provided*
11 *further, That, notwithstanding any other provision of law,*
12 *unobligated funds remaining from prior years shall be*
13 *available for all naval petroleum and oil shale reserve ac-*
14 *tivities.*

15 *ELK HILLS SCHOOL LANDS FUND*

16 *For necessary expenses in fulfilling installment pay-*
17 *ments under the Settlement Agreement entered into by the*
18 *United States and the State of California on October 11,*
19 *1996, as authorized by section 3415 of Public Law 104-*
20 *106, \$36,000,000, to become available on October 1, 2001*
21 *for payment to the State of California for the State Teach-*
22 *ers' Retirement Fund from the Elk Hills School Lands*
23 *Fund.*

ENERGY CONSERVATION

(INCLUDING TRANSFER OF FUNDS)

1
2
3 *For necessary expenses in carrying out energy con-*
4 *servaion activities, \$763,937,000, to remain available until*
5 *expended, of which \$2,000,000 shall be derived by transfer*
6 *from unobligated balances in the Biomass Energy Develop-*
7 *ment account and \$2,000,000 shall be derived by transfer*
8 *of a proportionate amount from each other account for*
9 *which this Act makes funds available for travel, supplies,*
10 *and printing expenses: Provided, That \$174,000,000 shall*
11 *be for use in energy conservation programs as defined in*
12 *section 3008(3) of Public Law 99-509 (15 U.S.C. 4507):*
13 *Provided further, That notwithstanding section 3003(d)(2)*
14 *of Public Law 99-509, such sums shall be allocated to the*
15 *eligible programs as follows: \$140,000,000 for weatheriza-*
16 *tion assistance grants and \$34,000,000 for State energy*
17 *conservation grants: Provided further, That notwith-*
18 *standing any other provision of law, the Secretary of En-*
19 *ergy may waive the matching requirement for weatheriza-*
20 *tion assistance provided for by Public Law 106-113 in*
21 *whole or in part for a State which he finds to be experi-*
22 *encing fiscal hardship or major changes in energy markets*
23 *or suppliers or other temporary limitations on its ability*
24 *to provide matching funds, provided that the State is de-*
25 *monstrably engaged in continuing activities to secure non-*
26 *federal resources and that such waiver is limited to one fis-*

1 *cal year and that no state may be granted such waiver more*
2 *than twice: Provided further, That Indian tribal grantees*
3 *of weatherization assistance shall not be required to provide*
4 *matching funds.*

5 *ECONOMIC REGULATION*

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

9 *STRATEGIC PETROLEUM RESERVE*

10 *For necessary expenses for Strategic Petroleum Reserve*
11 *facility development and operations and program manage-*
12 *ment activities pursuant to the Energy Policy and Con-*
13 *servation Act of 1975, as amended (42 U.S.C. 6201 et seq.),*
14 *\$165,000,000, to remain available until expended, of which*
15 *\$3,000,000 shall be derived by transfer of unobligated bal-*
16 *ances of funds previously appropriated under the heading*
17 *“Strategic Petroleum Reserves Petroleum Account”, and of*
18 *which \$1,000,000 shall be derived by transfer of unobligated*
19 *balances of funds previously appropriated under the head-*
20 *ing “NAVAL PETROLEUM AND OIL SHALE RESERVES”, and*
21 *of which \$4,000,000 shall be available for maintenance of*
22 *a Northeast Home Heating Oil Reserve.*

23 *ENERGY INFORMATION ADMINISTRATION*

24 *For necessary expenses in carrying out the activities*
25 *of the Energy Information Administration, \$74,000,000, to*
26 *remain available until expended.*

1 *ADMINISTRATIVE PROVISIONS, DEPARTMENT OF ENERGY*

2 *Appropriations under this Act for the current fiscal*
3 *year shall be available for hire of passenger motor vehicles;*
4 *hire, maintenance, and operation of aircraft; purchase, re-*
5 *pair, and cleaning of uniforms; and reimbursement to the*
6 *General Services Administration for security guard serv-*
7 *ices.*

8 *From appropriations under this Act, transfers of sums*
9 *may be made to other agencies of the Government for the*
10 *performance of work for which the appropriation is made.*

11 *None of the funds made available to the Department*
12 *of Energy under this Act shall be used to implement or fi-*
13 *nance authorized price support or loan guarantee programs*
14 *unless specific provision is made for such programs in an*
15 *appropriations Act.*

16 *The Secretary is authorized to accept lands, buildings,*
17 *equipment, and other contributions from public and private*
18 *sources and to prosecute projects in cooperation with other*
19 *agencies, Federal, State, private or foreign: Provided, That*
20 *revenues and other moneys received by or for the account*
21 *of the Department of Energy or otherwise generated by sale*
22 *of products in connection with projects of the Department*
23 *appropriated under this Act may be retained by the Sec-*
24 *retary of Energy, to be available until expended, and used*
25 *only for plant construction, operation, costs, and payments*

1 *to cost-sharing entities as provided in appropriate cost-*
2 *sharing contracts or agreements: Provided further, That the*
3 *remainder of revenues after the making of such payments*
4 *shall be covered into the Treasury as miscellaneous receipts:*
5 *Provided further, That any contract, agreement, or provi-*
6 *sion thereof entered into by the Secretary pursuant to this*
7 *authority shall not be executed prior to the expiration of*
8 *30 calendar days (not including any day in which either*
9 *House of Congress is not in session because of adjournment*
10 *of more than three calendar days to a day certain) from*
11 *the receipt by the Speaker of the House of Representatives*
12 *and the President of the Senate of a full comprehensive re-*
13 *port on such project, including the facts and circumstances*
14 *relied upon in support of the proposed project.*

15 *No funds provided in this Act may be expended by the*
16 *Department of Energy to prepare, issue, or process procure-*
17 *ment documents for programs or projects for which appro-*
18 *priations have not been made.*

19 *In addition to other authorities set forth in this Act,*
20 *the Secretary may accept fees and contributions from public*
21 *and private sources, to be deposited in a contributed funds*
22 *account, and prosecute projects using such fees and con-*
23 *tributions in cooperation with other Federal, State or pri-*
24 *vate agencies or concerns.*

1 *section 108 of the Indian Health Care Improvement Act:*
2 *Provided further, That funds provided in this Act may be*
3 *used for 1-year contracts and grants which are to be per-*
4 *formed in two fiscal years, so long as the total obligation*
5 *is recorded in the year for which the funds are appro-*
6 *priated: Provided further, That the amounts collected by the*
7 *Secretary of Health and Human Services under the author-*
8 *ity of title IV of the Indian Health Care Improvement Act*
9 *shall remain available until expended for the purpose of*
10 *achieving compliance with the applicable conditions and re-*
11 *quirements of titles XVIII and XIX of the Social Security*
12 *Act (exclusive of planning, design, or construction of new*
13 *facilities): Provided further, That funding contained herein,*
14 *and in any earlier appropriations Acts for scholarship pro-*
15 *grams under the Indian Health Care Improvement Act (25*
16 *U.S.C. 1613) shall remain available for obligation until*
17 *September 30, 2002: Provided further, That amounts re-*
18 *ceived by tribes and tribal organizations under title IV of*
19 *the Indian Health Care Improvement Act shall be reported*
20 *and accounted for and available to the receiving tribes and*
21 *tribal organizations until expended: Provided further, That,*
22 *notwithstanding any other provision of law, of the amounts*
23 *provided herein, not to exceed \$243,781,000 shall be for*
24 *payments to tribes and tribal organizations for contract or*
25 *grant support costs associated with contracts, grants, self-*

1 *governance compacts or annual funding agreements between*
2 *the Indian Health Service and a tribe or tribal organiza-*
3 *tion pursuant to the Indian Self-Determination Act of*
4 *1975, as amended, prior to or during fiscal year 2001, of*
5 *which not to exceed \$10,000,000 may be used for such costs*
6 *associated with new and expanded contracts, grants, self-*
7 *governance compacts or annual funding agreements: Pro-*
8 *vided further, That amounts appropriated to the Indian*
9 *Health Service shall not be used to pay for contract health*
10 *services in excess of the established Medicare and Medicaid*
11 *rate for similar services: Provided further, That Indian*
12 *tribes and tribal organizations that operate health care pro-*
13 *grams under contracts or compacts pursuant to the Indian*
14 *Self-Determination and Education Assistance Act of 1975,*
15 *Public Law 93–638, as amended, may access prime vendor*
16 *rates for the cost of pharmaceutical products on the same*
17 *basis and for the same purposes as the Indian Health Serv-*
18 *ice may access such products: Provided further, That funds*
19 *available for the Indian Health Care Improvement Fund*
20 *may be used, as needed, to carry out activities typically*
21 *funded under the Indian Health Facilities account.*

22 *INDIAN HEALTH FACILITIES*

23 *For construction, repair, maintenance, improvement,*
24 *and equipment of health and related auxiliary facilities, in-*
25 *cluding quarters for personnel; preparation of plans, speci-*
26 *fications, and drawings; acquisition of sites, purchase and*

1 *erection of modular buildings, and purchases of trailers;*
2 *and for provision of domestic and community sanitation*
3 *facilities for Indians, as authorized by section 7 of the Act*
4 *of August 5, 1954 (42 U.S.C. 2004a), the Indian Self-Deter-*
5 *mination Act, and the Indian Health Care Improvement*
6 *Act, and for expenses necessary to carry out such Acts and*
7 *titles II and III of the Public Health Service Act with re-*
8 *spect to environmental health and facilities support activi-*
9 *ties of the Indian Health Service, \$349,350,000, to remain*
10 *available until expended: Provided, That notwithstanding*
11 *any other provision of law, funds appropriated for the plan-*
12 *ning, design, construction or renovation of health facilities*
13 *for the benefit of an Indian tribe or tribes may be used*
14 *to purchase land for sites to construct, improve, or enlarge*
15 *health or related facilities: Provided further, That from the*
16 *funds appropriated herein, \$5,000,000 shall be designated*
17 *by the Indian Health Service as a contribution to the*
18 *Yukon-Kuskokwim Health Corporation (YKHC) to start a*
19 *priority project for the acquisition of land, planning, design*
20 *and construction of 79 staff quarters at Bethel, Alaska, sub-*
21 *ject to a negotiated project agreement between the YKHC*
22 *and the Indian Health Service: Provided further, That this*
23 *project shall not be subject to the construction provisions*
24 *of the Indian Self-Determination and Education Assistance*
25 *Act and shall be removed from the Indian Health Service*

1 *priority list upon completion: Provided further, That the*
2 *Federal Government shall not be liable for any property*
3 *damages or other construction claims that may arise from*
4 *YKHC undertaking this project: Provided further, That the*
5 *land shall be owned or leased by the YKHC and title to*
6 *quarters shall remain vested with the YKHC: Provided fur-*
7 *ther, That notwithstanding any provision of law governing*
8 *Federal construction, \$240,000 of the funds provided herein*
9 *shall be provided to the Hopi Tribe to reduce the debt in-*
10 *curred by the Tribe in providing staff quarters to meet the*
11 *housing needs associated with the new Hopi Health Center:*
12 *Provided further, That \$5,000,000 shall remain available*
13 *until expended for the purpose of funding joint venture*
14 *health care facility projects authorized under the Indian*
15 *Health Care Improvement Act, as amended: Provided fur-*
16 *ther, That priority, by rank order, shall be given to tribes*
17 *with outpatient projects on the existing Indian Health*
18 *Services priority list that have Service-approved planning*
19 *documents, and can demonstrate by March 1, 2001, the fi-*
20 *nancial capability necessary to provide an appropriate fa-*
21 *cility: Provided further, That joint venture funds*
22 *unallocated after March 1, 2001, shall be made available*
23 *for joint venture projects on a competitive basis giving pri-*
24 *ority to tribes that currently have no existing Federally-*
25 *owned health care facility, have planning documents meet-*

1 *ing Indian Health Service requirements prepared for ap-*
2 *proval by the Service and can demonstrate the financial*
3 *capability needed to provide an appropriate facility: Pro-*
4 *vided further, That the Indian Health Service shall request*
5 *additional staffing, operation and maintenance funds for*
6 *these facilities in future budget requests: Provided further,*
7 *That not to exceed \$500,000 shall be used by the Indian*
8 *Health Service to purchase TRANSAM equipment from the*
9 *Department of Defense for distribution to the Indian Health*
10 *Service and tribal facilities: Provided further, That not to*
11 *exceed \$500,000 shall be used by the Indian Health Service*
12 *to obtain ambulances for the Indian Health Service and*
13 *tribal facilities in conjunction with an existing interagency*
14 *agreement between the Indian Health Service and the Gen-*
15 *eral Services Administration: Provided further, That not to*
16 *exceed \$500,000 shall be placed in a Demolition Fund,*
17 *available until expended, to be used by the Indian Health*
18 *Service for demolition of Federal buildings.*

19 *ADMINISTRATIVE PROVISIONS, INDIAN HEALTH SERVICE*

20 *Appropriations in this Act to the Indian Health Serv-*
21 *ice shall be available for services as authorized by 5 U.S.C.*
22 *3109 but at rates not to exceed the per diem rate equivalent*
23 *to the maximum rate payable for senior-level positions*
24 *under 5 U.S.C. 5376; hire of passenger motor vehicles and*
25 *aircraft; purchase of medical equipment; purchase of re-*
26 *prints; purchase, renovation and erection of modular build-*

1 *ings and renovation of existing facilities; payments for tele-*
2 *phone service in private residences in the field, when au-*
3 *thorized under regulations approved by the Secretary; and*
4 *for uniforms or allowances therefore as authorized by 5*
5 *U.S.C. 5901–5902; and for expenses of attendance at meet-*
6 *ings which are concerned with the functions or activities*
7 *for which the appropriation is made or which will con-*
8 *tribute to improved conduct, supervision, or management*
9 *of those functions or activities: Provided, That in accord-*
10 *ance with the provisions of the Indian Health Care Im-*
11 *provement Act, non-Indian patients may be extended health*
12 *care at all tribally administered or Indian Health Service*
13 *facilities, subject to charges, and the proceeds along with*
14 *funds recovered under the Federal Medical Care Recovery*
15 *Act (42 U.S.C. 2651–2653) shall be credited to the account*
16 *of the facility providing the service and shall be available*
17 *without fiscal year limitation: Provided further, That not-*
18 *withstanding any other law or regulation, funds transferred*
19 *from the Department of Housing and Urban Development*
20 *to the Indian Health Service shall be administered under*
21 *Public Law 86–121 (the Indian Sanitation Facilities Act)*
22 *and Public Law 93–638, as amended: Provided further,*
23 *That funds appropriated to the Indian Health Service in*
24 *this Act, except those used for administrative and program*
25 *direction purposes, shall not be subject to limitations di-*

1 *rected at curtailing Federal travel and transportation: Pro-*
2 *vided further, That notwithstanding any other provision of*
3 *law, funds previously or herein made available to a tribe*
4 *or tribal organization through a contract, grant, or agree-*
5 *ment authorized by title I or title III of the Indian Self-*
6 *Determination and Education Assistance Act of 1975 (25*
7 *U.S.C. 450), may be deobligated and reobligated to a self-*
8 *determination contract under title I, or a self-governance*
9 *agreement under title III of such Act and thereafter shall*
10 *remain available to the tribe or tribal organization without*
11 *fiscal year limitation: Provided further, That none of the*
12 *funds made available to the Indian Health Service in this*
13 *Act shall be used to implement the final rule published in*
14 *the Federal Register on September 16, 1987, by the Depart-*
15 *ment of Health and Human Services, relating to the eligi-*
16 *bility for the health care services of the Indian Health Serv-*
17 *ice until the Indian Health Service has submitted a budget*
18 *request reflecting the increased costs associated with the pro-*
19 *posed final rule, and such request has been included in an*
20 *appropriations Act and enacted into law: Provided further,*
21 *That funds made available in this Act are to be apportioned*
22 *to the Indian Health Service as appropriated in this Act,*
23 *and accounted for in the appropriation structure set forth*
24 *in this Act: Provided further, That with respect to functions*
25 *transferred by the Indian Health Service to tribes or tribal*

1 organizations, the Indian Health Service is authorized to
2 provide goods and services to those entities, on a reimburs-
3 able basis, including payment in advance with subsequent
4 adjustment, and the reimbursements received therefrom,
5 along with the funds received from those entities pursuant
6 to the Indian Self-Determination Act, may be credited to
7 the same or subsequent appropriation account which pro-
8 vided the funding, said amounts to remain available until
9 expended: Provided further, That reimbursements for train-
10 ing, technical assistance, or services provided by the Indian
11 Health Service will contain total costs, including direct, ad-
12 ministrative, and overhead associated with the provision of
13 goods, services, or technical assistance: Provided further,
14 That the appropriation structure for the Indian Health
15 Service may not be altered without advance approval of the
16 House and Senate Committees on Appropriations.

17 *OTHER RELATED AGENCIES*

18 *OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION*

19 *SALARIES AND EXPENSES*

20 *For necessary expenses of the Office of Navajo and*
21 *Hopi Indian Relocation as authorized by Public Law 93-*
22 *531, \$15,000,000, to remain available until expended: Pro-*
23 *vided, That funds provided in this or any other appropria-*
24 *tions Act are to be used to relocate eligible individuals and*
25 *groups including evictees from District 6, Hopi-partitioned*

1 *lands residents, those in significantly substandard housing,*
2 *and all others certified as eligible and not included in the*
3 *preceding categories: Provided further, That none of the*
4 *funds contained in this or any other Act may be used by*
5 *the Office of Navajo and Hopi Indian Relocation to evict*
6 *any single Navajo or Navajo family who, as of November*
7 *30, 1985, was physically domiciled on the lands partitioned*
8 *to the Hopi Tribe unless a new or replacement home is pro-*
9 *vided for such household: Provided further, That no*
10 *relocatee will be provided with more than one new or re-*
11 *placement home: Provided further, That the Office shall re-*
12 *locate any certified eligible relocatees who have selected and*
13 *received an approved homesite on the Navajo reservation*
14 *or selected a replacement residence off the Navajo reserva-*
15 *tion or on the land acquired pursuant to 25 U.S.C. 640d-*
16 *10.*

17 *INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE*

18 *CULTURE AND ARTS DEVELOPMENT*

19 *PAYMENT TO THE INSTITUTE*

20 *For payment to the Institute of American Indian and*
21 *Alaska Native Culture and Arts Development, as authorized*
22 *by title XV of Public Law 99-498, as amended (20 U.S.C.*
23 *56 part A), \$4,125,000.*

SMITHSONIAN INSTITUTION

SALARIES AND EXPENSES

1 *For necessary expenses of the Smithsonian Institution,*
2 *as authorized by law, including research in the fields of art,*
3 *science, and history; development, preservation, and docu-*
4 *mentation of the National Collections; presentation of pub-*
5 *lic exhibits and performances; collection, preparation, dis-*
6 *semination, and exchange of information and publications;*
7 *conduct of education, training, and museum assistance pro-*
8 *grams; maintenance, alteration, operation, lease (for terms*
9 *not to exceed 30 years), and protection of buildings, facili-*
10 *ties, and approaches; not to exceed \$100,000 for services as*
11 *authorized by 5 U.S.C. 3109; up to five replacement pas-*
12 *senger vehicles; purchase, rental, repair, and cleaning of*
13 *uniforms for employees, \$387,755,000, of which not to ex-*
14 *ceed \$47,088,000 for the instrumentation program, collec-*
15 *tions acquisition, Museum Support Center equipment and*
16 *move, exhibition reinstallation, the National Museum of the*
17 *American Indian, the repatriation of skeletal remains pro-*
18 *gram, research equipment, information management, and*
19 *Latino programming shall remain available until ex-*
20 *pendent, and including such funds as may be necessary to*
21 *support American overseas research centers and a total of*
22 *\$125,000 for the Council of American Overseas Research*
23 *Centers: Provided, That funds appropriated herein are*

1 *available for advance payments to independent contractors*
2 *performing research services or participating in official*
3 *Smithsonian presentations: Provided further, That the*
4 *Smithsonian Institution may expend Federal appropria-*
5 *tions designated in this Act for lease or rent payments for*
6 *long term and swing space, as rent payable to the Smithso-*
7 *nian Institution, and such rent payments may be deposited*
8 *into the general trust funds of the Institution to the extent*
9 *that federally supported activities are housed in the 900 H*
10 *Street, N.W. building in the District of Columbia: Provided*
11 *further, That this use of Federal appropriations shall not*
12 *be construed as debt service, a Federal guarantee of, a trans-*
13 *fer of risk to, or an obligation of, the Federal Government:*
14 *Provided further, That no appropriated funds may be used*
15 *to service debt which is incurred to finance the costs of ac-*
16 *quiring the 900 H Street building or of planning, design-*
17 *ing, and constructing improvements to such building.*

18 *REPAIR, RESTORATION AND ALTERATION OF FACILITIES*

19 *For necessary expenses of repair, restoration, and al-*
20 *teration of facilities owned or occupied by the Smithsonian*
21 *Institution, by contract or otherwise, as authorized by sec-*
22 *tion 2 of the Act of August 22, 1949 (63 Stat. 623), includ-*
23 *ing not to exceed \$10,000 for services as authorized by 5*
24 *U.S.C. 3109, \$57,600,000, to remain available until ex-*
25 *pended, of which \$7,600,000 is provided for repair, rehabili-*
26 *tation and alteration of facilities at the National Zoological*

1 *Park: Provided, That contracts awarded for environmental*
2 *systems, protection systems, and repair or restoration of fa-*
3 *cilities of the Smithsonian Institution may be negotiated*
4 *with selected contractors and awarded on the basis of con-*
5 *tractor qualifications as well as price.*

6 *CONSTRUCTION*

7 *For necessary expenses for construction, \$4,500,000, to*
8 *remain available until expended.*

9 *ADMINISTRATIVE PROVISIONS, SMITHSONIAN INSTITUTION*

10 *None of the funds in this or any other Act may be*
11 *used to initiate the design for any proposed expansion of*
12 *current space or new facility without consultation with the*
13 *House and Senate Appropriations Committees.*

14 *The Smithsonian Institution shall not use Federal*
15 *funds in excess of the amount specified in Public Law 101–*
16 *185 for the construction of the National Museum of the*
17 *American Indian.*

18 *None of the funds in this or any other Act may be*
19 *used for the Holt House located at the National Zoological*
20 *Park in Washington, D.C., unless identified as repairs to*
21 *minimize water damage, monitor structure movement, or*
22 *provide interim structural support.*

23 *NATIONAL GALLERY OF ART*

24 *SALARIES AND EXPENSES*

25 *For the upkeep and operations of the National Gallery*
26 *of Art, the protection and care of the works of art therein,*

1 *and administrative expenses incident thereto, as authorized*
2 *by the Act of March 24, 1937 (50 Stat. 51), as amended*
3 *by the public resolution of April 13, 1939 (Public Resolu-*
4 *tion 9, Seventy-sixth Congress), including services as au-*
5 *thorized by 5 U.S.C. 3109; payment in advance when au-*
6 *thorized by the treasurer of the Gallery for membership in*
7 *library, museum, and art associations or societies whose*
8 *publications or services are available to members only, or*
9 *to members at a price lower than to the general public; pur-*
10 *chase, repair, and cleaning of uniforms for guards, and uni-*
11 *forms, or allowances therefor, for other employees as author-*
12 *ized by law (5 U.S.C. 5901–5902); purchase or rental of*
13 *devices and services for protecting buildings and contents*
14 *thereof, and maintenance, alteration, improvement, and re-*
15 *pair of buildings, approaches, and grounds; and purchase*
16 *of services for restoration and repair of works of art for*
17 *the National Gallery of Art by contracts made, without ad-*
18 *vertising, with individuals, firms, or organizations at such*
19 *rates or prices and under such terms and conditions as the*
20 *Gallery may deem proper, \$64,781,000, of which not to ex-*
21 *ceed \$3,026,000 for the special exhibition program shall re-*
22 *main available until expended.*

23 *REPAIR, RESTORATION AND RENOVATION OF BUILDINGS*

24 *For necessary expenses of repair, restoration and ren-*
25 *ovation of buildings, grounds and facilities owned or occu-*
26 *ped by the National Gallery of Art, by contract or other-*

1 *wise, as authorized, \$10,871,000, to remain available until*
2 *expended: Provided, That contracts awarded for environ-*
3 *mental systems, protection systems, and exterior repair or*
4 *renovation of buildings of the National Gallery of Art may*
5 *be negotiated with selected contractors and awarded on the*
6 *basis of contractor qualifications as well as price.*

7 *JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS*
8 *OPERATIONS AND MAINTENANCE*

9 *For necessary expenses for the operation, maintenance*
10 *and security of the John F. Kennedy Center for the Per-*
11 *forming Arts, \$14,000,000.*

12 *CONSTRUCTION*

13 *For necessary expenses for capital repair and restora-*
14 *tion of the existing features of the building and site of the*
15 *John F. Kennedy Center for the Performing Arts,*
16 *\$20,000,000, to remain available until expended.*

17 *WOODROW WILSON INTERNATIONAL CENTER FOR*
18 *SCHOLARS*

19 *SALARIES AND EXPENSES*

20 *For expenses necessary in carrying out the provisions*
21 *of the Woodrow Wilson Memorial Act of 1968 (82 Stat.*
22 *1356) including hire of passenger vehicles and services as*
23 *authorized by 5 U.S.C. 3109, \$7,310,000.*

1 MATCHING GRANTS

2 *To carry out the provisions of section 10(a)(2) of the*
3 *National Foundation on the Arts and the Humanities Act*
4 *of 1965, as amended, \$15,656,000, to remain available until*
5 *expended, of which \$11,656,000 shall be available to the Na-*
6 *tional Endowment for the Humanities for the purposes of*
7 *section 7(h): Provided, That this appropriation shall be*
8 *available for obligation only in such amounts as may be*
9 *equal to the total amounts of gifts, bequests, and devises of*
10 *money, and other property accepted by the chairman or by*
11 *grantees of the Endowment under the provisions of sub-*
12 *sections 11(a)(2)(B) and 11(a)(3)(B) during the current*
13 *and preceding fiscal years for which equal amounts have*
14 *not previously been appropriated.*

15 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

16 OFFICE OF MUSEUM SERVICES

17 GRANTS AND ADMINISTRATION

18 *For carrying out subtitle C of the Museum and Li-*
19 *brary Services Act of 1996, as amended, \$24,907,000, to*
20 *remain available until expended.*

21 ADMINISTRATIVE PROVISIONS

22 *None of the funds appropriated to the National Foun-*
23 *ation on the Arts and the Humanities may be used to*
24 *process any grant or contract documents which do not in-*
25 *clude the text of 18 U.S.C. 1913: Provided, That none of*
26 *the funds appropriated to the National Foundation on the*

1 *Arts and the Humanities may be used for official reception*
2 *and representation expenses: Provided further, That funds*
3 *from nonappropriated sources may be used as necessary for*
4 *official reception and representation expenses.*

5 *COMMISSION OF FINE ARTS*

6 *SALARIES AND EXPENSES*

7 *For expenses made necessary by the Act establishing*
8 *a Commission of Fine Arts (40 U.S.C. 104), \$1,078,000:*
9 *Provided, That the Commission is authorized to charge fees*
10 *to cover the full costs of its publications, and such fees shall*
11 *be credited to this account as an offsetting collection, to re-*
12 *main available until expended without further appropria-*
13 *tion.*

14 *NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS*

15 *For necessary expenses as authorized by Public Law*
16 *99–190 (20 U.S.C. 956(a)), as amended, \$7,000,000.*

17 *ADVISORY COUNCIL ON HISTORIC PRESERVATION*

18 *SALARIES AND EXPENSES*

19 *For necessary expenses of the Advisory Council on His-*
20 *toric Preservation (Public Law 89–665, as amended),*
21 *\$3,189,000: Provided, That none of these funds shall be*
22 *available for compensation of level V of the Executive Sched-*
23 *ule or higher positions.*

1 *NATIONAL CAPITAL PLANNING COMMISSION*2 *SALARIES AND EXPENSES*

3 *For necessary expenses, as authorized by the National*
4 *Capital Planning Act of 1952 (40 U.S.C. 71–71i), includ-*
5 *ing services as authorized by 5 U.S.C. 3109, \$6,500,000:*
6 *Provided, That all appointed members of the Commission*
7 *will be compensated at a rate not to exceed the daily equiva-*
8 *lent of the annual rate of pay for positions at level IV of*
9 *the Executive Schedule for each day such member is engaged*
10 *in the actual performance of duties.*

11 *UNITED STATES HOLOCAUST MEMORIAL COUNCIL*12 *HOLOCAUST MEMORIAL COUNCIL*

13 *For expenses of the Holocaust Memorial Council, as*
14 *authorized by Public Law 96–388 (36 U.S.C. 1401), as*
15 *amended, \$34,439,000, of which \$1,900,000 for the muse-*
16 *um’s repair and rehabilitation program and \$1,264,000 for*
17 *the museum’s exhibitions program shall remain available*
18 *until expended.*

19 *PRESIDIO TRUST*20 *PRESIDIO TRUST FUND*

21 *For necessary expenses to carry out title I of the Omni-*
22 *bus Parks and Public Lands Management Act of 1996,*
23 *\$23,400,000 shall be available to the Presidio Trust, to re-*
24 *main available until expended. The Trust is authorized to*
25 *issue obligations to the Secretary of the Treasury pursuant*

1 *to section 104(d)(3) of the Act, in an amount not to exceed*
2 *\$10,000,000.*

3 *TITLE III—GENERAL PROVISIONS*

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

11 *SEC. 302. No part of any appropriation under this*
12 *Act shall be available to the Secretary of the Interior or*
13 *the Secretary of Agriculture for the leasing of oil and nat-*
14 *ural gas by noncompetitive bidding on publicly owned*
15 *lands within the boundaries of the Shawnee National For-*
16 *est, Illinois: Provided, That nothing herein is intended to*
17 *inhibit or otherwise affect the sale, lease, or right to access*
18 *to minerals owned by private individuals.*

19 *SEC. 303. No part of any appropriation contained in*
20 *this Act shall be available for any activity or the publica-*
21 *tion or distribution of literature that in any way tends to*
22 *promote public support or opposition to any legislative pro-*
23 *posal on which congressional action is not complete.*

1 *SEC. 304. No part of any appropriation contained in*
2 *this Act shall remain available for obligation beyond the*
3 *current fiscal year unless expressly so provided herein.*

4 *SEC. 305. None of the funds provided in this Act to*
5 *any department or agency shall be obligated or expended*
6 *to provide a personal cook, chauffeur, or other personal serv-*
7 *ants to any officer or employee of such department or agen-*
8 *cy except as otherwise provided by law.*

9 *SEC. 306. No assessments may be levied against any*
10 *program, budget activity, subactivity, or project funded by*
11 *this Act unless advance notice of such assessments and the*
12 *basis therefor are presented to the Committees on Appro-*
13 *priations and are approved by such committees.*

14 *SEC. 307. None of the funds in this Act may be used*
15 *to plan, prepare, or offer for sale timber from trees classified*
16 *as giant sequoia (*Sequoiadendron giganteum*) which are lo-*
17 *cated on National Forest System or Bureau of Land Man-*
18 *agement lands in a manner different than such sales were*
19 *conducted in fiscal year 2000.*

20 *SEC. 308. None of the funds made available by this*
21 *Act may be obligated or expended by the National Park*
22 *Service to enter into or implement a concession contract*
23 *which permits or requires the removal of the underground*
24 *lunchroom at the Carlsbad Caverns National Park.*

1 *SEC. 309. None of the funds appropriated or otherwise*
2 *made available by this Act may be used for the AmeriCorps*
3 *program, unless the relevant agencies of the Department of*
4 *the Interior and/or Agriculture follow appropriate re-*
5 *programming guidelines: Provided, That if no funds are*
6 *provided for the AmeriCorps program by the Departments*
7 *of Veterans Affairs and Housing and Urban Development,*
8 *and Independent Agencies Appropriations Act, 2001, then*
9 *none of the funds appropriated or otherwise made available*
10 *by this Act may be used for the AmeriCorps programs.*

11 *SEC. 310. None of the funds made available in this*
12 *Act may be used: (1) to demolish the bridge between Jersey*
13 *City, New Jersey, and Ellis Island; or (2) to prevent pedes-*
14 *trian use of such bridge, when it is made known to the Fed-*
15 *eral official having authority to obligate or expend such*
16 *funds that such pedestrian use is consistent with generally*
17 *accepted safety standards.*

18 *SEC. 311. (a) LIMITATION OF FUNDS.—None of the*
19 *funds appropriated or otherwise made available pursuant*
20 *to this Act shall be obligated or expended to accept or proc-*
21 *ess applications for a patent for any mining or mill site*
22 *claim located under the general mining laws.*

23 *(b) EXCEPTIONS.—The provisions of subsection (a)*
24 *shall not apply if the Secretary of the Interior determines*
25 *that, for the claim concerned: (1) a patent application was*

1 *filed with the Secretary on or before September 30, 1994;*
2 *and (2) all requirements established under sections 2325*
3 *and 2326 of the Revised Statutes (30 U.S.C. 29 and 30)*
4 *for vein or lode claims and sections 2329, 2330, 2331, and*
5 *2333 of the Revised Statutes (30 U.S.C. 35, 36, and 37)*
6 *for placer claims, and section 2337 of the Revised Statutes*
7 *(30 U.S.C. 42) for mill site claims, as the case may be,*
8 *were fully complied with by the applicant by that date.*

9 (c) *REPORT.*—*On September 30, 2001, the Secretary*
10 *of the Interior shall file with the House and Senate Com-*
11 *mittees on Appropriations and the Committee on Resources*
12 *of the House of Representatives and the Committee on En-*
13 *ergy and Natural Resources of the Senate a report on ac-*
14 *tions taken by the department under the plan submitted*
15 *pursuant to section 314(c) of the Department of the Interior*
16 *and Related Agencies Appropriations Act, 1997 (Public*
17 *Law 104–208).*

18 (d) *MINERAL EXAMINATIONS.*—*In order to process*
19 *patent applications in a timely and responsible manner,*
20 *upon the request of a patent applicant, the Secretary of the*
21 *Interior shall allow the applicant to fund a qualified third-*
22 *party contractor to be selected by the Bureau of Land Man-*
23 *agement to conduct a mineral examination of the mining*
24 *claims or mill sites contained in a patent application as*
25 *set forth in subsection (b). The Bureau of Land Manage-*

1 *ment shall have the sole responsibility to choose and pay*
2 *the third-party contractor in accordance with the standard*
3 *procedures employed by the Bureau of Land Management*
4 *in the retention of third-party contractors.*

5 *SEC. 312. Notwithstanding any other provision of law,*
6 *amounts appropriated to or earmarked in committee re-*
7 *ports for the Bureau of Indian Affairs and the Indian*
8 *Health Service by Public Laws 103–138, 103–332, 104–*
9 *134, 104–208, 105–83, 105–277, and 106–113 for payments*
10 *to tribes and tribal organizations for contract support costs*
11 *associated with self-determination or self-governance con-*
12 *tracts, grants, compacts, or annual funding agreements*
13 *with the Bureau of Indian Affairs or the Indian Health*
14 *Service as funded by such Acts, are the total amounts avail-*
15 *able for fiscal years 1994 through 2001 for such purposes,*
16 *except that, for the Bureau of Indian Affairs, tribes and*
17 *tribal organizations may use their tribal priority alloca-*
18 *tions for unmet indirect costs of ongoing contracts, grants,*
19 *self-governance compacts or annual funding agreements.*

20 *SEC. 313. Notwithstanding any other provision of law,*
21 *for fiscal year 2001 the Secretaries of Agriculture and the*
22 *Interior are authorized to limit competition for watershed*
23 *restoration project contracts as part of the “Jobs in the*
24 *Woods” component of the President’s Forest Plan for the*
25 *Pacific Northwest or the Jobs in the Woods Program estab-*

1 lished in Region 10 of the Forest Service to individuals and
2 entities in historically timber-dependent areas in the States
3 of Washington, Oregon, northern California and Alaska
4 that have been affected by reduced timber harvesting on
5 Federal lands.

6 SEC. 314. None of the funds collected under the Rec-
7 reational Fee Demonstration program may be used to plan,
8 design, or construct a visitor center or any other permanent
9 structure without prior approval of the House and the Sen-
10 ate Committees on Appropriations if the estimated total
11 cost of the facility exceeds \$500,000.

12 SEC. 315. All interests created under leases, conces-
13 sions, permits and other agreements associated with the
14 properties administered by the Presidio Trust shall be ex-
15 empt from all taxes and special assessments of every kind
16 by the State of California and its political subdivisions.

17 SEC. 316. None of the funds made available in this
18 or any other Act for any fiscal year may be used to des-
19 ignate, or to post any sign designating, any portion of Ca-
20 navaeral National Seashore in Brevard County, Florida, as
21 a clothing-optional area or as an area in which public nu-
22 dity is permitted, if such designation would be contrary to
23 county ordinance.

24 SEC. 317. Of the funds provided to the National En-
25 dowment for the Arts—

1 (1) *The Chairperson shall only award a grant to*
2 *an individual if such grant is awarded to such indi-*
3 *vidual for a literature fellowship, National Heritage*
4 *Fellowship, or American Jazz Masters Fellowship.*

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

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

17 *SEC. 318. The National Endowment for the Arts and*
18 *the National Endowment for the Humanities are authorized*
19 *to solicit, accept, receive, and invest in the name of the*
20 *United States, gifts, bequests, or devises of money and other*
21 *property or services and to use such in furtherance of the*
22 *functions of the National Endowment for the Arts and the*
23 *National Endowment for the Humanities. Any proceeds*
24 *from such gifts, bequests, or devises, after acceptance by the*
25 *National Endowment for the Arts or the National Endow-*

1 *ment for the Humanities, shall be paid by the donor or the*
2 *representative of the donor to the Chairman. The Chairman*
3 *shall enter the proceeds in a special interest-bearing account*
4 *to the credit of the appropriate endowment for the purposes*
5 *specified in each case.*

6 *SEC. 319. (a) In providing services or awarding finan-*
7 *cial assistance under the National Foundation on the Arts*
8 *and the Humanities Act of 1965 from funds appropriated*
9 *under this Act, the Chairperson of the National Endowment*
10 *for the Arts shall ensure that priority is given to providing*
11 *services or awarding financial assistance for projects, pro-*
12 *ductions, workshops, or programs that serve underserved*
13 *populations.*

14 *(b) In this section:*

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

21 *(2) The term “poverty line” means the poverty*
22 *line (as defined by the Office of Management and*
23 *Budget, and revised annually in accordance with sec-*
24 *tion 673(2) of the Community Services Block Grant*

1 *Act (42 U.S.C. 9902(2))) applicable to a family of the*
2 *size involved.*

3 *(c) In providing services and awarding financial as-*
4 *sistance under the National Foundation on the Arts and*
5 *Humanities Act of 1965 with funds appropriated by this*
6 *Act, the Chairperson of the National Endowment for the*
7 *Arts shall ensure that priority is given to providing services*
8 *or awarding financial assistance for projects, productions,*
9 *workshops, or programs that will encourage public knowl-*
10 *edge, education, understanding, and appreciation of the*
11 *arts.*

12 *(d) With funds appropriated by this Act to carry out*
13 *section 5 of the National Foundation on the Arts and Hu-*
14 *manities Act of 1965—*

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

19 *(2) the Chairperson shall not make grants ex-*
20 *ceeding 15 percent, in the aggregate, of such funds to*
21 *any single State, excluding grants made under the*
22 *authority of paragraph (1);*

23 *(3) the Chairperson shall report to the Congress*
24 *annually and by State, on grants awarded by the*

1 *Chairperson in each grant category under section 5 of*
2 *such Act; and*

3 *(4) the Chairperson shall encourage the use of*
4 *grants to improve and support community-based*
5 *music performance and education.*

6 *SEC. 320. No part of any appropriation contained in*
7 *this Act shall be expended or obligated to fund new revisions*
8 *of national forest land management plans until new final*
9 *or interim final rules for forest land management planning*
10 *are published in the Federal Register. Those national forests*
11 *which are currently in a revision process, having formally*
12 *published a Notice of Intent to revise prior to October 1,*
13 *1997; those national forests having been court-ordered to re-*
14 *vise; those national forests where plans reach the 15 year*
15 *legally mandated date to revise before or during calendar*
16 *year 2001; national forests within the Interior Columbia*
17 *Basin Ecosystem study area; and the White Mountain Na-*
18 *tional Forest are exempt from this section and may use*
19 *funds in this Act and proceed to complete the forest plan*
20 *revision in accordance with current forest planning regula-*
21 *tions.*

22 *SEC. 321. No part of any appropriation contained in*
23 *this Act shall be expended or obligated to complete and issue*
24 *the 5-year program under the Forest and Rangeland Re-*
25 *newable Resources Planning Act.*

1 *SEC. 322. None of the funds in this Act may be used*
2 *to support Government-wide administrative functions un-*
3 *less such functions are justified in the budget process and*
4 *funding is approved by the House and Senate Committees*
5 *on Appropriations.*

6 *SEC. 323. Notwithstanding any other provision of law,*
7 *none of the funds in this Act may be used for GSA Tele-*
8 *communication Centers or the President's Council on Sus-*
9 *tainable Development.*

10 *SEC. 324. None of the funds in this Act may be used*
11 *for planning, design or construction of improvements to*
12 *Pennsylvania Avenue in front of the White House without*
13 *the advance approval of the House and Senate Committees*
14 *on Appropriations.*

15 *SEC. 325. Amounts deposited during fiscal year 2000*
16 *in the roads and trails fund provided for in the fourteenth*
17 *paragraph under the heading "FOREST SERVICE" of the*
18 *Act of March 4, 1913 (37 Stat. 843; 16 U.S.C. 501), shall*
19 *be used by the Secretary of Agriculture, without regard to*
20 *the State in which the amounts were derived, to repair or*
21 *reconstruct roads, bridges, and trails on National Forest*
22 *System lands or to carry out and administer projects to*
23 *improve forest health conditions, which may include the re-*
24 *pair or reconstruction of roads, bridges, and trails on Na-*
25 *tional Forest System lands in the wildland-community*

1 *interface where there is an abnormally high risk of fire. The*
2 *projects shall emphasize reducing risks to human safety and*
3 *public health and property and enhancing ecological func-*
4 *tions, long-term forest productivity, and biological integ-*
5 *riety. The Secretary shall commence the projects during fis-*
6 *cal year 2001, but the projects may be completed in a subse-*
7 *quent fiscal year. Funds shall not be expended under this*
8 *section to replace funds which would otherwise appro-*
9 *priately be expended from the timber salvage sale fund.*
10 *Nothing in this section shall be construed to exempt any*
11 *project from any environmental law.*

12 *SEC. 326. None of the funds provided in this or pre-*
13 *vious appropriations Acts for the agencies funded by this*
14 *Act or provided from any accounts in the Treasury of the*
15 *United States derived by the collection of fees available to*
16 *the agencies funded by this Act, shall be transferred to and*
17 *used to fund personnel, training, or other administrative*
18 *activities of the Council on Environmental Quality or other*
19 *offices in the Executive Office of the President for purposes*
20 *related to the American Heritage Rivers program.*

21 *SEC. 327. Other than in emergency situations, none*
22 *of the funds in this Act may be used to operate telephone*
23 *answering machines during core business hours unless such*
24 *answering machines include an option that enables callers*

1 to reach promptly an individual on-duty with the agency
2 being contacted.

3 SEC. 328. No timber sale in Region 10 shall be adver-
4 tised if the indicated rate is deficit when appraised under
5 the transaction evidence appraisal system using domestic
6 Alaska values for western red cedar: Provided, That sales
7 which are deficit when appraised under the transaction evi-
8 dence appraisal system using domestic Alaska values for
9 western red cedar may be advertised upon receipt of a writ-
10 ten request by a prospective, informed bidder, who has the
11 opportunity to review the Forest Service's cruise and har-
12 vest cost estimate for that timber. Program accomplish-
13 ments shall be based on volume sold. Should Region 10 sell,
14 in fiscal year 2001, the annual average portion of the
15 decadal allowable sale quantity called for in the current
16 Tongass Land Management Plan in sales which are not def-
17 icit when appraised under the transaction evidence ap-
18 praisal system using domestic Alaska values for western red
19 cedar, all of the western red cedar timber from those sales
20 which is surplus to the needs of domestic processors in Alas-
21 ka, shall be made available to domestic processors in the
22 contiguous 48 United States at prevailing domestic prices.
23 Should Region 10 sell, in fiscal year 2001, less than the
24 annual average portion of the decadal allowable sale quan-
25 tity called for in the current Tongass Land Management

1 *Plan in sales which are not deficit when appraised under*
2 *the transaction evidence appraisal system using domestic*
3 *Alaska values for western red cedar, the volume of western*
4 *red cedar timber available to domestic processors at pre-*
5 *vailing domestic prices in the contiguous 48 United States*
6 *shall be that volume: (i) which is surplus to the needs of*
7 *domestic processors in Alaska; and (ii) is that percent of*
8 *the surplus western red cedar volume determined by calcu-*
9 *lating the ratio of the total timber volume which has been*
10 *sold on the Tongass to the annual average portion of the*
11 *decadal allowable sale quantity called for in the current*
12 *Tongass Land Management Plan. The percentage shall be*
13 *calculated by Region 10 on a rolling basis as each sale is*
14 *sold (for purposes of this amendment, a “rolling basis” shall*
15 *mean that the determination of how much western red cedar*
16 *is eligible for sale to various markets shall be made at the*
17 *time each sale is awarded). Western red cedar shall be*
18 *deemed “surplus to the needs of domestic processors in Alas-*
19 *ka” when the timber sale holder has presented to the Forest*
20 *Service documentation of the inability to sell western red*
21 *cedar logs from a given sale to domestic Alaska processors*
22 *at price equal to or greater than the log selling value stated*
23 *in the contract. All additional western red cedar volume*
24 *not sold to Alaska or contiguous 48 United States domestic*
25 *processors may be exported to foreign markets at the election*

1 *of the timber sale holder. All Alaska yellow cedar may be*
2 *sold at prevailing export prices at the election of the timber*
3 *sale holder.*

4 *SEC. 329. None of the funds appropriated by this Act*
5 *shall be used to propose or issue rules, regulations, decrees,*
6 *or orders for the purpose of implementation, or in prepara-*
7 *tion for implementation, of the Kyoto Protocol which was*
8 *adopted on December 11, 1997, in Kyoto, Japan at the*
9 *Third Conference of the Parties to the United Nations*
10 *Framework Convention on Climate Change, which has not*
11 *been submitted to the Senate for advice and consent to rati-*
12 *fication pursuant to article II, section 2, clause 2, of the*
13 *United States Constitution, and which has not entered into*
14 *force pursuant to article 25 of the Protocol.*

15 *SEC. 330. The Forest Service, in consultation with the*
16 *Department of Labor, shall review Forest Service camp-*
17 *ground concessions policy to determine if modifications can*
18 *be made to Forest Service contracts for campgrounds so that*
19 *such concessions fall within the regulatory exemption of 29*
20 *CFR 4.122(b). The Forest Service shall offer in fiscal year*
21 *2001 such concession prospectuses under the regulatory ex-*
22 *emption, except that, any prospectus that does not meet the*
23 *requirements of the regulatory exemption shall be offered as*
24 *a service contract in accordance with the requirements of*
25 *41 U.S.C. 351–358.*

1 *SEC. 331. A project undertaken by the Forest Service*
2 *under the Recreation Fee Demonstration Program as au-*
3 *thorized by section 315 of the Department of the Interior*
4 *and Related Agencies Appropriations Act for Fiscal Year*
5 *1996, as amended, shall not result in—*

6 (1) *displacement of the holder of an authoriza-*
7 *tion to provide commercial recreation services on Fed-*
8 *eral lands. Prior to initiating any project, the Sec-*
9 *retary shall consult with potentially affected holders*
10 *to determine what impacts the project may have on*
11 *the holders. Any modifications to the authorization*
12 *shall be made within the terms and conditions of the*
13 *authorization and authorities of the impacted agency.*

14 (2) *the return of a commercial recreation service*
15 *to the Secretary for operation when such services have*
16 *been provided in the past by a private sector pro-*
17 *vider, except when—*

18 (A) *the private sector provider fails to bid*
19 *on such opportunities;*

20 (B) *the private sector provider terminates*
21 *its relationship with the agency; or*

22 (C) *the agency revokes the permit for non-*
23 *compliance with the terms and conditions of the*
24 *authorization.*

1 *In such cases, the agency may use the Recreation Fee Dem-*
2 *onstration Program to provide for operations until a subse-*
3 *quent operator can be found through the offering of a new*
4 *prospectus.*

5 *SEC. 332. Section 801 of the National Energy Con-*
6 *servation Policy Act (42 U.S.C. 8287(a)(2)(D)(iii)) is*
7 *amended by striking “\$750,000” and inserting*
8 *“\$10,000,000”.*

9 *SEC. 333. From the funds appropriated in Title V of*
10 *Public Law 105–83 for the purposes of section 502(e) of*
11 *that Act, the following amounts are hereby rescinded:*
12 *\$1,000,000 for snow removal and pavement preservation*
13 *and \$4,000,000 for pavement rehabilitation.*

14 *SEC. 334. In section 315(f) of Title III of Section*
15 *101(c) of Public Law 104–134 (16 U.S.C. 460l–6a note),*
16 *as amended, strike “September 30, 2001” and insert “Sep-*
17 *tember 30, 2002”, and strike “September 30, 2004” and in-*
18 *sert “September 30, 2005”.*

19 *SEC. 335. None of the funds in this Act may be used*
20 *by the Secretary of the Interior to issue a prospecting per-*
21 *mit for hardrock mineral exploration on Mark Twain Na-*
22 *tional Forest land in the Current River/Jack’s Fork*
23 *River—Eleven Point Watershed (not including Mark*
24 *Twain National Forest land in Townships 31N and 32N,*
25 *Range 2 and Range 3 West, on which mining activities are*

1 *taking place as of the date of the enactment of this Act):*
2 *Provided, That none of the funds in this Act may be used*
3 *by the Secretary of the Interior to segregate or withdraw*
4 *land in the Mark Twain National Forest, Missouri under*
5 *section 204 of the Federal Land Policy and Management*
6 *Act of 1976 (43 U.S.C. 1714).*

7 *SEC. 336. The authority to enter into stewardship and*
8 *end result contracts provided to the Forest Service in ac-*
9 *cordance with Section 347 of Title III of Section 101(e)*
10 *of Division A of Public Law 105–825 is hereby expanded*
11 *to authorize the Forest Service to enter into an additional*
12 *28 contracts subject to the same terms and conditions as*
13 *provided in that section: Provided, That of the additional*
14 *contracts authorized by this section at least 9 shall be allo-*
15 *cated to Region 1 and at least 3 to Region 6.*

16 *SEC. 337. Any regulations or policies promulgated or*
17 *adopted by the Departments of Agriculture or the Interior*
18 *regarding recovery of costs for processing authorizations to*
19 *occupy and use Federal lands under their control shall ad-*
20 *here to and incorporate the following principle arising from*
21 *Office of Management and Budget Circular, A–25; no*
22 *charge should be made for a service when the identification*
23 *of the specific beneficiary is obscure, and the service can*
24 *be considered primarily as benefiting broadly the general*
25 *public.*

1 *SEC. 338. LOCAL EXEMPTIONS FROM FOREST SERV-*
2 *ICE DEMONSTRATION PROGRAM FEES. Section 6906 of Title*
3 *31, United States Code, is amended—*

4 (1) *by inserting “(a) IN GENERAL.—” before*
5 *“Necessary”; and*

6 (2) *by adding at the end the following:*

7 *“(b) LOCAL EXEMPTIONS FROM DEMONSTRATION*
8 *PROGRAM FEES.—*

9 *“(1) IN GENERAL.—Each unit of general local*
10 *government that lies in whole or in part within the*
11 *White Mountain National Forest and persons residing*
12 *within the boundaries of that unit of general local*
13 *government shall be exempt during that fiscal year*
14 *from any requirement to pay a Demonstration Pro-*
15 *gram Fee (parking permit or passport) imposed by*
16 *the Secretary of Agriculture for access to the Forest.*

17 *“(2) ADMINISTRATION.—The Secretary of Agri-*
18 *culture shall establish a method of identifying persons*
19 *who are exempt from paying user fees under para-*
20 *graph (1). This method may include valid form of*
21 *identification including a drivers license.”.*

22 *SEC. 339. None of the funds made available in this*
23 *or any other Act may be used by the Bureau of Land Man-*
24 *agement or the U.S. Forest Service to assess, appraise, de-*
25 *termine, proceed to determine, or collect rents for right-of-*

1 way uses for federal lands except as such rents have been
2 or may be determined in accordance with the linear fee
3 schedule published on July 8, 1997 ([43 CFR 2803.1–
4 2(c)(1)(i)]).

5 *SEC. 340. Notwithstanding any other provision of law,*
6 *for fiscal year 2001, the Secretary of Agriculture is author-*
7 *ized to limit competition for fire and fuel treatment and*
8 *watershed restoration contracts in the Giant Sequoia Na-*
9 *tional Monument and the Sequoia National Forest. Pref-*
10 *erence for employment shall be given to dislocated and dis-*
11 *placed workers in Tulare, Kern and Fresno Counties, Cali-*
12 *fornia, for work associated with the establishment of the Se-*
13 *quoia National Monument.*

14 *SEC. 341. The Chief of the Forest Service, in consulta-*
15 *tion with the Administrator of the Small Business Admin-*
16 *istration, shall prepare a regulatory flexibility analysis, in*
17 *accordance with chapter 6 of part I of title 5, United States*
18 *Code, of the impact of the White River National Forest Plan*
19 *on communities that are within the boundaries of the White*
20 *River National Forest.*

21 *SEC. 342. None of the funds appropriated or otherwise*
22 *made available by this Act may be used to finalize or imple-*
23 *ment the published roadless area conservation rule of the*
24 *Forest Service published on May 10, 2000 (36 Fed. Reg.*

1 30276, 30288), or any similar rule, in any inventoried
2 roadless area in the White Mountain National Forest.

3 SEC. 343. From funds previously appropriated in
4 Public Law 105–277, under the heading “Department of
5 Energy, Fossil Energy Research and Development”, the
6 Secretary of Energy shall make available within 30 days
7 after enactment of this Act \$750,000 for the purpose of exe-
8 cuting proposal #FT40770.

9 SEC. 344. (a) In addition to any amounts otherwise
10 made available under this Act to carry out the Tribally
11 Controlled College or University Assistance Act of 1978,
12 \$1,891,000 is appropriated to carry out such Act for fiscal
13 year 2001.

14 (b) Notwithstanding any other provision of this Act,
15 the amount of funds provided to a Federal agency that re-
16 ceives appropriations under this Act in an amount greater
17 than \$20,000,000 shall be reduced, on a pro rata basis, by
18 an amount equal to the percentage necessary to achieve an
19 aggregate reduction of \$1,891,000 in funds provided to all
20 such agencies under this Act. Each head of a Federal agency
21 that is subject to a reduction under this subsection shall
22 ensure that the reduction in funding to the agency resulting
23 from this subsection is offset by a reduction in travel ex-
24 penditures of the agency.

1 (c) *Within 30 days of enactment of this Act, the Direc-*
2 *tor of the Office of Management and Budget shall submit*
3 *to the Committees on Appropriations of the House and Sen-*
4 *ate a listing of the amounts by account of the reductions*
5 *made pursuant to the provisions of subsection (b) of this*
6 *section.*

7 *SEC. 345. From funds previously appropriated under*
8 *the heading “DEPARTMENT OF ENERGY, FOSSIL EN-*
9 *ERGY RESEARCH AND DEVELOPMENT”, \$4,000,000 is imme-*
10 *diately available from unobligated balances for computa-*
11 *tional services at the National Energy Technology Labora-*
12 *tory.*

13 *SEC. 346. None of the funds made available in this*
14 *Act may be used to publish Class III gaming procedures*
15 *under part 291 of title 25, Code of Federal Regulations.*

16 *SEC. 347. Of the funds appropriated in title I of this*
17 *Act, the Secretary shall provide \$300,000 in the form of*
18 *a grant to the Alaska Pacific University’s Institute of the*
19 *North for the development of a curriculum on the Alaska*
20 *National Interest Lands Conservation Act (ANILCA). At*
21 *a minimum this ANILCA curriculum should contain com-*
22 *ponents which explain the law, its legislative history, the*
23 *subsequent amendments, and the principal case studies on*
24 *issues that have risen during 20 years of implementation*
25 *of the Act; examine challenges faced by conservation system*

1 *managers in implementing the Act; and link ANILCA to*
2 *other significant land and resource laws governing Alaska's*
3 *lands and resources. In addition, within the funds provided,*
4 *Alaska Pacific University's Institute of the North shall*
5 *gather the oral histories of key Members of Congress in 1980*
6 *and before to demonstrate the intent of Congress in fash-*
7 *ioning ANILCA, as well as members of President Carter's*
8 *and Alaska Governor Hammond's Administrations, con-*
9 *gressional staff and stakeholders who were involved in the*
10 *creation of the Act.*

11 *SEC. 348. BACKCOUNTRY LANDING STRIP ACCESS. (a)*
12 *IN GENERAL.—None of the funds made available by this*
13 *Act shall be used to take any action to close permanently*
14 *an aircraft landing strip described in subsection (b).*

15 *(b) AIRCRAFT LANDING STRIPS.—An aircraft landing*
16 *strip referred to in subsection (a) is a landing strip on Fed-*
17 *eral land administered by the Secretary of the Interior or*
18 *the Secretary of Agriculture that is commonly known and*
19 *has been or is consistently used for aircraft landing and*
20 *departure activities.*

21 *(c) PERMANENT CLOSURE.—For the purposes of sub-*
22 *section (a), an aircraft landing strip shall be considered*
23 *to be closed permanently if the intended duration of the clo-*
24 *sure is more than 180 days in any calendar year.*

1 *SEC. 349. PROHIBITION ON USE OF FUNDS FOR AP-*
2 *PLICATION OF UNAPPROVED PESTICIDES IN CERTAIN*
3 *AREAS THAT MAY BE USED BY CHILDREN. (a) DEFINITION*
4 *OF PESTICIDE.—In this section, the term “pesticide” has*
5 *the meaning given the term in section 2 of the Federal In-*
6 *secticide, Fungicide, and Rodenticide Act (7 U.S.C. 136).*

7 *(b) PROHIBITION ON USE OF FUNDS.—None of the*
8 *funds appropriated under this Act may be used for the ap-*
9 *plication of a pesticide that is not approved for use by the*
10 *Environmental Protection Agency in any area owned or*
11 *managed by the Department of the Interior that may be*
12 *used by children, including any national park.*

13 *(c) COORDINATION.—The Secretary of the Interior*
14 *shall coordinate with the Administrator of the Environ-*
15 *mental Protection Agency to ensure that the methods of pest*
16 *control used by the Department of the Interior do not lead*
17 *to unacceptable exposure of children to pesticides.*

18 *TITLE IV—HAZARDOUS FUELS REDUCTION*

19 *DEPARTMENT OF THE INTERIOR*

20 *BUREAU OF LAND MANAGEMENT*

21 *WILDLAND FIRE MANAGEMENT*

22 *For an additional amount for “Wildland Fire Man-*
23 *agement” to remove hazardous material to alleviate imme-*
24 *diately emergency threats to urban wildland interface areas*
25 *as defined by the Secretary of the Interior, \$120,300,000*

1 *to remain available until expended: Provided, That the en-*
2 *tire amount is designated by the Congress as an emergency*
3 *requirement pursuant to section 251(b)(2)(A) of the Bal-*
4 *anced Budget and Emergency Deficit Control Act of 1985,*
5 *as amended: Provided further, That the entire amount shall*
6 *be available only to the extent an official budget request,*
7 *that includes designation of the entire amount of the request*
8 *as an emergency requirement as defined by such Act, is*
9 *transmitted by the President to the Congress.*

10 *DEPARTMENT OF AGRICULTURE*

11 *FOREST SERVICE*

12 *WILDLAND FIRE MANAGEMENT*

13 *For an additional amount for “Wildland Fire Man-*
14 *agement” to remove hazardous material to alleviate imme-*
15 *diate emergency threats to urban wildland interface areas*
16 *as defined by the Secretary of Agriculture, \$120,000,000 to*
17 *remain available until expended: Provided, That the entire*
18 *amount is designated by the Congress as an emergency re-*
19 *quirement pursuant to section 251(b)(2)(A) of the Balanced*
20 *Budget and Emergency Deficit Control Act of 1985, as*
21 *amended: Provided further, That the entire amount shall*
22 *be available only to the extent an official budget request,*
23 *that includes designation of the entire amount of the request*
24 *as an emergency requirement as defined by such Act, is*

1 *transmitted by the President to the Congress: Provided fur-*
2 *ther, That:*

3 (1) *In expending the funds provided in any Act*
4 *with respect to any fiscal year for hazardous fuels re-*
5 *duction, the Secretary of the Interior and the Sec-*
6 *retary of Agriculture may hereafter conduct fuel re-*
7 *duction treatments on Federal lands using all con-*
8 *tracting and hiring authorities available to the Secre-*
9 *taries. Notwithstanding Federal Government procure-*
10 *ment and contracting laws, the Secretaries may here-*
11 *after conduct fuel reduction treatments on Federal*
12 *lands using grants and cooperative agreements. Not-*
13 *withstanding Federal Government procurement and*
14 *contracting laws, in order to provide employment and*
15 *training opportunities to people in rural commu-*
16 *nities, the Secretaries may hereafter, at their sole dis-*
17 *cretion, limit competition for any contracts, with re-*
18 *spect to any fiscal year, including contracts for moni-*
19 *toring activities, to—*

20 (A) *local private, nonprofit, or cooperative*
21 *entities;*

22 (B) *Youth Conservation Corps crews or re-*
23 *lated partnerships with State, local, and non-*
24 *profit youth groups;*

25 (C) *small or micro-businesses; or*

1 (D) other entities that will hire or train a
2 significant percentage of local people to complete
3 such contracts.

4 (2) Prior to September 30, 2000, the Secretary
5 of Agriculture and the Secretary of the Interior shall
6 jointly publish in the Federal Register a list of all
7 urban wildland interface communities, as defined by
8 the Secretaries, within the vicinity of Federal lands
9 that are at risk from wildfire. This list shall
10 include—

11 (A) an identification of communities
12 around which hazardous fuel reduction treat-
13 ments are ongoing; and

14 (B) an identification of communities
15 around which the Secretaries are preparing to
16 begin treatments in calendar year 2000.

17 (3) Prior to May 1, 2001, the Secretary of Agri-
18 culture and the Secretary of the Interior shall jointly
19 publish in the Federal Register a list of all urban
20 wildland interface communities, as defined by the
21 Secretaries, within the vicinity of Federal lands and
22 at risk from wildfire that are included in the list pub-
23 lished pursuant to paragraph (2) but that are not in-
24 cluded in paragraphs (2)(A) and (2)(B), along with
25 an identification of reasons, not limited to lack of

1 *available funds, why there are no treatments ongoing*
2 *or being prepared for these communities.*

3 *(4) Within 30 days after enactment of this Act,*
4 *the Secretary of Agriculture shall publish in the Fed-*
5 *eral Register the Forest Service’s Cohesive Strategy*
6 *for Protecting People and Sustaining Resources in*
7 *Fire-Adapted Ecosystems, and an explanation of any*
8 *differences between the Cohesive Strategy and other*
9 *related ongoing policymaking activities including:*
10 *Proposed regulations revising the National Forest*
11 *System transportation policy; proposed roadless area*
12 *protection regulations; the Interior Columbia Basin*
13 *Draft Supplemental Environmental Impact State-*
14 *ment; and the Sierra Nevada Framework/Sierra Ne-*
15 *vada Forest Plan Draft Environmental Impact State-*
16 *ment. The Secretary shall also provide 30 days for*
17 *public comment on the Cohesive Strategy and the ac-*
18 *companying explanation.*

19 *This Act may be cited as the “Department of the Inte-*
20 *rior and Related Agencies Appropriations Act, 2001”.*

Attest:

Secretary.

106TH CONGRESS
2D SESSION

H. R. 4578

AMENDMENT