

[COMMITTEE PRINT]

NOTICE: This bill is a draft for use of the Committee and its Staff only, in preparation for markup.

Calendar No. 000

114TH CONGRESS
1ST SESSION

S. 0000**[Report No. 114-000]**

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2016, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE _____, 2015

Ms. MURKOWSKI, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2016, and for other purposes.

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

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, environment, and related
4 agencies for the fiscal year ending September 30, 2016,
5 and for other purposes, namely:

6 TITLE I

7 DEPARTMENT OF THE INTERIOR

8 BUREAU OF LAND MANAGEMENT

9 MANAGEMENT OF LANDS AND RESOURCES

10 For necessary expenses for protection, use, improve-
11 ment, development, disposal, cadastral surveying, classi-
12 fication, acquisition of easements and other interests in
13 lands, and performance of other functions, including main-
14 tenance of facilities, as authorized by law, in the manage-
15 ment of lands and their resources under the jurisdiction
16 of the Bureau of Land Management, including the general
17 administration of the Bureau, and assessment of mineral
18 potential of public lands pursuant to section 1010(a) of
19 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,045,562,000,
20 to remain available until expended, including all such
21 amounts as are collected from permit processing fees, as
22 authorized but made subject to future appropriation by
23 section 35(d)(3)(A)(i) of the Mineral Leasing Act (30
24 U.S.C. 191), as amended, except that amounts from per-
25 mit processing fees may be used for any bureau-related

1 Land and Water Conservation Fund and to remain avail-
2 able until expended.

3 OREGON AND CALIFORNIA GRANT LANDS

4 For expenses necessary for management, protection,
5 and development of resources and for construction, oper-
6 ation, and maintenance of access roads, reforestation, and
7 other improvements on the revested Oregon and California
8 Railroad grant lands, on other Federal lands in the Or-
9 egon and California land-grant counties of Oregon, and
10 on adjacent rights-of-way; and acquisition of lands or in-
11 terests therein, including existing connecting roads on or
12 adjacent to such grant lands; \$105,621,000, to remain
13 available until expended: *Provided*, That 25 percent of the
14 aggregate of all receipts during the current fiscal year
15 from the revested Oregon and California Railroad grant
16 lands is hereby made a charge against the Oregon and
17 California land-grant fund and shall be transferred to the
18 General Fund in the Treasury in accordance with the sec-
19 ond paragraph of subsection (b) of title II of the Act of
20 August 28, 1937 (43 U.S.C. 1181(f)).

21 RANGE IMPROVEMENTS

22 For rehabilitation, protection, and acquisition of
23 lands and interests therein, and improvement of Federal
24 rangelands pursuant to section 401 of the Federal Land
25 Policy and Management Act of 1976 (43 U.S.C. 1751),

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

11 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

12 For administrative expenses and other costs related
13 to processing application documents and other authoriza-
14 tions for use and disposal of public lands and resources,
15 for costs of providing copies of official public land docu-
16 ments, for monitoring construction, operation, and termi-
17 nation of facilities in conjunction with use authorizations,
18 and for rehabilitation of damaged property, such amounts
19 as may be collected under Public Law 94-579 (43 U.S.C.
20 1701 et seq.), and under section 28 of the Mineral Leasing
21 Act (30 U.S.C. 185), to remain available until expended:
22 *Provided*, That, notwithstanding any provision to the con-
23 trary of section 305(a) of Public Law 94-579 (43 U.S.C.
24 1735(a)), any moneys that have been or will be received
25 pursuant to that section, whether as a result of forfeiture,

1 compromise, or settlement, if not appropriate for refund
2 pursuant to section 305(e) of that Act (43 U.S.C.
3 1735(e)), shall be available and may be expended under
4 the authority of this Act by the Secretary to improve, pro-
5 tect, or rehabilitate any public lands administered through
6 the Bureau of Land Management which have been dam-
7 aged by the action of a resource developer, purchaser, per-
8 mittee, or any unauthorized person, without regard to
9 whether all moneys collected from each such action are
10 used on the exact lands damaged which led to the action:
11 *Provided further*, That any such moneys that are in excess
12 of amounts needed to repair damage to the exact land for
13 which funds were collected may be used to repair other
14 damaged public lands.

15 MISCELLANEOUS TRUST FUNDS

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

1 ADMINISTRATIVE PROVISIONS

2 The Bureau of Land Management may carry out the
3 operations funded under this Act by direct expenditure,
4 contracts, grants, cooperative agreements and reimburs-
5 able agreements with public and private entities, including
6 with States. Appropriations for the Bureau shall be avail-
7 able for purchase, erection, and dismantlement of tem-
8 porary structures, and alteration and maintenance of nec-
9 essary buildings and appurtenant facilities to which the
10 United States has title; up to \$100,000 for payments, at
11 the discretion of the Secretary, for information or evidence
12 concerning violations of laws administered by the Bureau;
13 miscellaneous and emergency expenses of enforcement ac-
14 tivities authorized or approved by the Secretary and to be
15 accounted for solely on the Secretary's certificate, not to
16 exceed \$10,000: *Provided*, That, notwithstanding Public
17 Law 90-620 (44 U.S.C. 501), the Bureau may, under co-
18 operative cost-sharing and partnership arrangements au-
19 thorized by law, procure printing services from cooperators
20 in connection with jointly produced publications for which
21 the cooperators share the cost of printing either in cash
22 or in services, and the Bureau determines the cooperator
23 is capable of meeting accepted quality standards: *Provided*
24 *further*, That projects to be funded pursuant to a written
25 commitment by a State government to provide an identi-

1 fied amount of money in support of the project may be
2 carried out by the Bureau on a reimbursable basis. Appro-
3 priations herein made shall not be available for the de-
4 struction of healthy, unadopted, wild horses and burros
5 in the care of the Bureau or its contractors or for the
6 sale of wild horses and burros that results in their destruc-
7 tion for processing into commercial products.

8 UNITED STATES FISH AND WILDLIFE SERVICE
9 RESOURCE MANAGEMENT

10 For necessary expenses of the United States Fish and
11 Wildlife Service, as authorized by law, and for scientific
12 and economic studies, general administration, and for the
13 performance of other authorized functions related to such
14 resources, \$1,207,545,000, to remain available until Sep-
15 tember 30, 2017 except as otherwise provided herein: *Pro-*
16 *vided*, That not to exceed \$17,515,000 shall be used for
17 implementing subsections (a), (b), (c), and (e) of section
18 4 of the Endangered Species Act of 1973 (16 U.S.C.
19 1533) (except for processing petitions, developing and
20 issuing proposed and final regulations, and taking any
21 other steps to implement actions described in subsection
22 (c)(2)(A), (c)(2)(B)(i), or (c)(2)(B)(ii)), of which not to
23 exceed \$1,605,000 shall be used for any activity regarding
24 the designation of critical habitat, pursuant to subsection
25 (a)(3), excluding litigation support, for species listed pur-

1 suant to subsection (a)(1) prior to October 1, 2012; of
2 which not to exceed \$1,501,000 shall be used for any ac-
3 tivity regarding petitions to list species that are indigenous
4 to the United States pursuant to subsections (b)(3)(A)
5 and (b)(3)(B); and, of which not to exceed \$1,504,000
6 shall be used for implementing subsections (a), (b), (c),
7 and (e) of section 4 of the Endangered Species Act of
8 1973 (16 U.S.C. 1533) for species that are not indigenous
9 to the United States.

10 CONSTRUCTION

11 For construction, improvement, acquisition, or re-
12 moval of buildings and other facilities required in the con-
13 servation, management, investigation, protection, and uti-
14 lization of fish and wildlife resources, and the acquisition
15 of lands and interests therein; \$23,687,000, to remain
16 available until expended.

17 LAND ACQUISITION

18 For expenses necessary to carry out the Land and
19 Water Conservation Fund Act of 1965, (16 U.S.C. 4601–
20 4 et seq.), including administrative expenses, and for ac-
21 quisition of land or waters, or interest therein, in accord-
22 ance with statutory authority applicable to the United
23 States Fish and Wildlife Service, \$43,887,000, to be de-
24 rived from the Land and Water Conservation Fund and
25 to remain available until expended: *Provided*, That none

1 of the funds appropriated for specific land acquisition
2 projects may be used to pay for any administrative over-
3 head, planning or other management costs.

4 COOPERATIVE ENDANGERED SPECIES CONSERVATION

5 FUND

6 For expenses necessary to carry out section 6 of the
7 Endangered Species Act of 1973 (16 U.S.C. 1535),
8 \$39,700,000, to remain available until expended, of which
9 \$20,600,000 is to be derived from the Cooperative Endan-
10 gered Species Conservation Fund; and of which
11 \$19,100,000 is to be derived from the Land and Water
12 Conservation Fund.

13 NATIONAL WILDLIFE REFUGE FUND

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

16 NORTH AMERICAN WETLANDS CONSERVATION FUND

17 For expenses necessary to carry out the provisions
18 of the North American Wetlands Conservation Act (16
19 U.S.C. 4401 et seq.), \$35,145,000, to remain available
20 until expended.

21 NEOTROPICAL MIGRATORY BIRD CONSERVATION

22 For expenses necessary to carry out the Neotropical
23 Migratory Bird Conservation Act (16 U.S.C. 6101 et
24 seq.), \$3,660,000, to remain available until expended.

1 MULTINATIONAL SPECIES CONSERVATION FUND

2 For expenses necessary to carry out the African Ele-
3 phant Conservation Act (16 U.S.C. 4201 et seq.), the
4 Asian Elephant Conservation Act of 1997 (16 U.S.C.
5 4261 et seq.), the Rhinoceros and Tiger Conservation Act
6 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
7 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the
8 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
9 et seq.), \$10,061,000, to remain available until expended.

10 STATE AND TRIBAL WILDLIFE GRANTS

11 For wildlife conservation grants to States and to the
12 District of Columbia, Puerto Rico, Guam, the United
13 States Virgin Islands, the Northern Mariana Islands,
14 American Samoa, and federally recognized Indian tribes
15 under the provisions of the Fish and Wildlife Act of 1956
16 and the Fish and Wildlife Coordination Act, for the devel-
17 opment and implementation of programs for the benefit
18 of wildlife and their habitat, including species that are not
19 hunted or fished, \$60,571,000, to remain available until
20 expended: *Provided*, That, of the amount provided herein,
21 \$4,084,000 is for a competitive grant program for feder-
22 ally recognized Indian tribes not subject to the remaining
23 provisions of this appropriation: *Provided further*, That
24 \$5,487,000 is for a competitive grant program to imple-
25 ment approved plans for States, territories, and other ju-

1 risdictions and at the discretion of affected States, the re-
2 gional Associations of fish and wildlife agencies, not sub-
3 ject to the remaining provisions of this appropriation: *Pro-*
4 *vided further*, That the Secretary shall, after deducting
5 \$9,571,000 and administrative expenses, apportion the
6 amount provided herein in the following manner: (1) to
7 the District of Columbia and to the Commonwealth of
8 Puerto Rico, each a sum equal to not more than one-half
9 of 1 percent thereof; and (2) to Guam, American Samoa,
10 the United States Virgin Islands, and the Commonwealth
11 of the Northern Mariana Islands, each a sum equal to not
12 more than one-fourth of 1 percent thereof: *Provided fur-*
13 *ther*, That the Secretary shall apportion the remaining
14 amount in the following manner: (1) one-third of which
15 is based on the ratio to which the land area of such State
16 bears to the total land area of all such States; and (2)
17 two-thirds of which is based on the ratio to which the pop-
18 ulation of such State bears to the total population of all
19 such States: *Provided further*, That the amounts appor-
20 tioned under this paragraph shall be adjusted equitably
21 so that no State shall be apportioned a sum which is less
22 than 1 percent of the amount available for apportionment
23 under this paragraph for any fiscal year or more than 5
24 percent of such amount: *Provided further*, That the Fed-
25 eral share of planning grants shall not exceed 75 percent

1 of the total costs of such projects and the Federal share
2 of implementation grants shall not exceed 65 percent of
3 the total costs of such projects: *Provided further*, That the
4 non-Federal share of such projects may not be derived
5 from Federal grant programs: *Provided further*, That any
6 amount apportioned in 2016 to any State, territory, or
7 other jurisdiction that remains unobligated as of Sep-
8 tember 30, 2017, shall be reapportioned, together with
9 funds appropriated in 2018, in the manner provided here-
10 in.

11 ADMINISTRATIVE PROVISIONS

12 The United States Fish and Wildlife Service may
13 carry out the operations of Service programs by direct ex-
14 penditure, contracts, grants, cooperative agreements and
15 reimbursable agreements with public and private entities.
16 Appropriations and funds available to the United States
17 Fish and Wildlife Service shall be available for repair of
18 damage to public roads within and adjacent to reservation
19 areas caused by operations of the Service; options for the
20 purchase of land at not to exceed \$1 for each option; facili-
21 ties incident to such public recreational uses on conserva-
22 tion areas as are consistent with their primary purpose;
23 and the maintenance and improvement of aquaria, build-
24 ings, and other facilities under the jurisdiction of the Serv-
25 ice and to which the United States has title, and which

1 are used pursuant to law in connection with management,
2 and investigation of fish and wildlife resources: *Provided*,
3 That notwithstanding 44 U.S.C. 501, the Service may,
4 under cooperative cost sharing and partnership arrange-
5 ments authorized by law, procure printing services from
6 cooperators in connection with jointly produced publica-
7 tions for which the cooperators share at least one-half the
8 cost of printing either in cash or services and the Service
9 determines the cooperator is capable of meeting accepted
10 quality standards: *Provided further*, That the Service may
11 accept donated aircraft as replacements for existing air-
12 craft: *Provided further*, That notwithstanding 31 U.S.C.
13 3302, all fees collected for non-toxic shot review and ap-
14 proval shall be deposited under the heading “United
15 States Fish and Wildlife Service—Resource Management”
16 and shall be available to the Secretary, without further
17 appropriation, to be used for expenses of processing of
18 such non-toxic shot type or coating applications and revis-
19 ing regulations as necessary, and shall remain available
20 until expended.

21 NATIONAL PARK SERVICE

22 OPERATION OF THE NATIONAL PARK SYSTEM

23 For expenses necessary for the management, oper-
24 ation, and maintenance of areas and facilities adminis-
25 tered by the National Park Service and for the general

1 administration of the National Park Service,
2 \$2,323,273,000, of which \$9,923,000 for planning and
3 interagency coordination in support of Everglades restora-
4 tion and \$96,961,000 for maintenance, repair, or rehabili-
5 tation projects for constructed assets shall remain avail-
6 able until September 30, 2017.

7 NATIONAL RECREATION AND PRESERVATION

8 For expenses necessary to carry out recreation pro-
9 grams, natural programs, cultural programs, heritage
10 partnership programs, environmental compliance and re-
11 view, international park affairs, and grant administration,
12 not otherwise provided for, \$63,132,000.

13 HISTORIC PRESERVATION FUND

14 For expenses necessary in carrying out the National
15 Historic Preservation Act (16 U.S.C. 470 et seq.),
16 \$61,410,000, to be derived from the Historic Preservation
17 Fund and to remain available until September 30, 2017,
18 of which \$500,000 is for competitive grants for the survey
19 and nomination of properties to the National Register of
20 Historic Places and as National Historic Landmarks asso-
21 ciated with communities currently underrepresented, as
22 determined by the Secretary, and of which \$5,000,000 is
23 for competitive grants to preserve the sites and stories of
24 the Civil Rights movement: *Provided*, That such competi-
25 tive grants shall be made without imposing the matching

1 requirements in Section 102(a)(3) of the National Historic
2 Preservation Act (16 U.S.C. 470(a)(3)) to States and
3 Tribes as defined in 16 U.S.C. 470w, Native Hawaiian
4 organizations, local governments, including Certified Local
5 Governments, and nonprofit organizations.

6 CONSTRUCTION

7 For construction, improvements, repair, or replace-
8 ment of physical facilities, including modifications author-
9 ized by section 104 of the Everglades National Park Pro-
10 tection and Expansion Act of 1989 (16 U.S.C. 410r-8),
11 \$192,937,000, to remain available until expended: *Pro-*
12 *vided*, That, notwithstanding any other provision of law,
13 for any project initially funded in fiscal year 2016 with
14 a future phase indicated in the National Park Service 5-
15 Year Line Item Construction Plan, a single procurement
16 may be issued which includes the full scope of the project:
17 *Provided further*, That the solicitation and contract shall
18 contain the clause availability of funds found at 48 CFR
19 52.232-18: *Provided further*, That National Park Service
20 Donations, Park Concessions Franchise Fees, and Recre-
21 ation Fee Permanent appropriations may be made avail-
22 able for the cost of adjustments and changes within the
23 original scope of effort for projects funded by the National
24 Park Service Construction appropriation: *Provided further*,
25 That the Secretary of the Interior shall consult with the

1 Committees on Appropriations, in accordance with current
2 reprogramming thresholds, prior to making any charges
3 authorized by this section.

4 LAND AND WATER CONSERVATION FUND

5 (RESCISSION)

6 The contract authority provided for fiscal year 2016
7 by section 9 of the Land and Water Conservation Fund
8 Act of 1965 (16 U.S.C. 460l–10a) is rescinded.

9 LAND ACQUISITION AND STATE ASSISTANCE

10 For expenses necessary to carry out the Land and
11 Water Conservation Act of 1965 (16 U.S.C. 460l–4
12 through 11), including administrative expenses, and for
13 acquisition of lands or waters, or interest therein, in ac-
14 cordance with the statutory authority applicable to the
15 National Park Service, \$104,107,000, to be derived from
16 the Land and Water Conservation Fund and to remain
17 available until expended, of which \$55,000,000 is for the
18 State assistance program and of which \$8,000,000 shall
19 be for the American Battlefield Protection Program
20 grants as authorized by section 7301 of the Omnibus Pub-
21 lic Land Management Act of 2009 (Public Law 111–11).

22 CENTENNIAL CHALLENGE

23 For expenses necessary to carry out the provisions
24 of section 814(g) of Public Law 104–333 (16 U.S.C. 1f)
25 relating to challenge cost share agreements, \$10,000,000,

1 to remain available until expended, for Centennial Chal-
2 lenge projects and programs: *Provided*, That not less than
3 50 percent of the total cost of each project or program
4 shall be derived from non-Federal sources in the form of
5 donated cash, assets, or a pledge of donation guaranteed
6 by an irrevocable letter of credit.

7 ADMINISTRATIVE PROVISIONS
8 (INCLUDING TRANSFER OF FUNDS)

9 In addition to other uses set forth in section 407(d)
10 of Public Law 105–391, franchise fees credited to a sub-
11 account shall be available for expenditure by the Sec-
12 retary, without further appropriation, for use at any unit
13 within the National Park System to extinguish or reduce
14 liability for Possessory Interest or leasehold surrender in-
15 terest. Such funds may only be used for this purpose to
16 the extent that the benefitting unit anticipated franchise
17 fee receipts over the term of the contract at that unit ex-
18 ceed the amount of funds used to extinguish or reduce
19 liability. Franchise fees at the benefitting unit shall be
20 credited to the sub-account of the originating unit over
21 a period not to exceed the term of a single contract at
22 the benefitting unit, in the amount of funds so expended
23 to extinguish or reduce liability.

24 For the costs of administration of the Land and
25 Water Conservation Fund grants authorized by section

1 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
2 of 2006 (Public Law 109–432), the National Park Service
3 may retain up to 3 percent of the amounts which are au-
4 thorized to be disbursed under such section, such retained
5 amounts to remain available until expended.

6 National Park Service funds may be transferred to
7 the Federal Highway Administration (FHWA), Depart-
8 ment of Transportation, for purposes authorized under 23
9 U.S.C. 204. Transfers may include a reasonable amount
10 for FHWA administrative support costs.

11 Herein and hereafter any amounts deposited into the
12 National Park Service trust fund accounts (31 U.S.C.
13 1321(a)(17)–(18)) shall be invested by the Secretary of the
14 Treasury in interest bearing obligations of the United
15 States to the extent such amounts are not, in his judg-
16 ment, required to meet current withdrawals: *Provided*,
17 That interest earned by such investments shall be avail-
18 able for obligation without further appropriation, to the
19 benefit of the project.

20 UNITED STATES GEOLOGICAL SURVEY
21 SURVEYS, INVESTIGATIONS, AND RESEARCH

22 For expenses necessary for the United States Geo-
23 logical Survey to perform surveys, investigations, and re-
24 search covering topography, geology, hydrology, biology,
25 and the mineral and water resources of the United States,

1 its territories and possessions, and other areas as author-
2 ized by 43 U.S.C. 31, 1332, and 1340; classify lands as
3 to their mineral and water resources; give engineering su-
4 pervision to power permittees and Federal Energy Regu-
5 latory Commission licensees; administer the minerals ex-
6 ploration program (30 U.S.C. 641); conduct inquiries into
7 the economic conditions affecting mining and materials
8 processing industries (30 U.S.C. 3, 21a, and 1603; 50
9 U.S.C. 98g(1)) and related purposes as authorized by law;
10 and to publish and disseminate data relative to the fore-
11 going activities; \$1,062,503,000, to remain available until
12 September 30, 2017; of which \$57,637,189 shall remain
13 available until expended for satellite operations; and of
14 which \$7,280,000 shall be available until expended for de-
15 ferred maintenance and capital improvement projects that
16 exceed \$100,000 in cost: *Provided*, That none of the funds
17 provided for the ecosystem research activity shall be used
18 to conduct new surveys on private property, unless specifi-
19 cally authorized in writing by the property owner: *Pro-*
20 *vided further*, That no part of this appropriation shall be
21 used to pay more than one-half the cost of topographic
22 mapping or water resources data collection and investiga-
23 tions carried on in cooperation with States and municipali-
24 ties.

1 ADMINISTRATIVE PROVISIONS

2 From within the amount appropriated for activities
3 of the United States Geological Survey such sums as are
4 necessary shall be available for contracting for the fur-
5 nishing of topographic maps and for the making of geo-
6 physical or other specialized surveys when it is administra-
7 tively determined that such procedures are in the public
8 interest; construction and maintenance of necessary build-
9 ings and appurtenant facilities; acquisition of lands for
10 gauging stations and observation wells; expenses of the
11 United States National Committee for Geological
12 Sciences; and payment of compensation and expenses of
13 persons employed by the Survey duly appointed to rep-
14 resent the United States in the negotiation and adminis-
15 tration of interstate compacts: *Provided*, That activities
16 funded by appropriations herein made may be accom-
17 plished through the use of contracts, grants, or coopera-
18 tive agreements as defined in section 6302 of title 31,
19 United States Code: *Provided further*, That the United
20 States Geological Survey may enter into contracts or coop-
21 erative agreements directly with individuals or indirectly
22 with institutions or nonprofit organizations, without re-
23 gard to 41 U.S.C. 6101, for the temporary or intermittent
24 services of students or recent graduates, who shall be con-
25 sidered employees for the purpose of chapters 57 and 81

1 of title 5, United States Code, relating to compensation
2 for travel and work injuries, and chapter 171 of title 28,
3 United States Code, relating to tort claims, but shall not
4 be considered to be Federal employees for any other pur-
5 poses.

6 BUREAU OF OCEAN ENERGY MANAGEMENT

7 OCEAN ENERGY MANAGEMENT

8 For expenses necessary for granting leases, ease-
9 ments, rights-of-way and agreements for use for oil and
10 gas, other minerals, energy, and marine-related purposes
11 on the Outer Continental Shelf and approving operations
12 related thereto, as authorized by law; for environmental
13 studies, as authorized by law; for implementing other laws
14 and to the extent provided by Presidential or Secretarial
15 delegation; and for matching grants or cooperative agree-
16 ments, \$170,857,000, of which \$74,235,000, is to remain
17 available until September 30, 2017 and of which
18 \$96,622,000 is to remain available until expended: *Pro-*
19 *vided*, That this total appropriation shall be reduced by
20 amounts collected by the Secretary and credited to this
21 appropriation from additions to receipts resulting from in-
22 creases to lease rental rates in effect on August 5, 1993,
23 and from cost recovery fees from activities conducted by
24 the Bureau of Ocean Energy Management pursuant to the
25 Outer Continental Shelf Lands Act, including studies, as-

1 sessments, analysis, and miscellaneous administrative ac-
2 tivities: *Provided further*, That the sum herein appro-
3 priated shall be reduced as such collections are received
4 during the fiscal year, so as to result in a final fiscal year
5 2016 appropriation estimated at not more than
6 \$74,235,000: *Provided further*, That not to exceed \$3,000
7 shall be available for reasonable expenses related to pro-
8 moting volunteer beach and marine cleanup activities.

9 BUREAU OF SAFETY AND ENVIRONMENTAL

10 ENFORCEMENT

11 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT

12 For expenses necessary for the regulation of oper-
13 ations related to leases, easements, rights-of-way and
14 agreements for use for oil and gas, other minerals, energy,
15 and marine-related purposes on the Outer Continental
16 Shelf, as authorized by law; for enforcing and imple-
17 menting laws and regulations as authorized by law and
18 to the extent provided by Presidential or Secretarial dele-
19 gation; and for matching grants or cooperative agree-
20 ments, \$124,772,000, of which \$67,565,000 is to remain
21 available until September 30, 2017 and of which
22 \$57,207,000 is to remain available until expended: *Pro-*
23 *vided*, That this total appropriation shall be reduced by
24 amounts collected by the Secretary and credited to this
25 appropriation from additions to receipts resulting from in-

1 creases to lease rental rates in effect on August 5, 1993,
2 and from cost recovery fees from activities conducted by
3 the Bureau of Safety and Environmental Enforcement
4 pursuant to the Outer Continental Shelf Lands Act, in-
5 cluding studies, assessments, analysis, and miscellaneous
6 administrative activities: *Provided further*, That the sum
7 herein appropriated shall be reduced as such collections
8 are received during the fiscal year, so as to result in a
9 final fiscal year 2016 appropriation estimated at not more
10 than \$67,565,000.

11 For an additional amount, \$65,000,000, to remain
12 available until expended, to be reduced by amounts col-
13 lected by the Secretary and credited to this appropriation,
14 which shall be derived from non-refundable inspection fees
15 collected in fiscal year 2016, as provided in this Act: *Pro-*
16 *vided*, That, to the extent that amounts realized from such
17 inspection fees exceed \$65,000,000, the amounts realized
18 in excess of \$65,000,000 shall be credited to this appro-
19 priation and remain available until expended: *Provided*
20 *further*, That, for fiscal year 2016, not less than 50 per-
21 cent of the inspection fees expended by the Bureau of
22 Safety and Environmental Enforcement will be used to
23 fund personnel and mission-related costs to expand capac-
24 ity and expedite the orderly development, subject to envi-
25 ronmental safeguards, of the Outer Continental Shelf pur-

1 suant to the Outer Continental Shelf Lands Act (43
2 U.S.C. 1331 et seq.), including the review of applications
3 for permits to drill.

4 OIL SPILL RESEARCH

5 For necessary expenses to carry out title I, section
6 1016, title IV, sections 4202 and 4303, title VII, and title
7 VIII, section 8201 of the Oil Pollution Act of 1990,
8 \$14,899,000, which shall be derived from the Oil Spill Li-
9 ability Trust Fund, to remain available until expended.

10 OFFICE OF SURFACE MINING RECLAMATION AND
11 ENFORCEMENT

12 REGULATION AND TECHNOLOGY

13 For necessary expenses to carry out the provisions
14 of the Surface Mining Control and Reclamation Act of
15 1977, Public Law 95–87, \$122,747,000, to remain avail-
16 able until September 30, 2017: *Provided*, That appropria-
17 tions for the Office of Surface Mining Reclamation and
18 Enforcement may provide for the travel and per diem ex-
19 penses of State and tribal personnel attending Office of
20 Surface Mining Reclamation and Enforcement sponsored
21 training.

22 In addition, for costs to review, administer, and en-
23 force permits issued by the Bureau pursuant to section
24 507 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to
25 remain available until expended: *Provided*, That fees as-

1 sessed and collected by the Bureau pursuant to such sec-
2 tion 507 shall be credited to this account as discretionary
3 offsetting collections, to remain available until expended:
4 *Provided further*, That the sum herein appropriated from
5 the general fund shall be reduced as collections are re-
6 ceived during the fiscal year, so as to result in a fiscal
7 year 2016 appropriation estimated at not more than
8 \$122,747,000.

9 ABANDONED MINE RECLAMATION FUND

10 For necessary expenses to carry out title IV of the
11 Surface Mining Control and Reclamation Act of 1977,
12 Public Law 95–87, \$27,388,000, to be derived from re-
13 ceipts of the Abandoned Mine Reclamation Fund and to
14 remain available until expended: *Provided*, That, pursuant
15 to Public Law 97–365, the Department of the Interior is
16 authorized to use up to 20 percent from the recovery of
17 the delinquent debt owed to the United States Government
18 to pay for contracts to collect these debts: *Provided fur-*
19 *ther*, That funds made available under title IV of Public
20 Law 95–87 may be used for any required non-Federal
21 share of the cost of projects funded by the Federal Gov-
22 ernment for the purpose of environmental restoration re-
23 lated to treatment or abatement of acid mine drainage
24 from abandoned mines: *Provided further*, That such
25 projects must be consistent with the purposes and prior-

ities of the Surface Mining Control and Reclamation Act:
Provided further, That amounts provided under this heading may be used for the travel and per diem expenses of State and tribal personnel attending Office of Surface Mining Reclamation and Enforcement sponsored training.

BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN
EDUCATION

OPERATION OF INDIAN PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary for the operation of Indian programs, as authorized by law, including the Snyder Act of November 2, 1921 (25 U.S.C. 13), the Indian Self-Determination and Education Assistance Act of 1975 (25 U.S.C. 450 et seq.), the Education Amendments of 1978 (25 U.S.C. 2001–2019), and the Tribally Controlled Schools Act of 1988 (25 U.S.C. 2501 et seq.), \$2,232,419,000, to remain available until September 30, 2017, except as otherwise provided herein; of which not to exceed \$8,500 may be for official reception and representation expenses; of which not to exceed \$74,791,000 shall be for welfare assistance payments: *Provided*, That, in cases of designated Federal disasters, the Secretary may exceed such cap, from the amounts provided herein, to provide for disaster relief to Indian communities affected by the disaster: *Provided further*, That federally rec-

1 ognized Indian tribes and tribal organizations of federally
2 recognized Indian tribes may use their tribal priority allo-
3 cations for unmet welfare assistance costs: *Provided fur-*
4 *ther*, That not to exceed \$617,370,000 for school oper-
5 ations costs of Bureau-funded schools and other education
6 programs shall become available on July 1, 2016, and
7 shall remain available until September 30, 2017: *Provided*
8 *further*, That not to exceed \$43,810,000 shall remain
9 available until expended for housing improvement, road
10 maintenance, attorney fees, litigation support, land
11 records improvement, and the Navajo-Hopi Settlement
12 Program: *Provided further*, That, notwithstanding any
13 other provision of law, including but not limited to the
14 Indian Self-Determination Act of 1975 (25 U.S.C. 450f
15 et seq.) and section 1128 of the Education Amendments
16 of 1978 (25 U.S.C. 2008), not to exceed \$64,395,000
17 within and only from such amounts made available for
18 school operations shall be available for administrative cost
19 grants associated with grants approved prior to July 1,
20 2016: *Provided further*, That any forestry funds allocated
21 to a federally recognized tribe which remain unobligated
22 as of September 30, 2017, may be transferred during fis-
23 cal year 2018 to an Indian forest land assistance account
24 established for the benefit of the holder of the funds within
25 the holder's trust fund account: *Provided further*, That

1 any such unobligated balances not so transferred shall ex-
2 pire on September 30, 2018: *Provided further*, That, in
3 order to enhance the safety of Bureau field employees, the
4 Bureau may use funds to purchase uniforms or other iden-
5 tifying articles of clothing for personnel.

6 CONTRACT SUPPORT COSTS

7 For payments to tribes and tribal organizations for
8 contract support costs associated with Indian Self-Deter-
9 mination and Education Assistance Act agreements with
10 the Bureau of Indian Affairs for fiscal year 2016, such
11 sums as may be necessary, which shall be available for
12 obligation through September 30, 2017: *Provided*, That
13 amounts obligated but not expended by a tribe or tribal
14 organization for contract support costs for such agree-
15 ments for the current fiscal year shall be applied to con-
16 tract support costs otherwise due for such agreements for
17 subsequent fiscal years: *Provided further*, That, notwith-
18 standing any other provision of law, no amounts made
19 available under this heading shall be available for transfer
20 to another budget account.

21 CONSTRUCTION

22 (INCLUDING TRANSFER OF FUNDS)

23 For construction, repair, improvement, and mainte-
24 nance of irrigation and power systems, buildings, utilities,
25 and other facilities, including architectural and engineer-

1 ing services by contract; acquisition of lands, and interests
2 in lands; and preparation of lands for farming, and for
3 construction of the Navajo Indian Irrigation Project pur-
4 suant to Public Law 87-483, \$135,204,000, to remain
5 available until expended: *Provided*, That such amounts as
6 may be available for the construction of the Navajo Indian
7 Irrigation Project may be transferred to the Bureau of
8 Reclamation: *Provided further*, That not to exceed 6 per-
9 cent of contract authority available to the Bureau of In-
10 dian Affairs from the Federal Highway Trust Fund may
11 be used to cover the road program management costs of
12 the Bureau: *Provided further*, That any funds provided for
13 the Safety of Dams program pursuant to 25 U.S.C. 13
14 shall be made available on a nonreimbursable basis: *Pro-*
15 *vided further*, That, for fiscal year 2016, in implementing
16 new construction or facilities improvement and repair
17 project grants in excess of \$100,000 that are provided to
18 grant schools under Public Law 100-297, as amended, the
19 Secretary of the Interior shall use the Administrative and
20 Audit Requirements and Cost Principles for Assistance
21 Programs contained in 43 CFR part 12 as the regulatory
22 requirements: *Provided further*, That such grants shall not
23 be subject to section 12.61 of 43 CFR; the Secretary and
24 the grantee shall negotiate and determine a schedule of
25 payments for the work to be performed: *Provided further*,

1 That, in considering grant applications, the Secretary
2 shall consider whether such grantee would be deficient in
3 assuring that the construction projects conform to applica-
4 ble building standards and codes and Federal, tribal, or
5 State health and safety standards as required by 25
6 U.S.C. 2005(b), with respect to organizational and finan-
7 cial management capabilities: *Provided further*, That, if
8 the Secretary declines a grant application, the Secretary
9 shall follow the requirements contained in 25 U.S.C.
10 2504(f): *Provided further*, That any disputes between the
11 Secretary and any grantee concerning a grant shall be
12 subject to the disputes provision in 25 U.S.C. 2507(e):
13 *Provided further*, That, in order to ensure timely comple-
14 tion of construction projects, the Secretary may assume
15 control of a project and all funds related to the project,
16 if, within 18 months of the date of enactment of this Act,
17 any grantee receiving funds appropriated in this Act or
18 in any prior Act, has not completed the planning and de-
19 sign phase of the project and commenced construction:
20 *Provided further*, That this appropriation may be reim-
21 bursed from the Office of the Special Trustee for Amer-
22 ican Indians appropriation for the appropriate share of
23 construction costs for space expansion needed in agency
24 offices to meet trust reform implementation.

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

3 For payments and necessary administrative expenses
4 for implementation of Indian land and water claim settle-
5 ments pursuant to Public Laws 99–264, 100–580, 101–
6 618, 111–11, and 111–291, and for implementation of
7 other land and water rights settlements, \$40,655,000, to
8 remain available until expended.

9 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

10 For the cost of guaranteed loans and insured loans,
11 \$7,748,000, of which \$1,062,000 is for administrative ex-
12 penses, as authorized by the Indian Financing Act of
13 1974: *Provided*, That such costs, including the cost of
14 modifying such loans, shall be as defined in section 502
15 of the Congressional Budget Act of 1974: *Provided fur-*
16 *ther*, That these funds are available to subsidize total loan
17 principal, any part of which is to be guaranteed or insured,
18 not to exceed \$113,804,510.

19 ADMINISTRATIVE PROVISIONS

20 The Bureau of Indian Affairs may carry out the oper-
21 ation of Indian programs by direct expenditure, contracts,
22 cooperative agreements, compacts, and grants, either di-
23 rectly or in cooperation with States and other organiza-
24 tions.

1 Notwithstanding 25 U.S.C. 15, the Bureau of Indian
2 Affairs may contract for services in support of the man-
3 agement, operation, and maintenance of the Power Divi-
4 sion of the San Carlos Irrigation Project.

5 Notwithstanding any other provision of law, no funds
6 available to the Bureau of Indian Affairs for central office
7 oversight and Executive Direction and Administrative
8 Services (except executive direction and administrative
9 services funding for Tribal Priority Allocations, regional
10 offices, and facilities operations and maintenance) shall be
11 available for contracts, grants, compacts, or cooperative
12 agreements with the Bureau of Indian Affairs under the
13 provisions of the Indian Self-Determination Act or the
14 Tribal Self-Governance Act of 1994 (Public Law 103–
15 413).

16 In the event any tribe returns appropriations made
17 available by this Act to the Bureau of Indian Affairs, this
18 action shall not diminish the Federal Government's trust
19 responsibility to that tribe, or the government-to-govern-
20 ment relationship between the United States and that
21 tribe, or that tribe's ability to access future appropria-
22 tions.

23 Notwithstanding any other provision of law, no funds
24 available to the Bureau of Indian Education, other than
25 the amounts provided herein for assistance to public

1 schools under 25 U.S.C. 452 et seq., shall be available to
2 support the operation of any elementary or secondary
3 school in the State of Alaska.

4 No funds available to the Bureau of Indian Edu-
5 cation shall be used to support expanded grades for any
6 school or dormitory beyond the grade structure in place
7 or approved by the Secretary of the Interior at each school
8 in the Bureau of Indian Education school system as of
9 October 1, 1995, except that the Secretary of the Interior
10 may waive this prohibition to support expansion of up to
11 one additional grade when the Secretary determines such
12 waiver is needed to support accomplishment of the mission
13 of the Bureau of Indian Education. Appropriations made
14 available in this or any prior Act for schools funded by
15 the Bureau shall be available, in accordance with the Bu-
16 reau's funding formula, only to the schools in the Bureau
17 school system as of September 1, 1996, and to any school
18 or school program that was reinstated in fiscal year 2012.
19 Funds made available under this Act may not be used to
20 establish a charter school at a Bureau-funded school (as
21 that term is defined in section 1141 of the Education
22 Amendments of 1978 (25 U.S.C. 2021)), except that a
23 charter school that is in existence on the date of the enact-
24 ment of this Act and that has operated at a Bureau-fund-
25 ed school before September 1, 1999, may continue to oper-

1 ate during that period, but only if the charter school pays
2 to the Bureau a pro rata share of funds to reimburse the
3 Bureau for the use of the real and personal property (in-
4 cluding buses and vans), the funds of the charter school
5 are kept separate and apart from Bureau funds, and the
6 Bureau does not assume any obligation for charter school
7 programs of the State in which the school is located if
8 the charter school loses such funding. Employees of Bu-
9 reau-funded schools sharing a campus with a charter
10 school and performing functions related to the charter
11 school's operation and employees of a charter school shall
12 not be treated as Federal employees for purposes of chap-
13 ter 171 of title 28, United States Code.

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

22 Funds available under this Act may not be used to
23 establish satellite locations of schools in the Bureau school
24 system as of September 1, 1996, except that the Secretary
25 may waive this prohibition in order for an Indian tribe

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

1 DEPARTMENTAL OFFICES

2 OFFICE OF THE SECRETARY

3 DEPARTMENTAL OPERATIONS

4 For necessary expenses for management of the De-
5 partment of the Interior, including the collection and dis-
6 bursement of royalties, fees, and other mineral revenue
7 proceeds, and for grants and cooperative agreements, as
8 authorized by law, \$265,263,000, to remain available until
9 September 30, 2017; of which not to exceed \$15,000 may
10 be for official reception and representation expenses; and
11 of which up to \$1,000,000 shall be available for workers
12 compensation payments and unemployment compensation
13 payments associated with the orderly closure of the United
14 States Bureau of Mines; and of which \$12,000,000 for
15 the Office of Valuation Services is to be derived from the
16 Land and Water Conservation Fund and shall remain
17 available until expended; and of which \$38,300,000 shall
18 remain available until expended for the purpose of mineral
19 revenue management activities: *Provided*, That, notwith-
20 standing any other provision of law, \$15,000 under this
21 heading shall be available for refunds of overpayments in
22 connection with certain Indian leases in which the Sec-
23 retary concurred with the claimed refund due, to pay
24 amounts owed to Indian allottees or tribes, or to correct
25 prior unrecoverable erroneous payments.

1 ADMINISTRATIVE PROVISIONS

2 For fiscal year 2016, up to \$400,000 of the payments
3 authorized by the Act of October 20, 1976 (31 U.S.C.
4 6901–6907) may be retained for administrative expenses
5 of the Payments in Lieu of Taxes Program: *Provided*,
6 That no payment shall be made pursuant to that Act to
7 otherwise eligible units of local government if the com-
8 puted amount of the payment is less than \$100: *Provided*
9 *further*, That the Secretary may reduce the payment au-
10 thorized by 31 U.S.C. 6901–6907 for an individual county
11 by the amount necessary to correct prior year overpay-
12 ments to that county: *Provided further*, That the amount
13 needed to correct a prior year underpayment to an indi-
14 vidual county shall be paid from any reductions for over-
15 payments to other counties and the amount necessary to
16 cover any remaining underpayment is hereby appropriated
17 and shall be paid to individual counties.

18 INSULAR AFFAIRS

19 ASSISTANCE TO TERRITORIES

20 For expenses necessary for assistance to territories
21 under the jurisdiction of the Department of the Interior
22 and other jurisdictions identified in section 104(e) of Pub-
23 lic Law 108–188, \$85,976,000, of which: (1) \$76,528,000
24 shall remain available until expended for territorial assist-
25 ance, including general technical assistance, maintenance

1 assistance, disaster assistance, coral reef initiative activi-
2 ties, and brown tree snake control and research; grants
3 to the judiciary in American Samoa for compensation and
4 expenses, as authorized by law (48 U.S.C. 1661(c));
5 grants to the Government of American Samoa, in addition
6 to current local revenues, for construction and support of
7 governmental functions; grants to the Government of the
8 Virgin Islands as authorized by law; grants to the Govern-
9 ment of Guam, as authorized by law; and grants to the
10 Government of the Northern Mariana Islands as author-
11 ized by law (Public Law 94-241; 90 Stat. 272); and (2)
12 \$9,448,000 shall be available until September 30, 2017,
13 for salaries and expenses of the Office of Insular Affairs:
14 *Provided*, That all financial transactions of the territorial
15 and local governments herein provided for, including such
16 transactions of all agencies or instrumentalities estab-
17 lished or used by such governments, may be audited by
18 the Government Accountability Office, at its discretion, in
19 accordance with chapter 35 of title 31, United States
20 Code: *Provided further*, That Northern Mariana Islands
21 Covenant grant funding shall be provided according to
22 those terms of the Agreement of the Special Representa-
23 tives on Future United States Financial Assistance for the
24 Northern Mariana Islands approved by Public Law 104-
25 134: *Provided further*, That the funds for the program of

1 operations and maintenance improvement are appro-
2 priated to institutionalize routine operations and mainte-
3 nance improvement of capital infrastructure with terri-
4 torial participation and cost sharing to be determined by
5 the Secretary based on the grantee's commitment to time-
6 ly maintenance of its capital assets: *Provided further*, That
7 any appropriation for disaster assistance under this head-
8 ing in this Act or previous appropriations Acts may be
9 used as non-Federal matching funds for the purpose of
10 hazard mitigation grants provided pursuant to section 404
11 of the Robert T. Stafford Disaster Relief and Emergency
12 Assistance Act (42 U.S.C. 5170c).

13 COMPACT OF FREE ASSOCIATION

14 For grants and necessary expenses, \$3,318,000, to
15 remain available until expended, as provided for in sec-
16 tions 221(a)(2) and 233 of the Compact of Free Associa-
17 tion for the Republic of Palau; and section 221(a)(2) of
18 the Compacts of Free Association for the Government of
19 the Republic of the Marshall Islands and the Federated
20 States of Micronesia, as authorized by Public Law 99-
21 658 and Public Law 108-188.

22 ADMINISTRATIVE PROVISIONS

23 (INCLUDING TRANSFER OF FUNDS)

24 At the request of the Governor of Guam, the Sec-
25 retary may transfer discretionary funds or mandatory

1 funds provided under section 104(e) of Public Law 108–
2 188 and Public Law 104–134, that are allocated for
3 Guam, to the Secretary of Agriculture for the subsidy cost
4 of direct or guaranteed loans, plus not to exceed three per-
5 cent of the amount of the subsidy transferred for the cost
6 of loan administration, for the purposes authorized by the
7 Rural Electrification Act of 1936 and section 306(a)(1)
8 of the Consolidated Farm and Rural Development Act for
9 construction and repair projects in Guam, and such funds
10 shall remain available until expended: *Provided*, That such
11 costs, including the cost of modifying such loans, shall be
12 as defined in section 502 of the Congressional Budget Act
13 of 1974: *Provided further*, That such loans or loan guaran-
14 tees may be made without regard to the population of the
15 area, credit elsewhere requirements, and restrictions on
16 the types of eligible entities under the Rural Electrifica-
17 tion Act of 1936 and section 306(a)(1) of the Consolidated
18 Farm and Rural Development Act: *Provided further*, That
19 any funds transferred to the Secretary of Agriculture shall
20 be in addition to funds otherwise made available to make
21 or guarantee loans under such authorities.

22 OFFICE OF THE SOLICITOR

23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of the Solicitor,
25 \$63,800,000.

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General, \$50,047,000.

5 OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN

6 INDIANS

7 FEDERAL TRUST PROGRAMS

8 (INCLUDING TRANSFER OF FUNDS)

9 For the operation of trust programs for Indians by
10 direct expenditure, contracts, cooperative agreements,
11 compacts, and grants, \$139,029,000, to remain available
12 until expended, of which not to exceed \$22,120,000 from
13 this or any other Act, may be available for historical ac-
14 counting: *Provided*, That funds for trust management im-
15 provements and litigation support may, as needed, be
16 transferred to or merged with the Bureau of Indian Af-
17 fairs and Bureau of Indian Education, "Operation of In-
18 dian Programs" account; the Office of the Solicitor, "Sala-
19 ries and Expenses" account; and the Office of the Sec-
20 retary, "Departmental Operations" account: *Provided fur-*
21 *ther*, That funds made available through contracts or
22 grants obligated during fiscal year 2016, as authorized by
23 the Indian Self-Determination Act of 1975 (25 U.S.C. 450
24 et seq.), shall remain available until expended by the con-
25 tractor or grantee: *Provided further*, That, notwith-

1 standing any other provision of law, the Secretary shall
2 not be required to provide a quarterly statement of per-
3 formance for any Indian trust account that has not had
4 activity for at least 15 months and has a balance of \$15
5 or less: *Provided further*, That the Secretary shall issue
6 an annual account statement and maintain a record of any
7 such accounts and shall permit the balance in each such
8 account to be withdrawn upon the express written request
9 of the account holder: *Provided further*, That not to exceed
10 \$50,000 is available for the Secretary to make payments
11 to correct administrative errors of either disbursements
12 from or deposits to Individual Indian Money or Tribal ac-
13 counts after September 30, 2002: *Provided further*, That
14 erroneous payments that are recovered shall be credited
15 to and remain available in this account for this purpose:
16 *Provided further*, That the Secretary shall not be required
17 to reconcile Special Deposit Accounts with a balance of
18 less than \$500 unless the Office of the Special Trustee
19 receives proof of ownership from a Special Deposit Ac-
20 counts claimant.

21 DEPARTMENT-WIDE PROGRAMS

22 WILDLAND FIRE MANAGEMENT

23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses for fire preparedness, fire
25 suppression operations, fire science and research, emer-

1 gency rehabilitation, hazardous fuels management activi-
2 ties, and rural fire assistance by the Department of the
3 Interior, \$908,745,000, to remain available until ex-
4 pended, of which not to exceed \$6,427,000 shall be for
5 the renovation or construction of fire facilities: *Provided*,
6 That such funds are also available for repayment of ad-
7 vances to other appropriation accounts from which funds
8 were previously transferred for such purposes: *Provided*
9 *further*, That, of the funds provided, \$170,000,000 is for
10 hazardous fuels management activities: *Provided further*,
11 That, of the funds provided, \$18,970,000 is for burned
12 area rehabilitation: *Provided further*, That persons hired
13 pursuant to 43 U.S.C. 1469 may be furnished subsistence
14 and lodging without cost from funds available from this
15 appropriation: *Provided further*, That, notwithstanding 42
16 U.S.C. 1856d, sums received by a bureau or office of the
17 Department of the Interior for fire protection rendered
18 pursuant to 42 U.S.C. 1856 et seq., protection of United
19 States property, may be credited to the appropriation from
20 which funds were expended to provide that protection, and
21 are available without fiscal year limitation: *Provided fur-*
22 *ther*, That, using the amounts designated under this title
23 of this Act, the Secretary of the Interior may enter into
24 procurement contracts, grants, or cooperative agreements,
25 for hazardous fuels management and resilient landscapes

1 activities, and for training and monitoring associated with
2 such hazardous fuels management and resilient landscapes
3 activities on Federal land, or on adjacent non-Federal land
4 for activities that benefit resources on Federal land: *Pro-*
5 *vided further*, That the costs of implementing any coopera-
6 tive agreement between the Federal Government and any
7 non-Federal entity may be shared, as mutually agreed on
8 by the affected parties: *Provided further*, That, notwith-
9 standing requirements of the Competition in Contracting
10 Act, the Secretary, for purposes of hazardous fuels man-
11 agement and resilient landscapes activities, may obtain
12 maximum practicable competition among: (1) local pri-
13 vate, nonprofit, or cooperative entities; (2) Youth Con-
14 servation Corps crews, Public Lands Corps (Public Law
15 109–154), or related partnerships with State, local, or
16 nonprofit youth groups; (3) small or micro-businesses; or
17 (4) other entities that will hire or train locally a significant
18 percentage, defined as 50 percent or more, of the project
19 workforce to complete such contracts: *Provided further*,
20 That, in implementing this section, the Secretary shall de-
21 velop written guidance to field units to ensure account-
22 ability and consistent application of the authorities pro-
23 vided herein: *Provided further*, That funds appropriated
24 under this heading may be used to reimburse the United
25 States Fish and Wildlife Service and the National Marine

1 Fisheries Service for the costs of carrying out their re-
2 sponsibilities under the Endangered Species Act of 1973
3 (16 U.S.C. 1531 et seq.) to consult and conference, as
4 required by section 7 of such Act, in connection with
5 wildland fire management activities: *Provided further,*
6 That the Secretary of the Interior may use wildland fire
7 appropriations to enter into leases of real property with
8 local governments, at or below fair market value, to con-
9 struct capitalized improvements for fire facilities on such
10 leased properties, including but not limited to fire guard
11 stations, retardant stations, and other initial attack and
12 fire support facilities, and to make advance payments for
13 any such lease or for construction activity associated with
14 the lease: *Provided further,* That the Secretary of the Inte-
15 rior and the Secretary of Agriculture may authorize the
16 transfer of funds appropriated for wildland fire manage-
17 ment, in an aggregate amount not to exceed \$50,000,000,
18 between the Departments when such transfers would fa-
19 cilitate and expedite wildland fire management programs
20 and projects: *Provided further,* That funds provided for
21 wildfire suppression shall be available for support of Fed-
22 eral emergency response actions: *Provided further,* That
23 funds appropriated under this heading shall be available
24 for assistance to or through the Department of State in
25 connection with forest and rangeland research, technical

1 information, and assistance in foreign countries, and, with
2 the concurrence of the Secretary of State, shall be avail-
3 able to support forestry, wildland fire management, and
4 related natural resource activities outside the United
5 States and its territories and possessions, including tech-
6 nical assistance, education and training, and cooperation
7 with United States and international organizations.

8 For an additional amount, \$200,000,000 for wildfire
9 suppression operations to meet the emergency and unpre-
10 dictable aspects of wildland firefighting including support,
11 response, and emergency stabilization activities, other
12 emergency management activities, and funds necessary to
13 repay any transfers needed for these costs, to remain
14 available until expended: *Provided*, That such funds are
15 also available for transfer to other appropriations accounts
16 to repay amounts previously transferred for wildlife sup-
17 pression: *Provided further*, That such amount is des-
18 ignated by the Congress as being for an emergency re-
19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
20 anced Budget and Emergency Deficit Control Act of 1985.

21 CENTRAL HAZARDOUS MATERIALS FUND

22 For necessary expenses of the Department of the In-
23 terior and any of its component offices and bureaus for
24 the response action, including associated activities, per-
25 formed pursuant to the Comprehensive Environmental Re-

1 Appropriations of the House of Representatives and the
2 Senate: *Provided further*, That the Secretary may assess
3 reasonable charges to State, local and tribal government
4 employees for training services provided by the National
5 Indian Program Training Center, other than training re-
6 lated to Public Law 93–638: *Provided further*, That the
7 Secretary may lease or otherwise provide space and related
8 facilities, equipment or professional services of the Na-
9 tional Indian Program Training Center to State, local and
10 tribal government employees or persons or organizations
11 engaged in cultural, educational, or recreational activities
12 (as defined in section 3306(a) of title 40, United States
13 Code) at the prevailing rate for similar space, facilities,
14 equipment, or services in the vicinity of the National In-
15 dian Program Training Center: *Provided further*, That all
16 funds received pursuant to the two preceding provisos
17 shall be credited to this account, shall be available until
18 expended, and shall be used by the Secretary for necessary
19 expenses of the National Indian Program Training Center:
20 *Provided further*, That the Secretary may enter into grants
21 and cooperative agreements to support the Office of Nat-
22 ural Resource Revenue’s collection and disbursement of
23 royalties, fees, and other mineral revenue proceeds, as au-
24 thorized by law.

1 ADMINISTRATIVE PROVISION

2 There is hereby authorized for acquisition from avail-
3 able resources within the Working Capital Fund, aircraft
4 which may be obtained by donation, purchase or through
5 available excess surplus property: *Provided*, That existing
6 aircraft being replaced may be sold, with proceeds derived
7 or trade-in value used to offset the purchase price for the
8 replacement aircraft.

9 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR
10 (INCLUDING TRANSFERS OF FUNDS)

11 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

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

1 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

2 SEC. 102. The Secretary may authorize the expendi-
3 ture or transfer of any no year appropriation in this title,
4 in addition to the amounts included in the budget pro-
5 grams of the several agencies, for the suppression or emer-
6 gency prevention of wildland fires on or threatening lands
7 under the jurisdiction of the Department of the Interior;
8 for the emergency rehabilitation of burned-over lands
9 under its jurisdiction; for emergency actions related to po-
10 tential or actual earthquakes, floods, volcanoes, storms, or
11 other unavoidable causes; for contingency planning subse-
12 quent to actual oil spills; for response and natural resource
13 damage assessment activities related to actual oil spills or
14 releases of hazardous substances into the environment; for
15 the prevention, suppression, and control of actual or po-
16 tential grasshopper and Mormon cricket outbreaks on
17 lands under the jurisdiction of the Secretary, pursuant to
18 the authority in section 417(b) of Public Law 106–224
19 (7 U.S.C. 7717(b)); for emergency reclamation projects
20 under section 410 of Public Law 95–87; and shall trans-
21 fer, from any no year funds available to the Office of Sur-
22 face Mining Reclamation and Enforcement, such funds as
23 may be necessary to permit assumption of regulatory au-
24 thority in the event a primary State is not carrying out
25 the regulatory provisions of the Surface Mining Act: *Pro-*

1 *vided*, That appropriations made in this title for wildland
2 fire operations shall be available for the payment of obliga-
3 tions incurred during the preceding fiscal year, and for
4 reimbursement to other Federal agencies for destruction
5 of vehicles, aircraft, or other equipment in connection with
6 their use for wildland fire operations, such reimbursement
7 to be credited to appropriations currently available at the
8 time of receipt thereof: *Provided further*, That, for
9 wildland fire operations, no funds shall be made available
10 under this authority until the Secretary determines that
11 funds appropriated for “wildland fire operations” shall be
12 exhausted within 30 days: *Provided further*, That all funds
13 used pursuant to this section must be replenished by a
14 supplemental appropriation, which must be requested as
15 promptly as possible: *Provided further*, That such replen-
16 ishment funds shall be used to reimburse, on a pro rata
17 basis, accounts from which emergency funds were trans-
18 ferred.

19 AUTHORIZED USE OF FUNDS

20 SEC. 103. Appropriations made to the Department
21 of the Interior in this title shall be available for services
22 as authorized by section 3109 of title 5, United States
23 Code, when authorized by the Secretary, in total amount
24 not to exceed \$500,000; purchase and replacement of
25 motor vehicles, including specially equipped law enforce-

1 tribal base funds, to alleviate tribal funding inequities by
2 transferring funds to address identified, unmet needs,
3 dual enrollment, overlapping service areas or inaccurate
4 distribution methodologies. No tribe shall receive a reduc-
5 tion in Tribal Priority Allocation funds of more than 10
6 percent in fiscal year 2016. Under circumstances of dual
7 enrollment, overlapping service areas or inaccurate dis-
8 tribution methodologies, the 10 percent limitation does not
9 apply.

10 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

11 SEC. 106. Notwithstanding any other provision of
12 law, the Secretary of the Interior is authorized to acquire
13 lands, waters, or interests therein including the use of all
14 or part of any pier, dock, or landing within the State of
15 New York and the State of New Jersey, for the purpose
16 of operating and maintaining facilities in the support of
17 transportation and accommodation of visitors to Ellis,
18 Governors, and Liberty Islands, and of other program and
19 administrative activities, by donation or with appropriated
20 funds, including franchise fees (and other monetary con-
21 sideration), or by exchange; and the Secretary is author-
22 ized to negotiate and enter into leases, subleases, conces-
23 sion contracts or other agreements for the use of such fa-
24 cilities on such terms and conditions as the Secretary may
25 determine reasonable.

1 OUTER CONTINENTAL SHELF INSPECTION FEES

2 SEC. 107. (a) In fiscal year 2016, the Secretary shall
3 collect a nonrefundable inspection fee, which shall be de-
4 posited in the “Offshore Safety and Environmental En-
5 forcement” account, from the designated operator for fa-
6 cilities subject to inspection under 43 U.S.C. 1348(e).

7 (b) Annual fees shall be collected for facilities that
8 are above the waterline, excluding drilling rigs, and are
9 in place at the start of the fiscal year. Fees for fiscal year
10 2016 shall be:

11 (1) \$10,500 for facilities with no wells, but with
12 processing equipment or gathering lines;

13 (2) \$17,000 for facilities with 1 to 10 wells,
14 with any combination of active or inactive wells; and

15 (3) \$31,500 for facilities with more than 10
16 wells, with any combination of active or inactive
17 wells.

18 (c) Fees for drilling rigs shall be assessed for all in-
19 spections completed in fiscal year 2016. Fees for fiscal
20 year 2016 shall be:

21 (1) \$30,500 per inspection for rigs operating in
22 water depths of 500 feet or more; and

23 (2) \$16,700 per inspection for rigs operating in
24 water depths of less than 500 feet.

1 (d) The Secretary shall bill designated operators
2 under subsection (b) within 60 days, with payment re-
3 quired within 30 days of billing. The Secretary shall bill
4 designated operators under subsection (c) within 30 days
5 of the end of the month in which the inspection occurred,
6 with payment required within 30 days of billing.

7 BUREAU OF OCEAN ENERGY MANAGEMENT, REGULATION
8 AND ENFORCEMENT REORGANIZATION

9 SEC. 108. The Secretary of the Interior, in order to
10 implement a reorganization of the Bureau of Ocean En-
11 ergy Management, Regulation and Enforcement, may
12 transfer funds among and between the successor offices
13 and bureaus affected by the reorganization only in con-
14 formance with the reprogramming guidelines described in
15 the report accompanying this Act.

16 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND
17 BURRO HOLDING FACILITIES

18 SEC. 109. Notwithstanding any other provision of
19 this Act, the Secretary of the Interior may enter into
20 multiyear cooperative agreements with nonprofit organiza-
21 tions and other appropriate entities, and may enter into
22 multiyear contracts in accordance with the provisions of
23 section 304B of the Federal Property and Administrative
24 Services Act of 1949 (41 U.S.C. 254e) (except that the
25 5-year term restriction in subsection (d) shall not apply),

1 for the long-term care and maintenance of excess wild free
2 roaming horses and burros by such organizations or enti-
3 ties on private land. Such cooperative agreements and con-
4 tracts may not exceed 10 years, subject to renewal at the
5 discretion of the Secretary.

6 REISSUANCE OF FINAL RULES

7 SEC. 110. Before the end of the 60-day period begin-
8 ning on the date of the enactment of this Act, the Sec-
9 retary of the Interior shall reissue the final rule published
10 on December 28, 2011 (76 Fed. Reg. 81666 et seq.) and
11 the final rule published on September 10, 2012 (77 Fed.
12 7 Reg. 55530 et seq.), without regard to any other provi-
13 sion of statute or regulation that applies to issuance of
14 such rules. Such reissuances (including this section) shall
15 not be subject to judicial review.

16 MASS MARKING OF SALMONIDS

17 SEC. 111. The United States Fish and Wildlife Serv-
18 ice shall, in carrying out its responsibilities to protect
19 threatened and endangered species of salmon, implement
20 a system of mass marking of salmonid stocks, intended
21 for harvest, that are released from federally operated or
22 federally financed hatcheries including but not limited to
23 fish releases of coho, chinook, and steelhead species.
24 Marked fish must have a visible mark that can be readily
25 identified by commercial and recreational fishers.

1 PROHIBITION ON USE OF FUNDS

2 SEC. 112. (a) Any proposed new use of the Arizona
3 & California Railroad Company's Right of Way for convey-
4 ance of water shall not proceed unless the Secretary of
5 the Interior certifies that the proposed new use is within
6 the scope of the Right of Way as interpreted by the De-
7 partment's Office of the Solicitor's opinion, Memorandum
8 M-37025, issued on November 4, 2011.

9 (b) No funds appropriated or otherwise made avail-
10 able to the Department of the Interior may be used, in
11 relation to any proposal to export groundwater for munic-
12 ipal use, for approval of any right-of-way or similar au-
13 thorization on the Mojave National Preserve or lands man-
14 aged by the Needles Field Office of the Bureau of Land
15 Management, or for carrying out any activities associated
16 with such right-of-way or similar approval.

17 REPUBLIC OF PALAU

18 SEC. 113. (a) IN GENERAL.—Subject to subsection
19 (c), the United States Government, through the Secretary
20 of the Interior shall provide to the Government of Palau
21 for fiscal year 2016 grants in amounts equal to the annual
22 amounts specified in subsections (a), (c), and (d) of sec-
23 tion 211 of the Compact of Free Association between the
24 Government of the United States of America and the Gov-

1 ernment of Palau (48 U.S.C. 1931 note) (referred to in
2 this section as the “Compact”).

3 (b) PROGRAMMATIC ASSISTANCE.—Subject to sub-
4 section (c), the United States shall provide programmatic
5 assistance to the Republic of Palau for fiscal year 2016
6 in amounts equal to the amounts provided in subsections
7 (a) and (b)(1) of section 221 of the Compact.

8 (c) LIMITATIONS ON ASSISTANCE.—

9 (1) IN GENERAL.—The grants and pro-
10 grammatic assistance provided under subsections (a)
11 and (b) shall be provided to the same extent and in
12 the same manner as the grants and assistance were
13 provided in fiscal year 2009.

14 (2) TRUST FUND.—If the Government of Palau
15 withdraws more than \$5,000,000 from the trust
16 fund established under section 211(f) of the Com-
17 pact, amounts to be provided under subsections (a)
18 and (b) shall be withheld from the Government of
19 Palau.

20 STATEWIDE VARIANCES

21 SEC. 114. On land under the jurisdiction of a State
22 or federally recognized Indian tribe, if State or tribal laws
23 or regulations are in place regarding the process generally
24 understood to encompass hydraulic fracturing or well
25 stimulation for the purpose of production of natural gas

1 and oil, the Bureau of Land Management shall issue to
2 that State or Indian tribe a statewide variance for all wells
3 from the requirements of the final rule entitled “Oil and
4 Gas; Hydraulic Fracturing on Federal and Indian Lands”
5 (80 Fed. Reg. 16128 (March 26, 2015)).

6 WILD LANDS FUNDING PROHIBITION

7 SEC. 115. None of the funds made available in this
8 Act or any other Act may be used to implement, admin-
9 ister, or enforce Secretarial Order No. 3310 issued by the
10 Secretary of the Interior on December 22, 2010: *Provided*,
11 That nothing in this section shall restrict the Secretary’s
12 authorities under sections 201 and 202 of the Federal
13 Land Policy and Management Act of 1976 (43 U.S.C.
14 1711 and 1712).

15 VOLUNTEERS IN PARKS

16 SEC. 116. Section 4 of Public Law 91–357 (16
17 U.S.C. 18j), as amended, is further amended by striking
18 “\$5,000,000” and inserting “\$10,000,000”.

19 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

20 SEC. 117. Notwithstanding any other provision of
21 law, during fiscal year 2016, in carrying out work involv-
22 ing cooperation with State, local, and tribal governments
23 or any political subdivision thereof, Indian Affairs may
24 record obligations against accounts receivable from any
25 such entities, except that total obligations at the end of

1 the fiscal year shall not exceed total budgetary resources
2 available at the end of the fiscal year.

3 EXTENSION OF AUTHORITIES

4 SEC. 118. Division II of Public Law 104–333 (16
5 U.S.C. 461 note), as amended, is further amended in sec-
6 tions 208, 310, and 607 by striking “2015” and inserting
7 “2021”.

8 SAGE-GROUSE

9 SEC. 119. None of the funds made available by this
10 or any other Act may be used by the Secretary of the Inte-
11 rior to write or issue pursuant to section 4 of the Endan-
12 gered Species Act of 1973 (16 U.S.C. 1533)—

13 (1) a proposed rule for greater sage-grouse
14 (*Centrocercus urophasianus*);

15 (2) a proposed rule for the Columbia basin
16 distinct population segment of greater sage-
17 grouse;

18 (3) a final rule for the bi-state distinct
19 population segment of greater sage-grouse; or

20 (4) a final rule for Gunnison sage-grouse
21 (*Centrocercus minimus*).

22 OFFSHORE PAY AUTHORITY EXTENSION

23 SEC. 120. Section 117 of Division G of Public Law
24 113–76 is amended by striking “and 2015” and inserting
25 “through 2016”.

1 ONSHORE PAY AUTHORITY EXTENSION

2 SEC. 121. Section 123 of Division G of Public Law
3 113–76 is amended by striking “and 2015” and inserting
4 “through 2016”.

5 NATIONAL PARK SERVICE AFFILIATED AREAS

6 SEC. 122. (a) Section 5 of Public Law 95–348 is
7 amended by striking “not to exceed \$3,000,000” and in-
8 serting “such sums as may be necessary for the purposes
9 of this Section”.

10 (b) Section 204 of Public Law 93–486, as amended
11 by section 1(3) of Public Law 100–355, is further amend-
12 ed by striking “but not to exceed \$2,000,000”.

13 WILDLIFE RESTORATION EXTENSION OF INVESTMENT OF
14 UNEXPENDED AMOUNTS

15 SEC. 123. Section 3(b)(2)(C) of the Pittman-Robert-
16 son Wildlife Restoration Act (16 U.S.C. 669b(b)(2)(C))
17 is amended by striking “2016” and inserting “2017”.

18 DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES
19 PROGRAM

20 SEC. 124. (a) Notwithstanding any other provision
21 of law relating to Federal grants and cooperative agree-
22 ments, the Secretary of the Interior is authorized to make
23 grants to, or enter into cooperative agreements with, pri-
24 vate nonprofit organizations designated by the Secretary
25 of Labor under Title V of the Older Americans Act of

1 1965 to utilize the talents of older Americans in programs
2 authorized by other provisions of law administered by the
3 Secretary and consistent with such provisions of law.

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

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

11 (2) result in the use of an individual under the
12 Department of the Interior Experienced Services
13 Program for a job or function in a case in which a
14 Federal employee is in a layoff status from the same
15 or substantially equivalent job within the Depart-
16 ment; or

17 (3) affect existing contracts for services.

18 NATIONAL DEFENSE AUTHORIZATION ACT TECHNICAL

19 AMENDMENT

20 SEC. 125. Section 3096(2) of the Carl Levin and
21 Howard P. “Buck” McKeon National Defense Authoriza-
22 tion Act for fiscal year 2015 is amended by inserting “for
23 fiscal year 2015” after “\$37,000,000”.

1 ROOSEVELT CAMPOBELLO INTERNATIONAL PARK

2 SEC. 126. The annual budget request submitted by
3 the Roosevelt Campobello International Park Commission
4 shall hereafter be directly submitted to Congress un-
5 changed by the National Park Service. The Service may
6 comment on the Commission's budget request with such
7 additions and subtractions that the Service may propose.
8 There shall be no diminution of the amount appropriated
9 for the Commission, unless specified by Congress in the
10 annual appropriations bill or the report to accompany the
11 bill.

12 KING COVE ROAD LAND EXCHANGE

13 SEC. 127. (a) FINDING.—Congress finds that the
14 land exchange required under this section (including the
15 designation of the road corridor and the construction of
16 the road along the road corridor) is in the public interest.

17 (b) DEFINITIONS.—In this section:

18 (1) FEDERAL LAND.—

19 (A) IN GENERAL.—The term “Federal
20 land” means the approximately 206 acres of
21 Federal land located within the Refuge as de-
22 picted on the map entitled “Project Area Map”
23 and dated September 2012.

24 (B) INCLUSION.—The term “Federal
25 land” includes the 131 acres of Federal land in

1 the Wilderness, which shall be used for the road
2 corridor along which the road is to be con-
3 structed in accordance with subsection (c)(2).

4 (2) NON-FEDERAL LAND.—The term “non-Fed-
5 eral land” means the approximately 43,093 acres of
6 land owned by the State as depicted on the map en-
7 titled “Project Area Map” and dated September
8 2012.

9 (3) REFUGE.—The term “Refuge” means the
10 Izembek National Wildlife Refuge in the State.

11 (4) ROAD CORRIDOR.—The term “road cor-
12 ridor” means the road corridor designated under
13 subsection (c)(2)(A).

14 (5) SECRETARY.—The term “Secretary” means
15 the Secretary of the Interior.

16 (6) STATE.—The term “State” means the State
17 of Alaska.

18 (7) WILDERNESS.—The term “Wilderness”
19 means the Izembek Wilderness designated by section
20 702(6) of the Alaska National Interest Lands Con-
21 servation Act (16 U.S.C. 1132 note; Public Law 96-
22 487).

23 (c) LAND EXCHANGE REQUIRED.—

24 (1) IN GENERAL.—If the State offers to convey
25 to the Secretary all right, title, and interest of the

1 State in and to the non-Federal land, the Secretary
2 shall convey to the State all right, title, and interest
3 of the United States in and to the Federal Land.

4 (2) USE OF FEDERAL LAND.—The Federal land
5 shall be conveyed to the State for the purposes of—

6 (A) designating a road corridor through
7 the Refuge; and

8 (B) constructing a noncommercial single-
9 lane gravel road along the road corridor be-
10 tween the cities of King Cove and Cold Bay in
11 the State to provide access to emergency med-
12 ical services via the all-weather airport in Cold
13 Bay.

14 (3) VALUATION, APPRAISALS, AND EQUALI-
15 ZATION.—

16 (A) IN GENERAL.—The value of the Fed-
17 eral land and the non-Federal land to be ex-
18 changed under this section—

19 (i) shall be equal, as determined by
20 appraisals conducted in accordance with
21 subparagraph (B); or

22 (ii) if not equal, shall be equalized in
23 accordance with subparagraph (C).

24 (B) APPRAISALS.—

1 (i) IN GENERAL.—As soon as prac-
2 ticable after the date of enactment of this
3 Act, the Secretary and State shall select an
4 appraiser to conduct appraisals of the Fed-
5 eral land and non-Federal land.

6 (ii) REQUIREMENTS.—The appraisals
7 required under clause (i) shall be con-
8 ducted in accordance with nationally recog-
9 nized appraisal standards, including—

10 (I) the Uniform Appraisal Stand-
11 ards for Federal Land Acquisitions;
12 and

13 (II) the Uniform Standards of
14 Professional Appraisal Practice.

15 (C) EQUALIZATION.—

16 (i) SURPLUS OF FEDERAL LAND.—If
17 the final appraised value of the Federal
18 land exceeds the final appraised value of
19 the non-Federal land to be conveyed under
20 the land exchange under this section, the
21 value of the Federal land and non-Federal
22 land shall be equalized—

23 (I) by conveying additional non-
24 Federal land in the State to the Sec-

1 retary, subject to the approval of the
2 Secretary;

3 (II) by the State making a cash
4 payment to the United States; or

5 (III) by using a combination of
6 the methods described in subclauses
7 (I) and (II).

8 (ii) SURPLUS OF NON-FEDERAL
9 LAND.—If the final appraised value of the
10 non-Federal land exceeds the final ap-
11 praised value of the Federal land to be
12 conveyed under the land exchange under
13 this section, the value of the Federal land
14 and non-Federal land shall be equalized by
15 the State adjusting the acreage of the non-
16 Federal land to be conveyed.

17 (iii) AMOUNT OF PAYMENT.—Notwith-
18 standing section 206(b) of the Federal
19 Land Policy and Management Act of 1976
20 (43 U.S.C. 1716(b)), the Secretary may
21 accept a payment under clause (i)(II) in
22 excess of 25 percent of the value of the
23 Federal land conveyed.

1 (4) ADMINISTRATION.—On completion of the
2 exchange of Federal land and non-Federal land
3 under this section—

4 (A) the boundary of the Wilderness shall
5 be modified to exclude the Federal land; and

6 (B) the non-Federal land shall be—

7 (i) added to the Wilderness; and

8 (ii) administered in accordance with—

9 (I) the Wilderness Act (16
10 U.S.C. 1131 et seq.); and

11 (II) other applicable laws.

12 (5) DEADLINE.—The land exchange under this
13 section shall be completed not later than 90 days
14 after the date of enactment of this Act.

15 (d) ROUTE OF ROAD CORRIDOR.—The route of the
16 road corridor shall follow the southern road alignment as
17 described in the alternative entitled “Alternative 2-Land
18 Exchange and Southern Road Alignment” in the final en-
19 vironmental impact statement entitled “Izembek National
20 Wildlife Refuge Land Exchange/Road Corridor Final En-
21 vironmental Impact Statement” and dated February 5,
22 2013.

23 (e) REQUIREMENTS RELATING TO ROAD.—The re-
24 quirements relating to usage, barrier cables, and dimen-
25 sions and the limitation on support facilities under sub-

1 sections (a) and (b) of section 6403 of the Omnibus Public
2 Land Management Act of 2009 (Public Law 111–11; 123
3 Stat. 1180) shall apply to the road constructed in the road
4 corridor.

5 (f) EFFECT.—The exchange of Federal land and non-
6 Federal land under this section shall not constitute a
7 major Federal action for purposes of the National Envi-
8 ronmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

9 TITLE II

10 ENVIRONMENTAL PROTECTION AGENCY

11 SCIENCE AND TECHNOLOGY

12 For science and technology, including research and
13 development activities, which shall include research and
14 development activities under the Comprehensive Environ-
15 mental Response, Compensation, and Liability Act of
16 1980; necessary expenses for personnel and related costs
17 and travel expenses; procurement of laboratory equipment
18 and supplies; and other operating expenses in support of
19 research and development, \$703,958,000, to remain avail-
20 able until September 30, 2017: *Provided*, That of the
21 funds included under this heading, \$4,100,000 shall be for
22 Research: National Priorities as specified in the report ac-
23 companying this Act.

1 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

2 For environmental programs and management, in-
3 cluding necessary expenses, not otherwise provided for, for
4 personnel and related costs and travel expenses; hire of
5 passenger motor vehicles; hire, maintenance, and oper-
6 ation of aircraft; purchase of reprints; library member-
7 ships in societies or associations which issue publications
8 to members only or at a price to members lower than to
9 subscribers who are not members; administrative costs of
10 the brownfields program under the Small Business Liabil-
11 ity Relief and Brownfields Revitalization Act of 2002; and
12 not to exceed \$9,000 for official reception and representa-
13 tion expenses, \$2,565,173,000, to remain available until
14 September 30, 2017: *Provided*, That of the funds included
15 under this heading, \$15,000,000 shall be for Environ-
16 mental Protection: National Priorities as specified in the
17 report accompanying this Act: *Provided further*, That of
18 the funds included under this heading, \$432,493,000 shall
19 be for Geographic Programs specified in the report accom-
20 panying this Act.

21 HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM

22 FUND

23 For necessary expenses to carry out section 3024 of
24 the Solid Waste Disposal Act (42 U.S.C. 6939g), includ-
25 ing the development, operation, maintenance, and upgrad-

1 ing of the hazardous waste electronic manifest system es-
2 tablished by such section, \$3,786,000, to remain available
3 until September 30, 2018.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector
6 General in carrying out the provisions of the Inspector
7 General Act of 1978, \$41,489,000, to remain available
8 until September 30, 2017.

9 BUILDINGS AND FACILITIES

10 For construction, repair, improvement, extension, al-
11 teration, and purchase of fixed equipment or facilities of,
12 or for use by, the Environmental Protection Agency,
13 \$42,317,000, to remain available until expended.

14 HAZARDOUS SUBSTANCE SUPERFUND

15 (INCLUDING TRANSFERS OF FUNDS)

16 For necessary expenses to carry out the Comprehen-
17 sive Environmental Response, Compensation, and Liabil-
18 ity Act of 1980 (CERCLA), including sections 111(c)(3),
19 (c)(5), (c)(6), and (c)(4) (42 U.S.C. 9611)
20 \$1,106,809,000, to remain available until expended, con-
21 sisting of such sums as are available in the Trust Fund
22 on September 30, 2015, as authorized by section 517(a)
23 of the Superfund Amendments and Reauthorization Act
24 of 1986 (SARA) and up to \$1,106,809,000 as a payment
25 from general revenues to the Hazardous Substance Super-

1 fund for purposes as authorized by section 517(b) of
 2 SARA: *Provided*, That funds appropriated under this
 3 heading may be allocated to other Federal agencies in ac-
 4 cordance with section 111(a) of CERCLA: *Provided fur-*
 5 *ther*, That of the funds appropriated under this heading,
 6 \$8,459,000 shall be paid to the “Office of Inspector Gen-
 7 eral” appropriation to remain available until September
 8 30, 2017, and \$16,217,000 shall be paid to the “Science
 9 and Technology” appropriation to remain available until
 10 September 30, 2017.

11 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
 12 PROGRAM

13 For necessary expenses to carry out leaking under-
 14 ground storage tank cleanup activities authorized by sub-
 15 title I of the Solid Waste Disposal Act, \$91,485,000, to
 16 remain available until expended, of which \$66,116,000
 17 shall be for carrying out leaking underground storage tank
 18 cleanup activities authorized by section 9003(h) of the
 19 Solid Waste Disposal Act; \$25,369,000 shall be for car-
 20 rying out the other provisions of the Solid Waste Disposal
 21 Act specified in section 9508(c) of the Internal Revenue
 22 Code: *Provided*, That the Administrator is authorized to
 23 use appropriations made available under this heading to
 24 implement section 9013 of the Solid Waste Disposal Act
 25 to provide financial assistance to federally recognized In-

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

3 INLAND OIL SPILL PROGRAMS

4 For expenses necessary to carry out the Environ-
 5 mental Protection Agency’s responsibilities under the Oil
 6 Pollution Act of 1990, \$18,078,000, to be derived from
 7 the Oil Spill Liability trust fund, to remain available until
 8 expended.

9 STATE AND TRIBAL ASSISTANCE GRANTS

10 For environmental programs and infrastructure as-
 11 sistance, including capitalization grants for State revolv-
 12 ing funds and performance partnership grants,
 13 \$3,027,937,000, to remain available until expended, of
 14 which—

- 15 (1) \$1,047,000,000 shall be for making capital-
 16 ization grants for the Clean Water State Revolving
 17 Funds under title VI of the Federal Water Pollution
 18 Control Act; and of which \$775,896,000 shall be for
 19 making capitalization grants for the Drinking Water
 20 State Revolving Funds under section 1452 of the
 21 Safe Drinking Water Act: *Provided*, That, for fiscal
 22 year 2016, to the extent there are sufficient eligible
 23 project applications and projects are consistent with
 24 State Intended Use Plans, not less than 10 percent
 25 of the funds made available under this title to each

1 State for Clean Water State Revolving Fund capital-
2 ization grants shall be used by the State for projects
3 to address green infrastructure, water or energy effi-
4 ciency improvements, or other environmentally inno-
5 vative activities: *Provided further*, That, for fiscal
6 year 2016, funds made available under this title to
7 each State for Drinking Water State Revolving
8 Fund capitalization grants may, at the discretion of
9 each State, be used for projects to address green in-
10 frastructure, water or energy efficiency improve-
11 ments, or other environmentally innovative activities:
12 *Provided further*, That, notwithstanding section
13 603(d)(7) of the Federal Water Pollution Control
14 Act, the limitation on the amounts in a State water
15 pollution control revolving fund that may be used by
16 a State to administer the fund shall not apply to
17 amounts included as principal in loans made by such
18 fund in fiscal year 2016 and prior years where such
19 amounts represent costs of administering the fund
20 to the extent that such amounts are or were deemed
21 reasonable by the Administrator, accounted for sepa-
22 rately from other assets in the fund, and used for
23 eligible purposes of the fund, including administra-
24 tion: *Provided further*, That, for fiscal year 2016,
25 notwithstanding the provisions of sections 201(h)

1 and (l) of the Federal Water Pollution Control Act,
2 grants under Title II of the Federal Water Pollution
3 Control Act for American Samoa, Guam, the Com-
4 monwealth of the Northern Marianas, the United
5 States Virgin Islands, and the District of Columbia
6 may also be made for the purpose of providing as-
7 sistance: (1) solely for facility plans, design activi-
8 ties, or plans, specifications, and estimates for any
9 proposed project for the construction of treatment
10 works; and (2) for the construction, repair, or re-
11 placement of privately owned treatment works serv-
12 ing one or more principal residences or small com-
13 mercial establishments: *Provided further*, That, for
14 fiscal year 2016, notwithstanding the provisions of
15 sections 201(h) and (l) and section 518 of the Fed-
16 eral Water Pollution Control Act, funds reserved by
17 the Administrator for grants under section 518(e) of
18 the Federal Water Pollution Control Act may also be
19 used for grants to provide assistance: (1) solely for
20 facility plans, design activities, or plans, specifica-
21 tions, and estimates for any proposed project for the
22 construction of treatment works; and (2) for the
23 construction, repair, or replacement of privately
24 owned treatment works serving one or more prin-
25 cipal residences or small commercial establishments:

1 *Provided further*, That, for fiscal year 2016, notwith-
2 standing the limitation on amounts in section 518(c)
3 of the Federal Water Pollution Control Act and sec-
4 tion 1452(i) of the Safe Drinking Water Act, up to
5 a total of 2 percent of the funds appropriated under
6 the Federal Water Pollution Control Act or
7 \$30,000,000, whichever is greater, and up to a total
8 of 2 percent of the funds appropriated under the
9 Safe Drinking Water Act, or \$20,000,000, whichever
10 is greater for State Revolving Funds under such
11 Acts may be reserved by the Administrator for
12 grants under section 518(c) and section 1452(i) of
13 such Acts: *Provided further*, That, for fiscal year
14 2016, notwithstanding the amounts specified in sec-
15 tion 205(e) of the Federal Water Pollution Control
16 Act, up to 1.5 percent of the aggregate funds appro-
17 priated for the Clean Water State Revolving Fund
18 program under the Act less any sums reserved under
19 section 518(c) of the Act, may be reserved by the
20 Administrator for grants made under title II of the
21 Clean Water Act for American Samoa, Guam, the
22 Commonwealth of the Northern Marianas, and
23 United States Virgin Islands: *Provided further*, That,
24 for fiscal year 2016, notwithstanding the limitations
25 on amounts specified in section 1452(j) of the Safe

1 Drinking Water Act, up to 1.5 percent of the funds
2 appropriated for the Drinking Water State Revolv-
3 ing Fund programs under the Safe Drinking Water
4 Act may be reserved by the Administrator for grants
5 made under section 1452(j) of the Safe Drinking
6 Water Act: *Provided further*, That no less than 10
7 percent but not more than 20 percent of the funds
8 made available under this title to each State for
9 Clean Water State Revolving Fund capitalization
10 grants and not less than 20 percent but not more
11 than 30 percent of the funds made available under
12 this title to each State for Drinking Water State Re-
13 volving Fund capitalization grants shall be used by
14 the State to provide additional subsidy to eligible re-
15 cipients in the form of forgiveness of principal, nega-
16 tive interest loans, or grants (or any combination of
17 these), and shall be so used by the State only where
18 such funds are provided as initial financing for an
19 eligible recipient or to buy, refinance, or restructure
20 the debt obligations of eligible recipients only where
21 such debt was incurred on or after the date of enact-
22 ment of this Act;

23 (2) \$10,000,000 shall be for architectural, engi-
24 neering, planning, design, construction and related
25 activities in connection with the construction of high

1 priority water and wastewater facilities in the area
2 of the United States-Mexico Border, after consulta-
3 tion with the appropriate border commission; *Pro-*
4 *vided*, That no funds provided by this appropriations
5 Act to address the water, wastewater and other crit-
6 ical infrastructure needs of the colonias in the
7 United States along the United States-Mexico bor-
8 der shall be made available to a county or municipal
9 government unless that government has established
10 an enforceable local ordinance, or other zoning rule,
11 which prevents in that jurisdiction the development
12 or construction of any additional colonia areas, or
13 the development within an existing colonia the con-
14 struction of any new home, business, or other struc-
15 ture which lacks water, wastewater, or other nec-
16 essary infrastructure;

17 (3) \$20,000,000 shall be for grants to the State
18 of Alaska to address drinking water and wastewater
19 infrastructure needs of rural and Alaska Native Vil-
20 lages: *Provided*, That, of these funds: (A) the State
21 of Alaska shall provide a match of 25 percent; (B)
22 no more than 5 percent of the funds may be used
23 for administrative and overhead expenses; and (C)
24 the State of Alaska shall make awards consistent
25 with the Statewide priority list established in con-

1 junction with the Agency and the U.S. Department
2 of Agriculture for all water, sewer, waste disposal,
3 and similar projects carried out by the State of Alas-
4 ka that are funded under section 221 of the Federal
5 Water Pollution Control Act (33 U.S.C. 1301) or
6 the Consolidated Farm and Rural Development Act
7 (7 U.S.C. 1921 et seq.) which shall allocate not less
8 than 25 percent of the funds provided for projects
9 in regional hub communities;

10 (4) \$80,000,000 shall be to carry out section
11 104(k) of the Comprehensive Environmental Re-
12 sponse, Compensation, and Liability Act of 1980
13 (CERCLA), including grants, interagency agree-
14 ments, and associated program support costs: *Pro-*
15 *vided*, That not more than 25 percent of the amount
16 appropriated to carry out section 104(k) of
17 CERCLA shall be used for site characterization, as-
18 sessment, and remediation of facilities described in
19 section 101(39)(D)(ii)(II) of CERCLA;

20 (5) \$20,000,000 shall be for grants under title
21 VII, subtitle G of the Energy Policy Act of 2005;

22 (6) \$15,000,000 shall be for targeted airshed
23 grants in accordance with the terms and conditions
24 of the report accompanying this Act; and