

Calendar No. 126114TH CONGRESS
1ST SESSION**S. 1645****[Report No. 114–70]**

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 23, 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,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of the Interior, environment, and related
6 agencies for the fiscal year ending September 30, 2016,
7 and for other purposes, namely:

1 TITLE I
2 DEPARTMENT OF THE INTERIOR
3 BUREAU OF LAND MANAGEMENT
4 MANAGEMENT OF LANDS AND RESOURCES

5 For necessary expenses for protection, use, improve-
6 ment, development, disposal, cadastral surveying, classi-
7 fication, acquisition of easements and other interests in
8 lands, and performance of other functions, including main-
9 tenance of facilities, as authorized by law, in the manage-
10 ment of lands and their resources under the jurisdiction
11 of the Bureau of Land Management, including the general
12 administration of the Bureau, and assessment of mineral
13 potential of public lands pursuant to section 1010(a) of
14 Public Law 96–487 (16 U.S.C. 3150(a)), \$1,045,562,000,
15 to remain available until expended, including all such
16 amounts as are collected from permit processing fees, as
17 authorized but made subject to future appropriation by
18 section 35(d)(3)(A)(i) of the Mineral Leasing Act (30
19 U.S.C. 191), as amended, except that amounts from per-
20 mit processing fees may be used for any bureau-related
21 expenses associated with the processing of oil and gas ap-
22 plications for permits to drill and related use authoriza-
23 tions; of which \$3,000,000 shall be available in fiscal year
24 2016 subject to a match by at least an equal amount by
25 the National Fish and Wildlife Foundation for cost-shared

1 projects supporting conservation of Bureau lands; and
2 such funds shall be advanced to the Foundation as a lump-
3 sum grant without regard to when expenses are incurred.

4 In addition, \$39,696,000 is for Mining Law Adminis-
5 tration program operations, including the cost of admin-
6 istering the mining claim fee program, to remain available
7 until expended, to be reduced by amounts collected by the
8 Bureau and credited to this appropriation from mining
9 claim maintenance fees and location fees that are hereby
10 authorized for fiscal year 2016, so as to result in a final
11 appropriation estimated at not more than \$1,045,562,000,
12 and \$2,000,000, to remain available until expended, from
13 communication site rental fees established by the Bureau
14 for the cost of administering communication site activities.

15 LAND ACQUISITION

16 For expenses necessary to carry out sections 205,
17 206, and 318(d) of Public Law 94–579, including admin-
18 istrative expenses and acquisition of lands or waters, or
19 interests therein, \$18,922,000, to be derived from the
20 Land and Water Conservation Fund and to remain avail-
21 able until expended.

22 OREGON AND CALIFORNIA GRANT LANDS

23 For expenses necessary for management, protection,
24 and development of resources and for construction, oper-
25 ation, and maintenance of access roads, reforestation, and

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

15 RANGE IMPROVEMENTS

16 For rehabilitation, protection, and acquisition of
17 lands and interests therein, and improvement of Federal
18 rangelands pursuant to section 401 of the Federal Land
19 Policy and Management Act of 1976 (43 U.S.C. 1751),
20 notwithstanding any other Act, sums equal to 50 percent
21 of all moneys received during the prior fiscal year under
22 sections 3 and 15 of the Taylor Grazing Act (43 U.S.C.
23 315(b), 315(m)) and the amount designated for range im-
24 provements from grazing fees and mineral leasing receipts
25 from Bankhead-Jones lands transferred to the Depart-

1 ment of the Interior pursuant to law, but not less than
2 \$10,000,000, to remain available until expended: *Pro-*
3 *vided*, That not to exceed \$600,000 shall be available for
4 administrative expenses.

5 SERVICE CHARGES, DEPOSITS, AND FORFEITURES

6 For administrative expenses and other costs related
7 to processing application documents and other authoriza-
8 tions for use and disposal of public lands and resources,
9 for costs of providing copies of official public land docu-
10 ments, for monitoring construction, operation, and termi-
11 nation of facilities in conjunction with use authorizations,
12 and for rehabilitation of damaged property, such amounts
13 as may be collected under Public Law 94–579 (43 U.S.C.
14 1701 et seq.), and under section 28 of the Mineral Leasing
15 Act (30 U.S.C. 185), to remain available until expended:
16 *Provided*, That, notwithstanding any provision to the con-
17 trary of section 305(a) of Public Law 94–579 (43 U.S.C.
18 1735(a)), any moneys that have been or will be received
19 pursuant to that section, whether as a result of forfeiture,
20 compromise, or settlement, if not appropriate for refund
21 pursuant to section 305(c) of that Act (43 U.S.C.
22 1735(c)), shall be available and may be expended under
23 the authority of this Act by the Secretary to improve, pro-
24 tect, or rehabilitate any public lands administered through
25 the Bureau of Land Management which have been dam-

1 aged by the action of a resource developer, purchaser, per-
2 mittee, or any unauthorized person, without regard to
3 whether all moneys collected from each such action are
4 used on the exact lands damaged which led to the action:
5 *Provided further*, That any such moneys that are in excess
6 of amounts needed to repair damage to the exact land for
7 which funds were collected may be used to repair other
8 damaged public lands.

9 MISCELLANEOUS TRUST FUNDS

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

18 ADMINISTRATIVE PROVISIONS

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

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

1 UNITED STATES FISH AND WILDLIFE SERVICE
2 RESOURCE MANAGEMENT

3 For necessary expenses of the United States Fish and
4 Wildlife Service, as authorized by law, and for scientific
5 and economic studies, general administration, and for the
6 performance of other authorized functions related to such
7 resources, \$1,203,545,000, to remain available until Sep-
8 tember 30, 2017 except as otherwise provided herein: *Pro-*
9 *vided*, That not to exceed \$17,515,000 shall be used for
10 implementing subsections (a), (b), (c), and (e) of section
11 4 of the Endangered Species Act of 1973 (16 U.S.C.
12 1533) (except for processing petitions, developing and
13 issuing proposed and final regulations, and taking any
14 other steps to implement actions described in subsection
15 (c)(2)(A), (c)(2)(B)(i), or (c)(2)(B)(ii)), of which not to
16 exceed \$1,605,000 shall be used for any activity regarding
17 the designation of critical habitat, pursuant to subsection
18 (a)(3), excluding litigation support, for species listed pur-
19 suant to subsection (a)(1) prior to October 1, 2012; of
20 which not to exceed \$1,501,000 shall be used for any ac-
21 tivity regarding petitions to list species that are indigenous
22 to the United States pursuant to subsections (b)(3)(A)
23 and (b)(3)(B); and, of which not to exceed \$1,504,000
24 shall be used for implementing subsections (a), (b), (c),
25 and (e) of section 4 of the Endangered Species Act of

1 1973 (16 U.S.C. 1533) for species that are not indigenous
 2 to the United States.

3 CONSTRUCTION

4 For construction, improvement, acquisition, or re-
 5 moval of buildings and other facilities required in the con-
 6 servation, management, investigation, protection, and uti-
 7 lization of fish and wildlife resources, and the acquisition
 8 of lands and interests therein; \$23,687,000, to remain
 9 available until expended.

10 LAND ACQUISITION

11 For expenses necessary to carry out the Land and
 12 Water Conservation Fund Act of 1965, (16 U.S.C. 460l-
 13 4 et seq.), including administrative expenses, and for ac-
 14 quisition of land or waters, or interest therein, in accord-
 15 ance with statutory authority applicable to the United
 16 States Fish and Wildlife Service, \$48,887,000, to be de-
 17 rived from the Land and Water Conservation Fund and
 18 to remain available until expended: *Provided*, That none
 19 of the funds appropriated for specific land acquisition
 20 projects may be used to pay for any administrative over-
 21 head, planning or other management costs.

22 COOPERATIVE ENDANGERED SPECIES CONSERVATION

23 FUND

24 For expenses necessary to carry out section 6 of the
 25 Endangered Species Act of 1973 (16 U.S.C. 1535),

1 \$42,417,000, to remain available until expended, of which
2 \$20,600,000 is to be derived from the Cooperative Endan-
3 gered Species Conservation Fund; and of which
4 \$21,817,000 is to be derived from the Land and Water
5 Conservation Fund.

6 NATIONAL WILDLIFE REFUGE FUND

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

9 NORTH AMERICAN WETLANDS CONSERVATION FUND

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

14 NEOTROPICAL MIGRATORY BIRD CONSERVATION

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

18 MULTINATIONAL SPECIES CONSERVATION FUND

19 For expenses necessary to carry out the African Ele-
20 phant Conservation Act (16 U.S.C. 4201 et seq.), the
21 Asian Elephant Conservation Act of 1997 (16 U.S.C.
22 4261 et seq.), the Rhinoceros and Tiger Conservation Act
23 of 1994 (16 U.S.C. 5301 et seq.), the Great Ape Con-
24 servation Act of 2000 (16 U.S.C. 6301 et seq.), and the

1 Marine Turtle Conservation Act of 2004 (16 U.S.C. 6601
2 et seq.), \$10,061,000, to remain available until expended.

3 STATE AND TRIBAL WILDLIFE GRANTS

4 For wildlife conservation grants to States and to the
5 District of Columbia, Puerto Rico, Guam, the United
6 States Virgin Islands, the Northern Mariana Islands,
7 American Samoa, and federally recognized Indian tribes
8 under the provisions of the Fish and Wildlife Act of 1956
9 and the Fish and Wildlife Coordination Act, for the devel-
10 opment and implementation of programs for the benefit
11 of wildlife and their habitat, including species that are not
12 hunted or fished, \$60,571,000, to remain available until
13 expended: *Provided*, That, of the amount provided herein,
14 \$4,084,000 is for a competitive grant program for feder-
15 ally recognized Indian tribes not subject to the remaining
16 provisions of this appropriation: *Provided further*, That
17 \$5,487,000 is for a competitive grant program to imple-
18 ment approved plans for States, territories, and other ju-
19 risdictions and at the discretion of affected States, the re-
20 gional Associations of fish and wildlife agencies, not sub-
21 ject to the remaining provisions of this appropriation: *Pro-*
22 *vided further*, That the Secretary shall, after deducting
23 \$9,571,000 and administrative expenses, apportion the
24 amount provided herein in the following manner: (1) to
25 the District of Columbia and to the Commonwealth of

1 Puerto Rico, each a sum equal to not more than one-half
2 of 1 percent thereof; and (2) to Guam, American Samoa,
3 the United States Virgin Islands, and the Commonwealth
4 of the Northern Mariana Islands, each a sum equal to not
5 more than one-fourth of 1 percent thereof: *Provided fur-*
6 *ther*, That the Secretary shall apportion the remaining
7 amount in the following manner: (1) one-third of which
8 is based on the ratio to which the land area of such State
9 bears to the total land area of all such States; and (2)
10 two-thirds of which is based on the ratio to which the pop-
11 ulation of such State bears to the total population of all
12 such States: *Provided further*, That the amounts appor-
13 tioned under this paragraph shall be adjusted equitably
14 so that no State shall be apportioned a sum which is less
15 than 1 percent of the amount available for apportionment
16 under this paragraph for any fiscal year or more than 5
17 percent of such amount: *Provided further*, That the Fed-
18 eral share of planning grants shall not exceed 75 percent
19 of the total costs of such projects and the Federal share
20 of implementation grants shall not exceed 65 percent of
21 the total costs of such projects: *Provided further*, That the
22 non-Federal share of such projects may not be derived
23 from Federal grant programs: *Provided further*, That any
24 amount apportioned in 2016 to any State, territory, or
25 other jurisdiction that remains unobligated as of Sep-

1 tember 30, 2017, shall be reapportioned, together with
2 funds appropriated in 2018, in the manner provided here-
3 in.

4 ADMINISTRATIVE PROVISIONS

5 The United States Fish and Wildlife Service may
6 carry out the operations of Service programs by direct ex-
7 penditure, contracts, grants, cooperative agreements and
8 reimbursable agreements with public and private entities.
9 Appropriations and funds available to the United States
10 Fish and Wildlife Service shall be available for repair of
11 damage to public roads within and adjacent to reservation
12 areas caused by operations of the Service; options for the
13 purchase of land at not to exceed \$1 for each option; facili-
14 ties incident to such public recreational uses on conserva-
15 tion areas as are consistent with their primary purpose;
16 and the maintenance and improvement of aquaria, build-
17 ings, and other facilities under the jurisdiction of the Serv-
18 ice and to which the United States has title, and which
19 are used pursuant to law in connection with management,
20 and investigation of fish and wildlife resources: *Provided,*
21 That notwithstanding 44 U.S.C. 501, the Service may,
22 under cooperative cost sharing and partnership arrange-
23 ments authorized by law, procure printing services from
24 cooperators in connection with jointly produced publica-
25 tions for which the cooperators share at least one-half the

1 cost of printing either in cash or services and the Service
2 determines the cooperator is capable of meeting accepted
3 quality standards: *Provided further*, That the Service may
4 accept donated aircraft as replacements for existing air-
5 craft: *Provided further*, That notwithstanding 31 U.S.C.
6 3302, all fees collected for non-toxic shot review and ap-
7 proval shall be deposited under the heading “United
8 States Fish and Wildlife Service—Resource Management”
9 and shall be available to the Secretary, without further
10 appropriation, to be used for expenses of processing of
11 such non-toxic shot type or coating applications and revis-
12 ing regulations as necessary, and shall remain available
13 until expended.

14 NATIONAL PARK SERVICE

15 OPERATION OF THE NATIONAL PARK SYSTEM

16 For expenses necessary for the management, oper-
17 ation, and maintenance of areas and facilities adminis-
18 tered by the National Park Service and for the general
19 administration of the National Park Service,
20 \$2,323,273,000, of which \$9,923,000 for planning and
21 interagency coordination in support of Everglades restora-
22 tion and \$96,961,000 for maintenance, repair, or rehabili-
23 tation projects for constructed assets shall remain avail-
24 able until September 30, 2017.

1 NATIONAL RECREATION AND PRESERVATION

2 For expenses necessary to carry out recreation pro-
3 grams, natural programs, cultural programs, heritage
4 partnership programs, environmental compliance and re-
5 view, international park affairs, and grant administration,
6 not otherwise provided for, \$63,132,000.

7 HISTORIC PRESERVATION FUND

8 For expenses necessary in carrying out the National
9 Historic Preservation Act (16 U.S.C. 470 et seq.),
10 \$61,410,000, to be derived from the Historic Preservation
11 Fund and to remain available until September 30, 2017,
12 of which \$500,000 is for competitive grants for the survey
13 and nomination of properties to the National Register of
14 Historic Places and as National Historic Landmarks asso-
15 ciated with communities currently underrepresented, as
16 determined by the Secretary, and of which \$5,000,000 is
17 for competitive grants to preserve the sites and stories of
18 the Civil Rights movement: *Provided*, That such competi-
19 tive grants shall be made without imposing the matching
20 requirements in Section 102(a)(3) of the National Historic
21 Preservation Act (16 U.S.C. 470(a)(3)) to States and
22 Tribes as defined in 16 U.S.C. 470w, Native Hawaiian
23 organizations, local governments, including Certified Local
24 Governments, and nonprofit organizations.

CONSTRUCTION

1
2 For construction, improvements, repair, or replace-
3 ment of physical facilities, including modifications author-
4 ized by section 104 of the Everglades National Park Pro-
5 tection and Expansion Act of 1989 (16 U.S.C. 410r-8),
6 \$192,937,000, to remain available until expended: *Pro-*
7 *vided*, That, notwithstanding any other provision of law,
8 for any project initially funded in fiscal year 2016 with
9 a future phase indicated in the National Park Service 5-
10 Year Line Item Construction Plan, a single procurement
11 may be issued which includes the full scope of the project:
12 *Provided further*, That the solicitation and contract shall
13 contain the clause availability of funds found at 48 CFR
14 52.232-18: *Provided further*, That National Park Service
15 Donations, Park Concessions Franchise Fees, and Recre-
16 ation Fee Permanent appropriations may be made avail-
17 able for the cost of adjustments and changes within the
18 original scope of effort for projects funded by the National
19 Park Service Construction appropriation: *Provided further*,
20 That the Secretary of the Interior shall consult with the
21 Committees on Appropriations, in accordance with current
22 reprogramming thresholds, prior to making any charges
23 authorized by this section.

1 LAND AND WATER CONSERVATION FUND

2 (RESCISSION)

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

6 LAND ACQUISITION AND STATE ASSISTANCE

7 For expenses necessary to carry out the Land and
8 Water Conservation Act of 1965 (16 U.S.C. 460l–4
9 through 11), including administrative expenses, and for
10 acquisition of lands or waters, or interest therein, in ac-
11 cordance with the statutory authority applicable to the
12 National Park Service, \$106,275,000, to be derived from
13 the Land and Water Conservation Fund and to remain
14 available until expended, of which \$55,000,000 is for the
15 State assistance program and of which \$8,000,000 shall
16 be for the American Battlefield Protection Program
17 grants as authorized by section 7301 of the Omnibus Pub-
18 lic Land Management Act of 2009 (Public Law 111–11).

19 CENTENNIAL CHALLENGE

20 For expenses necessary to carry out the provisions
21 of section 814(g) of Public Law 104–333 (16 U.S.C. 1f)
22 relating to challenge cost share agreements, \$10,000,000,
23 to remain available until expended, for Centennial Chal-
24 lenge projects and programs: *Provided*, That not less than
25 50 percent of the total cost of each project or program

1 shall be derived from non-Federal sources in the form of
2 donated cash, assets, or a pledge of donation guaranteed
3 by an irrevocable letter of credit.

4 ADMINISTRATIVE PROVISIONS

5 (INCLUDING TRANSFER OF FUNDS)

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

21 For the costs of administration of the Land and
22 Water Conservation Fund grants authorized by section
23 105(a)(2)(B) of the Gulf of Mexico Energy Security Act
24 of 2006 (Public Law 109–432), the National Park Service
25 may retain up to 3 percent of the amounts which are au-

1 thORIZED to be disbursed under such section, such retained
2 amounts to remain available until expended.

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

8 Herein and hereafter any amounts deposited into the
9 National Park Service trust fund accounts (31 U.S.C.
10 1321(a)(17)–(18)) shall be invested by the Secretary of the
11 Treasury in interest bearing obligations of the United
12 States to the extent such amounts are not, in his judg-
13 ment, required to meet current withdrawals: *Provided*,
14 That interest earned by such investments shall be avail-
15 able for obligation without further appropriation, to the
16 benefit of the project.

17 UNITED STATES GEOLOGICAL SURVEY

18 SURVEYS, INVESTIGATIONS, AND RESEARCH

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

1 pervision to power permittees and Federal Energy Regu-
2 latory Commission licensees; administer the minerals ex-
3 ploration program (30 U.S.C. 641); conduct inquiries into
4 the economic conditions affecting mining and materials
5 processing industries (30 U.S.C. 3, 21a, and 1603; 50
6 U.S.C. 98g(1)) and related purposes as authorized by law;
7 and to publish and disseminate data relative to the fore-
8 going activities; \$1,058,503,000, to remain available until
9 September 30, 2017; of which \$57,637,189 shall remain
10 available until expended for satellite operations; and of
11 which \$7,280,000 shall be available until expended for de-
12 ferred maintenance and capital improvement projects that
13 exceed \$100,000 in cost: *Provided*, That none of the funds
14 provided for the ecosystem research activity shall be used
15 to conduct new surveys on private property, unless specifi-
16 cally authorized in writing by the property owner: *Pro-*
17 *vided further*, That no part of this appropriation shall be
18 used to pay more than one-half the cost of topographic
19 mapping or water resources data collection and investiga-
20 tions carried on in cooperation with States and municipali-
21 ties.

22 ADMINISTRATIVE PROVISIONS

23 From within the amount appropriated for activities
24 of the United States Geological Survey such sums as are
25 necessary shall be available for contracting for the fur-

1 nishing of topographic maps and for the making of geo-
2 physical or other specialized surveys when it is administra-
3 tively determined that such procedures are in the public
4 interest; construction and maintenance of necessary build-
5 ings and appurtenant facilities; acquisition of lands for
6 gauging stations and observation wells; expenses of the
7 United States National Committee for Geological
8 Sciences; and payment of compensation and expenses of
9 persons employed by the Survey duly appointed to rep-
10 resent the United States in the negotiation and adminis-
11 tration of interstate compacts: *Provided*, That activities
12 funded by appropriations herein made may be accom-
13 plished through the use of contracts, grants, or coopera-
14 tive agreements as defined in section 6302 of title 31,
15 United States Code: *Provided further*, That the United
16 States Geological Survey may enter into contracts or coop-
17 erative agreements directly with individuals or indirectly
18 with institutions or nonprofit organizations, without re-
19 gard to 41 U.S.C. 6101, for the temporary or intermittent
20 services of students or recent graduates, who shall be con-
21 sidered employees for the purpose of chapters 57 and 81
22 of title 5, United States Code, relating to compensation
23 for travel and work injuries, and chapter 171 of title 28,
24 United States Code, relating to tort claims, but shall not

1 be considered to be Federal employees for any other pur-
2 poses.

3 BUREAU OF OCEAN ENERGY MANAGEMENT

4 OCEAN ENERGY MANAGEMENT

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

1 during the fiscal year, so as to result in a final fiscal year
2 2016 appropriation estimated at not more than
3 \$74,235,000: *Provided further*, That not to exceed \$3,000
4 shall be available for reasonable expenses related to pro-
5 moting volunteer beach and marine cleanup activities.

6 BUREAU OF SAFETY AND ENVIRONMENTAL

7 ENFORCEMENT

8 OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT

9 For expenses necessary for the regulation of oper-
10 ations related to leases, easements, rights-of-way and
11 agreements for use for oil and gas, other minerals, energy,
12 and marine-related purposes on the Outer Continental
13 Shelf, as authorized by law; for enforcing and imple-
14 menting laws and regulations as authorized by law and
15 to the extent provided by Presidential or Secretarial dele-
16 gation; and for matching grants or cooperative agree-
17 ments, \$124,772,000, of which \$67,565,000 is to remain
18 available until September 30, 2017 and of which
19 \$57,207,000 is to remain available until expended: *Pro-*
20 *vided*, That this total appropriation shall be reduced by
21 amounts collected by the Secretary and credited to this
22 appropriation from additions to receipts resulting from in-
23 creases to lease rental rates in effect on August 5, 1993,
24 and from cost recovery fees from activities conducted by
25 the Bureau of Safety and Environmental Enforcement

1 pursuant to the Outer Continental Shelf Lands Act, in-
2 cluding studies, assessments, analysis, and miscellaneous
3 administrative activities: *Provided further*, That the sum
4 herein appropriated shall be reduced as such collections
5 are received during the fiscal year, so as to result in a
6 final fiscal year 2016 appropriation estimated at not more
7 than \$67,565,000.

8 For an additional amount, \$65,000,000, to remain
9 available until expended, to be reduced by amounts col-
10 lected by the Secretary and credited to this appropriation,
11 which shall be derived from non-refundable inspection fees
12 collected in fiscal year 2016, as provided in this Act: *Pro-*
13 *vided*, That, to the extent that amounts realized from such
14 inspection fees exceed \$65,000,000, the amounts realized
15 in excess of \$65,000,000 shall be credited to this appro-
16 priation and remain available until expended: *Provided*
17 *further*, That, for fiscal year 2016, not less than 50 per-
18 cent of the inspection fees expended by the Bureau of
19 Safety and Environmental Enforcement will be used to
20 fund personnel and mission-related costs to expand capac-
21 ity and expedite the orderly development, subject to envi-
22 ronmental safeguards, of the Outer Continental Shelf pur-
23 suant to the Outer Continental Shelf Lands Act (43
24 U.S.C. 1331 et seq.), including the review of applications
25 for permits to drill.

1 OIL SPILL RESEARCH

2 For necessary expenses to carry out title I, section
3 1016, title IV, sections 4202 and 4303, title VII, and title
4 VIII, section 8201 of the Oil Pollution Act of 1990,
5 \$14,899,000, which shall be derived from the Oil Spill Li-
6 ability Trust Fund, to remain available until expended.

7 OFFICE OF SURFACE MINING RECLAMATION AND

8 ENFORCEMENT

9 REGULATION AND TECHNOLOGY

10 For necessary expenses to carry out the provisions
11 of the Surface Mining Control and Reclamation Act of
12 1977, Public Law 95–87, \$122,747,000, to remain avail-
13 able until September 30, 2017: *Provided*, That appropria-
14 tions for the Office of Surface Mining Reclamation and
15 Enforcement may provide for the travel and per diem ex-
16 penses of State and tribal personnel attending Office of
17 Surface Mining Reclamation and Enforcement sponsored
18 training.

19 In addition, for costs to review, administer, and en-
20 force permits issued by the Bureau pursuant to section
21 507 of Public Law 95–87 (30 U.S.C. 1257), \$40,000, to
22 remain available until expended: *Provided*, That fees as-
23 sessed and collected by the Bureau pursuant to such sec-
24 tion 507 shall be credited to this account as discretionary
25 offsetting collections, to remain available until expended:

1 *Provided further*, That the sum herein appropriated from
2 the general fund shall be reduced as collections are re-
3 ceived during the fiscal year, so as to result in a fiscal
4 year 2016 appropriation estimated at not more than
5 \$122,747,000.

6 ABANDONED MINE RECLAMATION FUND

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

1 State and tribal personnel attending Office of Surface
2 Mining Reclamation and Enforcement sponsored training.

3 BUREAU OF INDIAN AFFAIRS AND BUREAU OF INDIAN
4 EDUCATION

5 OPERATION OF INDIAN PROGRAMS
6 (INCLUDING TRANSFER OF FUNDS)

7 For expenses necessary for the operation of Indian
8 programs, as authorized by law, including the Snyder Act
9 of November 2, 1921 (25 U.S.C. 13), the Indian Self-De-
10 termination and Education Assistance Act of 1975 (25
11 U.S.C. 450 et seq.), the Education Amendments of 1978
12 (25 U.S.C. 2001–2019), and the Tribally Controlled
13 Schools Act of 1988 (25 U.S.C. 2501 et seq.),
14 \$2,232,419,000, to remain available until September 30,
15 2017, except as otherwise provided herein; of which not
16 to exceed \$8,500 may be for official reception and rep-
17 resentation expenses; of which not to exceed \$74,791,000
18 shall be for welfare assistance payments: *Provided*, That,
19 in cases of designated Federal disasters, the Secretary
20 may exceed such cap, from the amounts provided herein,
21 to provide for disaster relief to Indian communities af-
22 fected by the disaster: *Provided further*, That federally rec-
23 ognized Indian tribes and tribal organizations of federally
24 recognized Indian tribes may use their tribal priority allo-
25 cations for unmet welfare assistance costs: *Provided fur-*

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

1 Bureau may use funds to purchase uniforms or other iden-
 2 tifying articles of clothing for personnel.

3 CONTRACT SUPPORT COSTS

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

18 CONSTRUCTION

19 (INCLUDING TRANSFER OF FUNDS)

20 For construction, repair, improvement, and mainte-
 21 nance of irrigation and power systems, buildings, utilities,
 22 and other facilities, including architectural and engineer-
 23 ing services by contract; acquisition of lands, and interests
 24 in lands; and preparation of lands for farming, and for
 25 construction of the Navajo Indian Irrigation Project pur-

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

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

22 INDIAN LAND AND WATER CLAIM SETTLEMENTS AND
23 MISCELLANEOUS PAYMENTS TO INDIANS

24 For payments and necessary administrative expenses
25 for implementation of Indian land and water claim settle-

1 ments pursuant to Public Laws 99–264, 100–580, 101–
2 618, 111–11, and 111–291, and for implementation of
3 other land and water rights settlements, \$40,655,000, to
4 remain available until expended.

5 INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

6 For the cost of guaranteed loans and insured loans,
7 \$7,748,000, of which \$1,062,000 is for administrative ex-
8 penses, as authorized by the Indian Financing Act of
9 1974: *Provided*, That such costs, including the cost of
10 modifying such loans, shall be as defined in section 502
11 of the Congressional Budget Act of 1974: *Provided fur-*
12 *ther*, That these funds are available to subsidize total loan
13 principal, any part of which is to be guaranteed or insured,
14 not to exceed \$113,804,510.

15 ADMINISTRATIVE PROVISIONS

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

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

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

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

19 Notwithstanding any other provision of law, no funds
20 available to the Bureau of Indian Education, other than
21 the amounts provided herein for assistance to public
22 schools under 25 U.S.C. 452 et seq., shall be available to
23 support the operation of any elementary or secondary
24 school in the State of Alaska.

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

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

11 Notwithstanding any other provision of law, including
12 section 113 of title I of appendix C of Public Law 106-
13 113, if in fiscal year 2003 or 2004 a grantee received indi-
14 rect and administrative costs pursuant to a distribution
15 formula based on section 5(f) of Public Law 101-301, the
16 Secretary shall continue to distribute indirect and admin-
17 istrative cost funds to such grantee using the section 5(f)
18 distribution formula.

19 Funds available under this Act may not be used to
20 establish satellite locations of schools in the Bureau school
21 system as of September 1, 1996, except that the Secretary
22 may waive this prohibition in order for an Indian tribe
23 to provide language and cultural immersion educational
24 programs for non-public schools located within the juris-
25 dictional area of the tribal government which exclusively

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

19 DEPARTMENTAL OFFICES

20 OFFICE OF THE SECRETARY

21 DEPARTMENTAL OPERATIONS

22 For necessary expenses for management of the De-
23 partment of the Interior, including the collection and dis-
24 bursement of royalties, fees, and other mineral revenue
25 proceeds, and for grants and cooperative agreements, as

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

19 ADMINISTRATIVE PROVISIONS

20 For fiscal year 2016, up to \$400,000 of the payments
21 authorized by the Act of October 20, 1976 (31 U.S.C.
22 6901–6907) may be retained for administrative expenses
23 of the Payments in Lieu of Taxes Program: *Provided*,
24 That no payment shall be made pursuant to that Act to
25 otherwise eligible units of local government if the com-

1 puted amount of the payment is less than \$100: *Provided*
2 *further*, That the Secretary may reduce the payment au-
3 thorized by 31 U.S.C. 6901–6907 for an individual county
4 by the amount necessary to correct prior year overpay-
5 ments to that county: *Provided further*, That the amount
6 needed to correct a prior year underpayment to an indi-
7 vidual county shall be paid from any reductions for over-
8 payments to other counties and the amount necessary to
9 cover any remaining underpayment is hereby appropriated
10 and shall be paid to individual counties.

11 INSULAR AFFAIRS

12 ASSISTANCE TO TERRITORIES

13 For expenses necessary for assistance to territories
14 under the jurisdiction of the Department of the Interior
15 and other jurisdictions identified in section 104(e) of Pub-
16 lic Law 108–188, \$85,976,000, of which: (1) \$76,528,000
17 shall remain available until expended for territorial assist-
18 ance, including general technical assistance, maintenance
19 assistance, disaster assistance, coral reef initiative activi-
20 ties, and brown tree snake control and research; grants
21 to the judiciary in American Samoa for compensation and
22 expenses, as authorized by law (48 U.S.C. 1661(c));
23 grants to the Government of American Samoa, in addition
24 to current local revenues, for construction and support of
25 governmental functions; grants to the Government of the

1 Virgin Islands as authorized by law; grants to the Govern-
2 ment of Guam, as authorized by law; and grants to the
3 Government of the Northern Mariana Islands as author-
4 ized by law (Public Law 94–241; 90 Stat. 272); and (2)
5 \$9,448,000 shall be available until September 30, 2017,
6 for salaries and expenses of the Office of Insular Affairs:
7 *Provided*, That all financial transactions of the territorial
8 and local governments herein provided for, including such
9 transactions of all agencies or instrumentalities estab-
10 lished or used by such governments, may be audited by
11 the Government Accountability Office, at its discretion, in
12 accordance with chapter 35 of title 31, United States
13 Code: *Provided further*, That Northern Mariana Islands
14 Covenant grant funding shall be provided according to
15 those terms of the Agreement of the Special Representa-
16 tives on Future United States Financial Assistance for the
17 Northern Mariana Islands approved by Public Law 104–
18 134: *Provided further*, That the funds for the program of
19 operations and maintenance improvement are appro-
20 priated to institutionalize routine operations and mainte-
21 nance improvement of capital infrastructure with terri-
22 torial participation and cost sharing to be determined by
23 the Secretary based on the grantee’s commitment to time-
24 ly maintenance of its capital assets: *Provided further*, That
25 any appropriation for disaster assistance under this head-

1 ing in this Act or previous appropriations Acts may be
2 used as non-Federal matching funds for the purpose of
3 hazard mitigation grants provided pursuant to section 404
4 of the Robert T. Stafford Disaster Relief and Emergency
5 Assistance Act (42 U.S.C. 5170e).

6 COMPACT OF FREE ASSOCIATION

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

15 ADMINISTRATIVE PROVISIONS

16 (INCLUDING TRANSFER OF FUNDS)

17 At the request of the Governor of Guam, the Sec-
18 retary may transfer discretionary funds or mandatory
19 funds provided under section 104(e) of Public Law 108-
20 188 and Public Law 104-134, that are allocated for
21 Guam, to the Secretary of Agriculture for the subsidy cost
22 of direct or guaranteed loans, plus not to exceed three per-
23 cent of the amount of the subsidy transferred for the cost
24 of loan administration, for the purposes authorized by the
25 Rural Electrification Act of 1936 and section 306(a)(1)

1 of the Consolidated Farm and Rural Development Act for
2 construction and repair projects in Guam, and such funds
3 shall remain available until expended: *Provided*, That such
4 costs, including the cost of modifying such loans, shall be
5 as defined in section 502 of the Congressional Budget Act
6 of 1974: *Provided further*, That such loans or loan guaran-
7 tees may be made without regard to the population of the
8 area, credit elsewhere requirements, and restrictions on
9 the types of eligible entities under the Rural Electrifica-
10 tion Act of 1936 and section 306(a)(1) of the Consolidated
11 Farm and Rural Development Act: *Provided further*, That
12 any funds transferred to the Secretary of Agriculture shall
13 be in addition to funds otherwise made available to make
14 or guarantee loans under such authorities.

15 OFFICE OF THE SOLICITOR

16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of the Solicitor,
18 \$63,800,000.

19 OFFICE OF INSPECTOR GENERAL

20 SALARIES AND EXPENSES

21 For necessary expenses of the Office of Inspector
22 General, \$50,047,000.

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

17 DEPARTMENT-WIDE PROGRAMS

18 WILDLAND FIRE MANAGEMENT

19 (INCLUDING TRANSFERS OF FUNDS)

20 For necessary expenses for fire preparedness, fire
21 suppression operations, fire science and research, emer-
22 gency rehabilitation, hazardous fuels management activi-
23 ties, and rural fire assistance by the Department of the
24 Interior, \$908,745,000, to remain available until ex-
25 pended, of which not to exceed \$6,427,000 shall be for

1 the renovation or construction of fire facilities: *Provided*,
2 That such funds are also available for repayment of ad-
3 vances to other appropriation accounts from which funds
4 were previously transferred for such purposes: *Provided*
5 *further*, That, of the funds provided, \$170,000,000 is for
6 hazardous fuels management activities: *Provided further*,
7 That, of the funds provided, \$18,970,000 is for burned
8 area rehabilitation: *Provided further*, That persons hired
9 pursuant to 43 U.S.C. 1469 may be furnished subsistence
10 and lodging without cost from funds available from this
11 appropriation: *Provided further*, That, notwithstanding 42
12 U.S.C. 1856d, sums received by a bureau or office of the
13 Department of the Interior for fire protection rendered
14 pursuant to 42 U.S.C. 1856 et seq., protection of United
15 States property, may be credited to the appropriation from
16 which funds were expended to provide that protection, and
17 are available without fiscal year limitation: *Provided fur-*
18 *ther*, That, using the amounts designated under this title
19 of this Act, the Secretary of the Interior may enter into
20 procurement contracts, grants, or cooperative agreements,
21 for hazardous fuels management and resilient landscapes
22 activities, and for training and monitoring associated with
23 such hazardous fuels management and resilient landscapes
24 activities on Federal land, or on adjacent non-Federal land
25 for activities that benefit resources on Federal land: *Pro-*

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

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

1 States and its territories and possessions, including tech-
2 nical assistance, education and training, and cooperation
3 with United States and international organizations.

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

17 CENTRAL HAZARDOUS MATERIALS FUND

18 For necessary expenses of the Department of the In-
19 terior and any of its component offices and bureaus for
20 the response action, including associated activities, per-
21 formed pursuant to the Comprehensive Environmental Re-
22 sponse, Compensation, and Liability Act (42 U.S.C. 9601
23 et seq.), \$10,011,000, to remain available until expended.

1 NATURAL RESOURCE DAMAGE ASSESSMENT AND
2 RESTORATION
3 NATURAL RESOURCE DAMAGE ASSESSMENT FUND

4 To conduct natural resource damage assessment, res-
5 toration activities, and onshore oil spill preparedness by
6 the Department of the Interior necessary to carry out the
7 provisions of the Comprehensive Environmental Response,
8 Compensation, and Liability Act (42 U.S.C. 9601 et seq.),
9 the Federal Water Pollution Control Act (33 U.S.C. 1251
10 et seq.), the Oil Pollution Act of 1990 (33 U.S.C. 2701
11 et seq.), and Public Law 101–337 (16 U.S.C. 19jj et seq.),
12 \$7,767,000, to remain available until expended.

13 WORKING CAPITAL FUND

14 For the operation and maintenance of a departmental
15 financial and business management system, information
16 technology improvements of general benefit to the Depart-
17 ment, and the consolidation of facilities and operations
18 throughout the Department, \$57,100,000, to remain
19 available until expended: *Provided*, That none of the funds
20 appropriated in this Act or any other Act may be used
21 to establish reserves in the Working Capital Fund account
22 other than for accrued annual leave and depreciation of
23 equipment without prior approval of the Committees on
24 Appropriations of the House of Representatives and the
25 Senate: *Provided further*, That the Secretary may assess

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

23 ADMINISTRATIVE PROVISION

24 There is hereby authorized for acquisition from avail-
25 able resources within the Working Capital Fund, aircraft

1 which may be obtained by donation, purchase or through
2 available excess surplus property: *Provided*, That existing
3 aircraft being replaced may be sold, with proceeds derived
4 or trade-in value used to offset the purchase price for the
5 replacement aircraft.

6 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

7 (INCLUDING TRANSFERS OF FUNDS)

8 EMERGENCY TRANSFER AUTHORITY—INTRA-BUREAU

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

22 EMERGENCY TRANSFER AUTHORITY—DEPARTMENT-WIDE

23 SEC. 102. The Secretary may authorize the expendi-
24 ture or transfer of any no year appropriation in this title,
25 in addition to the amounts included in the budget pro-

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

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

15 AUTHORIZED USE OF FUNDS

16 SEC. 103. Appropriations made to the Department
17 of the Interior in this title shall be available for services
18 as authorized by section 3109 of title 5, United States
19 Code, when authorized by the Secretary, in total amount
20 not to exceed \$500,000; purchase and replacement of
21 motor vehicles, including specially equipped law enforce-
22 ment vehicles; hire, maintenance, and operation of air-
23 craft; hire of passenger motor vehicles; purchase of re-
24 prints; payment for telephone service in private residences
25 in the field, when authorized under regulations approved

1 by the Secretary; and the payment of dues, when author-
2 ized by the Secretary, for library membership in societies
3 or associations which issue publications to members only
4 or at a price to members lower than to subscribers who
5 are not members.

6 AUTHORIZED USE OF FUNDS, INDIAN TRUST

7 MANAGEMENT

8 SEC. 104. Appropriations made in this Act under the
9 headings Bureau of Indian Affairs and Bureau of Indian
10 Education, and Office of the Special Trustee for American
11 Indians and any unobligated balances from prior appro-
12 priations Acts made under the same headings shall be
13 available for expenditure or transfer for Indian trust man-
14 agement and reform activities. Total funding for historical
15 accounting activities shall not exceed amounts specifically
16 designated in this Act for such purpose.

17 REDISTRIBUTION OF FUNDS, BUREAU OF INDIAN

18 AFFAIRS

19 SEC. 105. Notwithstanding any other provision of
20 law, the Secretary of the Interior is authorized to redis-
21 tribute any Tribal Priority Allocation funds, including
22 tribal base funds, to alleviate tribal funding inequities by
23 transferring funds to address identified, unmet needs,
24 dual enrollment, overlapping service areas or inaccurate
25 distribution methodologies. No tribe shall receive a reduc-

1 tion in Tribal Priority Allocation funds of more than 10
2 percent in fiscal year 2016. Under circumstances of dual
3 enrollment, overlapping service areas or inaccurate dis-
4 tribution methodologies, the 10 percent limitation does not
5 apply.

6 ELLIS, GOVERNORS, AND LIBERTY ISLANDS

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

22 OUTER CONTINENTAL SHELF INSPECTION FEES

23 SEC. 107. (a) In fiscal year 2016, the Secretary shall
24 collect a nonrefundable inspection fee, which shall be de-
25 posited in the “Offshore Safety and Environmental En-

1 enforcement” account, from the designated operator for fa-
2 cilities subject to inspection under 43 U.S.C. 1348(c).

3 (b) Annual fees shall be collected for facilities that
4 are above the waterline, excluding drilling rigs, and are
5 in place at the start of the fiscal year. Fees for fiscal year
6 2016 shall be:

7 (1) \$10,500 for facilities with no wells, but with
8 processing equipment or gathering lines;

9 (2) \$17,000 for facilities with 1 to 10 wells,
10 with any combination of active or inactive wells; and

11 (3) \$31,500 for facilities with more than 10
12 wells, with any combination of active or inactive
13 wells.

14 (c) Fees for drilling rigs shall be assessed for all in-
15 spections completed in fiscal year 2016. Fees for fiscal
16 year 2016 shall be:

17 (1) \$30,500 per inspection for rigs operating in
18 water depths of 500 feet or more; and

19 (2) \$16,700 per inspection for rigs operating in
20 water depths of less than 500 feet.

21 (d) The Secretary shall bill designated operators
22 under subsection (b) within 60 days, with payment re-
23 quired within 30 days of billing. The Secretary shall bill
24 designated operators under subsection (c) within 30 days

1 of the end of the month in which the inspection occurred,
2 with payment required within 30 days of billing.

3 BUREAU OF OCEAN ENERGY MANAGEMENT, REGULATION
4 AND ENFORCEMENT REORGANIZATION

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

12 CONTRACTS AND AGREEMENTS FOR WILD HORSE AND
13 BURRO HOLDING FACILITIES

14 SEC. 109. Notwithstanding any other provision of
15 this Act, the Secretary of the Interior may enter into
16 multiyear cooperative agreements with nonprofit organiza-
17 tions and other appropriate entities, and may enter into
18 multiyear contracts in accordance with the provisions of
19 section 304B of the Federal Property and Administrative
20 Services Act of 1949 (41 U.S.C. 254e) (except that the
21 5-year term restriction in subsection (d) shall not apply),
22 for the long-term care and maintenance of excess wild free
23 roaming horses and burros by such organizations or enti-
24 ties on private land. Such cooperative agreements and con-

1 tracts may not exceed 10 years, subject to renewal at the
2 discretion of the Secretary.

3 REISSUANCE OF FINAL RULES

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

13 MASS MARKING OF SALMONIDS

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

23 PROHIBITION ON USE OF FUNDS

24 SEC. 112. (a) Any proposed new use of the Arizona
25 & California Railroad Company's Right of Way for convey-

1 ance of water shall not proceed unless the Secretary of
2 the Interior certifies that the proposed new use is within
3 the scope of the Right of Way as interpreted by the De-
4 partment's Office of the Solicitor's opinion, Memorandum
5 M-37025, issued on November 4, 2011.

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

14 REPUBLIC OF PALAU

15 SEC. 113. (a) IN GENERAL.—Subject to subsection
16 (c), the United States Government, through the Secretary
17 of the Interior shall provide to the Government of Palau
18 for fiscal year 2016 grants in amounts equal to the annual
19 amounts specified in subsections (a), (c), and (d) of sec-
20 tion 211 of the Compact of Free Association between the
21 Government of the United States of America and the Gov-
22 ernment of Palau (48 U.S.C. 1931 note) (referred to in
23 this section as the “Compact”).

24 (b) PROGRAMMATIC ASSISTANCE.—Subject to sub-
25 section (c), the United States shall provide programmatic

1 assistance to the Republic of Palau for fiscal year 2016
2 in amounts equal to the amounts provided in subsections
3 (a) and (b)(1) of section 221 of the Compact.

4 (c) LIMITATIONS ON ASSISTANCE.—

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

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

16 STATEWIDE VARIANCES

17 SEC. 114. On land under the jurisdiction of a State
18 or federally recognized Indian tribe, if State or tribal laws
19 or regulations are in place regarding the process generally
20 understood to encompass hydraulic fracturing or well
21 stimulation for the purpose of production of natural gas
22 and oil, the Bureau of Land Management shall issue to
23 that State or Indian tribe a statewide variance for all wells
24 from the requirements of the final rule entitled “Oil and

1 Gas; Hydraulic Fracturing on Federal and Indian Lands”
2 (80 Fed. Reg. 16128 (March 26, 2015)).

3 WILD LANDS FUNDING PROHIBITION

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

12 VOLUNTEERS IN PARKS

13 SEC. 116. Section 4 of Public Law 91–357 (16
14 U.S.C. 18j), as amended, is further amended by striking
15 “\$5,000,000” and inserting “\$10,000,000”.

16 CONTRACTS AND AGREEMENTS WITH INDIAN AFFAIRS

17 SEC. 117. Notwithstanding any other provision of
18 law, during fiscal year 2016, in carrying out work involv-
19 ing cooperation with State, local, and tribal governments
20 or any political subdivision thereof, Indian Affairs may
21 record obligations against accounts receivable from any
22 such entities, except that total obligations at the end of
23 the fiscal year shall not exceed total budgetary resources
24 available at the end of the fiscal year.

1 EXTENSION OF AUTHORITIES

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

6 SAGE-GROUSE

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

11 (1) a proposed rule for greater sage-grouse
12 (*Centrocercus urophasianus*);

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

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

18 (4) a final rule for Gunnison sage-grouse
19 (*Centrocercus minimus*).

20 OFFSHORE PAY AUTHORITY EXTENSION

21 SEC. 120. Section 117 of Division G of Public Law
22 113–76 is amended by striking “and 2015” and inserting
23 “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 LESSER PRAIRIE CHICKEN

10 SEC. 128. None of the funds made available by this
11 Act shall be used to implement or enforce the threatened
12 species listing of the lesser prairie chicken under the En-
13 dangered Species Act of 1973 (16 U.S.C. 1531 et seq.).

14 TITLE II

15 ENVIRONMENTAL PROTECTION AGENCY

16 SCIENCE AND TECHNOLOGY

17 For science and technology, including research and
18 development activities, which shall include research and
19 development activities under the Comprehensive Environ-
20 mental Response, Compensation, and Liability Act of
21 1980; necessary expenses for personnel and related costs
22 and travel expenses; procurement of laboratory equipment
23 and supplies; and other operating expenses in support of
24 research and development, \$703,958,000, to remain avail-
25 able until September 30, 2017: *Provided*, That of the

1 funds included under this heading, \$4,100,000 shall be for
2 Research: National Priorities as specified in the report ac-
3 companying this Act.

4 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

5 For environmental programs and management, in-
6 cluding necessary expenses, not otherwise provided for, for
7 personnel and related costs and travel expenses; hire of
8 passenger motor vehicles; hire, maintenance, and oper-
9 ation of aircraft; purchase of reprints; library member-
10 ships in societies or associations which issue publications
11 to members only or at a price to members lower than to
12 subscribers who are not members; administrative costs of
13 the brownfields program under the Small Business Liabil-
14 ity Relief and Brownfields Revitalization Act of 2002; and
15 not to exceed \$9,000 for official reception and representa-
16 tion expenses, \$2,561,498,000, to remain available until
17 September 30, 2017: *Provided*, That of the funds included
18 under this heading, \$15,000,000 shall be for Environ-
19 mental Protection: National Priorities as specified in the
20 report accompanying this Act: *Provided further*, That of
21 the funds included under this heading, \$432,493,000 shall
22 be for Geographic Programs specified in the report accom-
23 panying this Act.

1 HAZARDOUS WASTE ELECTRONIC MANIFEST SYSTEM
2 FUND

3 For necessary expenses to carry out section 3024 of
4 the Solid Waste Disposal Act (42 U.S.C. 6939g), includ-
5 ing the development, operation, maintenance, and upgrad-
6 ing of the hazardous waste electronic manifest system es-
7 tablished by such section, \$3,786,000, to remain available
8 until September 30, 2018.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General in carrying out the provisions of the Inspector
12 General Act of 1978, \$41,489,000, to remain available
13 until September 30, 2017.

14 BUILDINGS AND FACILITIES

15 For construction, repair, improvement, extension, al-
16 teration, and purchase of fixed equipment or facilities of,
17 or for use by, the Environmental Protection Agency,
18 \$42,317,000, to remain available until expended.

19 HAZARDOUS SUBSTANCE SUPERFUND

20 (INCLUDING TRANSFERS OF FUNDS)

21 For necessary expenses to carry out the Comprehen-
22 sive Environmental Response, Compensation, and Liabil-
23 ity Act of 1980 (CERCLA), including sections 111(c)(3),
24 (c)(5), (c)(6), and (e)(4) (42 U.S.C. 9611)
25 \$1,106,809,000, to remain available until expended, con-

1 sisting of such sums as are available in the Trust Fund
2 on September 30, 2015, as authorized by section 517(a)
3 of the Superfund Amendments and Reauthorization Act
4 of 1986 (SARA) and up to \$1,106,809,000 as a payment
5 from general revenues to the Hazardous Substance Super-
6 fund for purposes as authorized by section 517(b) of
7 SARA: *Provided*, That funds appropriated under this
8 heading may be allocated to other Federal agencies in ac-
9 cordance with section 111(a) of CERCLA: *Provided fur-*
10 *ther*, That of the funds appropriated under this heading,
11 \$8,459,000 shall be paid to the “Office of Inspector Gen-
12 eral” appropriation to remain available until September
13 30, 2017, and \$16,217,000 shall be paid to the “Science
14 and Technology” appropriation to remain available until
15 September 30, 2017.

16 LEAKING UNDERGROUND STORAGE TANK TRUST FUND
17 PROGRAM

18 For necessary expenses to carry out leaking under-
19 ground storage tank cleanup activities authorized by sub-
20 title I of the Solid Waste Disposal Act, \$91,485,000, to
21 remain available until expended, of which \$66,116,000
22 shall be for carrying out leaking underground storage tank
23 cleanup activities authorized by section 9003(h) of the
24 Solid Waste Disposal Act; \$25,369,000 shall be for car-
25 rying out the other provisions of the Solid Waste Disposal

1 Act specified in section 9508(c) of the Internal Revenue
2 Code: *Provided*, That the Administrator is authorized to
3 use appropriations made available under this heading to
4 implement section 9013 of the Solid Waste Disposal Act
5 to provide financial assistance to federally recognized In-
6 dian tribes for the development and implementation of
7 programs to manage underground storage tanks.

8 INLAND OIL SPILL PROGRAMS

9 For expenses necessary to carry out the Environ-
10 mental Protection Agency's responsibilities under the Oil
11 Pollution Act of 1990, \$18,078,000, to be derived from
12 the Oil Spill Liability trust fund, to remain available until
13 expended.

14 STATE AND TRIBAL ASSISTANCE GRANTS

15 For environmental programs and infrastructure as-
16 sistance, including capitalization grants for State revolv-
17 ing funds and performance partnership grants,
18 \$3,027,937,000, to remain available until expended, of
19 which—

20 (1) \$1,047,000,000 shall be for making capital-
21 ization grants for the Clean Water State Revolving
22 Funds under title VI of the Federal Water Pollution
23 Control Act; and of which \$775,896,000 shall be for
24 making capitalization grants for the Drinking Water
25 State Revolving Funds under section 1452 of the

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

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

1 tions, and estimates for any proposed project for the
2 construction of treatment works; and (2) for the
3 construction, repair, or replacement of privately
4 owned treatment works serving one or more prin-
5 cipal residences or small commercial establishments:
6 *Provided further*, That, for fiscal year 2016, notwith-
7 standing the limitation on amounts in section 518(c)
8 of the Federal Water Pollution Control Act and sec-
9 tion 1452(i) of the Safe Drinking Water Act, up to
10 a total of 2 percent of the funds appropriated under
11 the Federal Water Pollution Control Act or
12 \$30,000,000, whichever is greater, and up to a total
13 of 2 percent of the funds appropriated under the
14 Safe Drinking Water Act, or \$20,000,000, whichever
15 is greater for State Revolving Funds under such
16 Acts may be reserved by the Administrator for
17 grants under section 518(c) and section 1452(i) of
18 such Acts: *Provided further*, That, for fiscal year
19 2016, notwithstanding the amounts specified in sec-
20 tion 205(c) of the Federal Water Pollution Control
21 Act, up to 1.5 percent of the aggregate funds appro-
22 priated for the Clean Water State Revolving Fund
23 program under the Act less any sums reserved under
24 section 518(c) of the Act, may be reserved by the
25 Administrator for grants made under title II of the

1 Clean Water Act for American Samoa, Guam, the
2 Commonwealth of the Northern Marianas, and
3 United States Virgin Islands: *Provided further*, That,
4 for fiscal year 2016, notwithstanding the limitations
5 on amounts specified in section 1452(j) of the Safe
6 Drinking Water Act, up to 1.5 percent of the funds
7 appropriated for the Drinking Water State Revolv-
8 ing Fund programs under the Safe Drinking Water
9 Act may be reserved by the Administrator for grants
10 made under section 1452(j) of the Safe Drinking
11 Water Act: *Provided further*, That no less than 10
12 percent but not more than 20 percent of the funds
13 made available under this title to each State for
14 Clean Water State Revolving Fund capitalization
15 grants and not less than 20 percent but not more
16 than 30 percent of the funds made available under
17 this title to each State for Drinking Water State Re-
18 volving Fund capitalization grants shall be used by
19 the State to provide additional subsidy to eligible re-
20 cipients in the form of forgiveness of principal, nega-
21 tive interest loans, or grants (or any combination of
22 these), and shall be so used by the State only where
23 such funds are provided as initial financing for an
24 eligible recipient or to buy, refinance, or restructure
25 the debt obligations of eligible recipients only where

1 such debt was incurred on or after the date of enact-
2 ment of this Act;

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

22 (3) \$20,000,000 shall be for grants to the State
23 of Alaska to address drinking water and wastewater
24 infrastructure needs of rural and Alaska Native Vil-
25 lages: *Provided*, That, of these funds: (A) the State

1 of Alaska shall provide a match of 25 percent; (B)
2 no more than 5 percent of the funds may be used
3 for administrative and overhead expenses; and (C)
4 the State of Alaska shall make awards consistent
5 with the Statewide priority list established in con-
6 junction with the Agency and the U.S. Department
7 of Agriculture for all water, sewer, waste disposal,
8 and similar projects carried out by the State of Alas-
9 ka that are funded under section 221 of the Federal
10 Water Pollution Control Act (33 U.S.C. 1301) or
11 the Consolidated Farm and Rural Development Act
12 (7 U.S.C. 1921 et seq.) which shall allocate not less
13 than 25 percent of the funds provided for projects
14 in regional hub communities;

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

1 (5) \$20,000,000 shall be for grants under title
2 VII, subtitle G of the Energy Policy Act of 2005;

3 (6) \$15,000,000 shall be for targeted airshed
4 grants in accordance with the terms and conditions
5 of the report accompanying this Act; and

6 (7) \$1,060,041,000 shall be for grants, includ-
7 ing associated program support costs, to States, fed-
8 erally recognized tribes, interstate agencies, tribal
9 consortia, and air pollution control agencies for
10 multi-media or single media pollution prevention,
11 control and abatement and related activities, includ-
12 ing activities pursuant to the provisions set forth
13 under this heading in Public Law 104–134, and for
14 making grants under section 103 of the Clean Air
15 Act for particulate matter monitoring and data col-
16 lection activities subject to terms and conditions
17 specified by the Administrator, of which:
18 \$47,745,000 shall be for carrying out section 128 of
19 CERCLA; \$9,646,000 shall be for Environmental
20 Information Exchange Network grants, including as-
21 sociated program support costs; \$1,498,000 shall be
22 for grants to States under section 2007(f)(2) of the
23 Solid Waste Disposal Act, which shall be in addition
24 to funds appropriated under the heading “Leaking
25 Underground Storage Tank Trust Fund Program”

1 to carry out the provisions of the Solid Waste Dis-
2 posal Act specified in section 9508(c) of the Internal
3 Revenue Code other than section 9003(h) of the
4 Solid Waste Disposal Act; \$17,848,000 of the funds
5 available for grants under section 106 of the Federal
6 Water Pollution Control Act shall be for State par-
7 ticipation in national- and State-level statistical sur-
8 veys of water resources and enhancements to State
9 monitoring programs: *Provided, That*, for fiscal year
10 2016 and hereafter, notwithstanding other applica-
11 ble provisions of law, the funds appropriated for the
12 Indian Environmental General Assistance Program
13 shall be available to federally recognized tribes for
14 solid waste and recovered materials collection, trans-
15 portation, backhaul, and disposal services.

16 ADMINISTRATIVE PROVISIONS—ENVIRONMENTAL
17 PROTECTION AGENCY

18 (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

19 For fiscal year 2016, notwithstanding 31 U.S.C.
20 6303(1) and 6305(1), the Administrator of the Environ-
21 mental Protection Agency, in carrying out the Agency's
22 function to implement directly Federal environmental pro-
23 grams required or authorized by law in the absence of an
24 acceptable tribal program, may award cooperative agree-
25 ments to federally recognized Indian tribes or Intertribal

1 consortia, if authorized by their member tribes, to assist
2 the Administrator in implementing Federal environmental
3 programs for Indian tribes required or authorized by law,
4 except that no such cooperative agreements may be award-
5 ed from funds designated for State financial assistance
6 agreements.

7 The Administrator of the Environmental Protection
8 Agency is authorized to collect and obligate pesticide reg-
9 istration service fees in accordance with section 33 of the
10 Federal Insecticide, Fungicide, and Rodenticide Act, as
11 amended by Public Law 112–177, the Pesticide Registra-
12 tion Improvement Extension Act of 2012.

13 Notwithstanding section 33(d)(2) of the Federal In-
14 secticide, Fungicide, and Rodenticide Act (FIFRA) (7
15 U.S.C. 136w–8(d)(2)), the Administrator of the Environ-
16 mental Protection Agency may assess fees under section
17 33 of FIFRA (7 U.S.C. 136w–8) for fiscal year 2016.

18 The Administrator is authorized to transfer up to
19 \$300,000,000 of the funds appropriated for the Great
20 Lakes Restoration Initiative under the heading “Environ-
21 mental Programs and Management” to the head of any
22 Federal department or agency, with the concurrence of
23 such head, to carry out activities that would support the
24 Great Lakes Restoration Initiative and Great Lakes
25 Water Quality Agreement programs, projects, or activities;

1 to enter into an interagency agreement with the head of
2 such Federal department or agency to carry out these ac-
3 tivities; and to make grants to governmental entities, non-
4 profit organizations, institutions, and individuals for plan-
5 ning, research, monitoring, outreach, and implementation
6 in furtherance of the Great Lakes Restoration Initiative
7 and the Great Lakes Water Quality Agreement.

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

15 The Administrator of the Environmental Protection
16 Agency shall base agency policies and actions regarding
17 air emission from forest biomass including, but not limited
18 to, air emissions from facilities that combust forest bio-
19 mass for energy, on the principle that forest biomass emis-
20 sion do not increase overall carbon dioxide accumulations
21 in the atmosphere when USDA Forest Inventory and
22 Analysis data show that forest carbon stocks in the U.S.
23 are stable or increasing on a national scale, or when forest
24 biomass is derived from mill residuals, harvest residuals
25 or forest management activities. Such policies and actions

1 shall not pre-empt existing authorities of States to deter-
 2 mine how to utilize biomass as a renewable energy source
 3 and shall not inhibit States' authority to apply the same
 4 policies to forest biomass as other renewable fuels in im-
 5 plementing Federal law.

6 For fiscal year 2016, and notwithstanding section
 7 518(f) of the Water Pollution Control Act, the Adminis-
 8 trator is authorized to use the amounts appropriated for
 9 any fiscal year under Section 319 of the Act to make
 10 grants to federally recognized Indian tribes pursuant to
 11 sections 319(h) and 518(e) of that Act.

12 The Administrator is authorized to use the amounts
 13 appropriated under the heading "Environmental Pro-
 14 grams and Management" for fiscal year 2016 to provide
 15 grants to implement the Southeastern New England Wa-
 16 tershed Restoration Program.

17 TITLE III

18 RELATED AGENCIES

19 DEPARTMENT OF AGRICULTURE

20 FOREST SERVICE

21 FOREST AND RANGELAND RESEARCH

22 For necessary expenses of forest and rangeland re-
 23 search as authorized by law, \$291,904,000, to remain
 24 available until expended: *Provided*, That, of the funds pro-

1 vided, \$80,000,000 is for the forest inventory and analysis
2 program.

3 STATE AND PRIVATE FORESTRY

4 For necessary expenses of cooperating with and pro-
5 viding technical and financial assistance to States, terri-
6 tories, possessions, and others, and for forest health man-
7 agement, including treatments of pests, pathogens, and
8 invasive or noxious plants and for restoring and rehabili-
9 tating forests damaged by pests or invasive plants, cooper-
10 ative forestry, and education and land conservation activi-
11 ties and conducting an international program as author-
12 ized, \$226,655,000, to remain available until expended, as
13 authorized by law; of which \$59,800,000 is to be derived
14 from the Land and Water Conservation Fund.

15 NATIONAL FOREST SYSTEM

16 (INCLUDING TRANSFERS OF FUNDS)

17 For necessary expenses of the Forest Service, not
18 otherwise provided for, for management, protection, im-
19 provement, and utilization of the National Forest System,
20 \$1,516,764,000, to remain available until expended: *Pro-*
21 *vided*, That, of the funds provided, \$40,000,000 shall be
22 deposited in the Collaborative Forest Landscape Restora-
23 tion Fund for ecological restoration treatments as author-
24 ized by 16 U.S.C. 7303(f): *Provided further*, That, of the
25 funds provided, \$359,805,000 shall be for forest products:

1 *Provided further*, That, of the funds provided, up to
2 \$81,941,000 is for the Integrated Resource Restoration
3 pilot program for Region 1, Region 3 and Region 4: *Pro-*
4 *vided further*, That, of the funds provided for forest prod-
5 ucts, up to \$65,560,000 may be transferred to support
6 the Integrated Resource Restoration pilot program in the
7 preceding proviso: *Provided further*, That the Secretary of
8 Agriculture may transfer to the Secretary of the Interior
9 any unobligated funds appropriated in a previous fiscal
10 year for operation of the Valles Caldera National Preserve.

11 CAPITAL IMPROVEMENT AND MAINTENANCE

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses of the Forest Service, not
14 otherwise provided for, \$358,164,000, to remain available
15 until expended, for construction, capital improvement,
16 maintenance and acquisition of buildings and other facili-
17 ties and infrastructure; and for construction, reconstruc-
18 tion, decommissioning of roads that are no longer needed,
19 including unauthorized roads that are not part of the
20 transportation system, and maintenance of forest roads
21 and trails by the Forest Service as authorized by 16
22 U.S.C. 532–538 and 23 U.S.C. 101 and 205: *Provided*,
23 That \$25,000,000 shall be designated for urgently needed
24 road decommissioning, road and trail repair and mainte-
25 nance and associated activities, and removal of fish pas-

1 sage barriers, especially in areas where Forest Service
2 roads may be contributing to water quality problems in
3 streams and water bodies which support threatened, en-
4 dangered, or sensitive species or community water sources:
5 *Provided further*, That funds becoming available in fiscal
6 year 2016 under the Act of March 4, 1913 (16 U.S.C.
7 501) shall be transferred to the General Fund of the
8 Treasury and shall not be available for transfer or obliga-
9 tion for any other purpose unless the funds are appro-
10 priated: *Provided further*, That, of the funds provided for
11 decommissioning of roads, up to \$14,743,000 may be
12 transferred to the “National Forest System” to support
13 the Integrated Resource Restoration pilot program.

14 LAND ACQUISITION

15 For expenses necessary to carry out the provisions
16 of the Land and Water Conservation Fund Act of 1965,
17 (16 U.S.C. 460l–4 et seq.), including administrative ex-
18 penses, and for acquisition of land or waters, or interest
19 therein, in accordance with statutory authority applicable
20 to the Forest Service, \$38,440,000, to be derived from the
21 Land and Water Conservation Fund and to remain avail-
22 able until expended.

1 ACQUISITION OF LANDS FOR NATIONAL FORESTS SPECIAL
2 ACTS

3 For acquisition of lands within the exterior bound-
4 aries of the Cache, Uinta, and Wasatch National Forests,
5 Utah; the Toiyabe National Forest, Nevada; and the An-
6 geles, San Bernardino, Sequoia, and Cleveland National
7 Forests, California, as authorized by law, \$950,000, to be
8 derived from forest receipts.

9 ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

10 For acquisition of lands, such sums, to be derived
11 from funds deposited by State, county, or municipal gov-
12 ernments, public school districts, or other public school au-
13 thorities, and for authorized expenditures from funds de-
14 posited by non-Federal parties pursuant to Land Sale and
15 Exchange Acts, pursuant to the Act of December 4, 1967,
16 (16 U.S.C. 484a), to remain available until expended (16
17 U.S.C. 4601–516–617a, 555a; Public Law 96–586; Public
18 Law 76–589, 76–591; and Public Law 78–310).

19 RANGE BETTERMENT FUND

20 For necessary expenses of range rehabilitation, pro-
21 tection, and improvement, 50 percent of all moneys re-
22 ceived during the prior fiscal year, as fees for grazing do-
23 mestic livestock on lands in National Forests in the 16
24 Western States, pursuant to section 401(b)(1) of Public
25 Law 94–579, to remain available until expended, of which

1 not to exceed 6 percent shall be available for administra-
 2 tive expenses associated with on-the-ground range reha-
 3 bilitation, protection, and improvements.

4 GIFTS, DONATIONS AND BEQUESTS FOR FOREST AND
 5 RANGELAND RESEARCH

6 For expenses authorized by 16 U.S.C. 1643(b),
 7 \$45,000, to remain available until expended, to be derived
 8 from the fund established pursuant to the above Act.

9 MANAGEMENT OF NATIONAL FOREST LANDS FOR
 10 SUBSISTENCE USES

11 For necessary expenses of the Forest Service to man-
 12 age Federal lands in Alaska for subsistence uses under
 13 title VIII of the Alaska National Interest Lands Conserva-
 14 tion Act (Public Law 96-487), \$2,500,000, to remain
 15 available until expended.

16 WILDLAND FIRE MANAGEMENT
 17 (INCLUDING TRANSFERS OF FUNDS)

18 For necessary expenses for forest fire presuppression
 19 activities on National Forest System lands, for emergency
 20 fire suppression on or adjacent to such lands or other
 21 lands under fire protection agreement, hazardous fuels
 22 management on or adjacent to such lands, emergency re-
 23 habilitation of burned-over National Forest System lands
 24 and water, and for State and volunteer fire assistance,
 25 \$2,701,341,000, to remain available until expended: *Pro-*

1 *vided*, That such funds including unobligated balances
2 under this heading, are available for repayment of ad-
3 vances from other appropriations accounts previously
4 transferred for such purposes: *Provided further*, That such
5 funds shall be available to reimburse State and other co-
6 operating entities for services provided in response to wild-
7 fire and other emergencies or disasters to the extent such
8 reimbursements by the Forest Service for non-fire emer-
9 gencies are fully repaid by the responsible emergency man-
10 agement agency: *Provided further*, That, notwithstanding
11 any other provision of law, \$6,914,000 of funds appro-
12 priated under this appropriation shall be available for the
13 Forest Service in support of fire science research author-
14 ized by the Joint Fire Science Program, including all For-
15 est Service authorities for the use of funds, such as con-
16 tracts, grants, research joint venture agreements, and co-
17 operative agreements: *Provided further*, That all authori-
18 ties for the use of funds, including the use of contracts,
19 grants, and cooperative agreements, available to execute
20 the Forest and Rangeland Research appropriation, are
21 also available in the utilization of these funds for Fire
22 Science Research: *Provided further*, That funds provided
23 shall be available for emergency rehabilitation and restora-
24 tion, hazardous fuels management activities, support to
25 Federal emergency response, and wildfire suppression ac-

1 tivities of the Forest Service: *Provided further*, That, of
2 the funds provided, \$375,000,000 is for hazardous fuels
3 management activities, \$19,795,000 is for research activi-
4 ties and to make competitive research grants pursuant to
5 the Forest and Rangeland Renewable Resources Research
6 Act, (16 U.S.C. 1641 et seq.), \$78,012,000 is for State
7 fire assistance, and \$13,000,000 is for volunteer fire as-
8 sistance under section 10 of the Cooperative Forestry As-
9 sistance Act of 1978 (16 U.S.C. 2106): *Provided further*,
10 That amounts in this paragraph may be transferred to
11 the “National Forest System”, and “Forest and Range-
12 land Research” accounts to fund forest and rangeland re-
13 search, the Joint Fire Science Program, vegetation and
14 watershed management, heritage site rehabilitation, and
15 wildlife and fish habitat management and restoration: *Pro-*
16 *vided further*, That the costs of implementing any coopera-
17 tive agreement between the Federal Government and any
18 non-Federal entity may be shared, as mutually agreed on
19 by the affected parties: *Provided further*, That up to
20 \$15,000,000 of the funds provided herein may be used by
21 the Secretary of Agriculture to enter into procurement
22 contracts or cooperative agreements or to issue grants for
23 hazardous fuels management activities and for training or
24 monitoring associated with such hazardous fuels manage-
25 ment activities on Federal land or on non-Federal land

1 if the Secretary determines such activities benefit re-
2 sources on Federal land: *Provided further*, That funds
3 made available to implement the Community Forest Res-
4 toration Act, Public Law 106–393, title VI, shall be avail-
5 able for use on non-Federal lands in accordance with au-
6 thorities made available to the Forest Service under the
7 “State and Private Forestry” appropriation: *Provided fur-*
8 *ther*, That the Secretary of the Interior and the Secretary
9 of Agriculture may authorize the transfer of funds appro-
10 priated for wildland fire management, in an aggregate
11 amount not to exceed \$50,000,000, between the Depart-
12 ments when such transfers would facilitate and expedite
13 wildland fire management programs and projects: *Pro-*
14 *vided further*, That, of the funds provided for hazardous
15 fuels management, not to exceed \$15,000,000 may be
16 used to make grants, using any authorities available to
17 the Forest Service under the “State and Private Forestry”
18 appropriation, for the purpose of creating incentives for
19 increased use of biomass from National Forest System
20 lands: *Provided further*, That funds designated for wildfire
21 suppression shall be assessed for cost pools on the same
22 basis as such assessments are calculated against other
23 agency programs: *Provided further*, That, of the funds for
24 hazardous fuels management, up to \$24,000,000 may be

1 transferred to the “National Forest System” to support
2 the Integrated Resource Restoration pilot program.

3 For an additional amount, \$854,578,000 for wildfire
4 suppression operations to meet the emergency and unpre-
5 dictable aspects of wildland firefighting including support,
6 response, and emergency stabilization activities, other
7 emergency management activities, and funds necessary to
8 repay any transfers needed for these costs, to remain
9 available until expended: *Provided*, That such funds are
10 also available for transfer to other appropriations accounts
11 to repay amounts previously transferred for wildfire sup-
12 pression: *Provided further*, That such amount is des-
13 igned by the Congress as being for an emergency re-
14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985.

16 ADMINISTRATIVE PROVISIONS, FOREST SERVICE

17 (INCLUDING TRANSFERS OF FUNDS)

18 Appropriations to the Forest Service for the current
19 fiscal year shall be available for: (1) purchase of passenger
20 motor vehicles; acquisition of passenger motor vehicles
21 from excess sources, and hire of such vehicles; purchase,
22 lease, operation, maintenance, and acquisition of aircraft
23 to maintain the operable fleet for use in Forest Service
24 wildland fire programs and other Forest Service programs;
25 notwithstanding other provisions of law, existing aircraft

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

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

1 Funds appropriated to the Forest Service shall be
2 available for assistance to or through the Agency for Inter-
3 national Development in connection with forest and range-
4 land research, technical information, and assistance in for-
5 eign countries, and shall be available to support forestry
6 and related natural resource activities outside the United
7 States and its territories and possessions, including tech-
8 nical assistance, education and training, and cooperation
9 with U.S., private, and international organizations. The
10 Forest Service, acting for the International Program, may
11 sign direct funding agreements with foreign governments
12 and institutions as well as other domestic agencies (includ-
13 ing the U.S. Agency for International Development, the
14 Department of State, and the Millennium Challenge Cor-
15 poration), U.S. private sector firms, institutions and orga-
16 nizations to provide technical assistance and training pro-
17 grams overseas on forestry and rangeland management.

18 Funds appropriated to the Forest Service shall be
19 available for expenditure or transfer to the Department
20 of the Interior, Bureau of Land Management, for removal,
21 preparation, and adoption of excess wild horses and burros
22 from National Forest System lands, and for the perform-
23 ance of cadastral surveys to designate the boundaries of
24 such lands.

1 None of the funds made available to the Forest Serv-
2 ice in this Act or any other Act with respect to any fiscal
3 year shall be subject to transfer under the provisions of
4 section 702(b) of the Department of Agriculture Organic
5 Act of 1944 (7 U.S.C. 2257), section 442 of Public Law
6 106–224 (7 U.S.C. 7772), or section 10417(b) of Public
7 Law 107–107 (7 U.S.C. 8316(b)).

8 None of the funds available to the Forest Service may
9 be reprogrammed without the advance approval of the
10 House and Senate Committees on Appropriations in ac-
11 cordance with the reprogramming procedures contained in
12 the explanatory statement accompanying this Act.

13 Not more than \$82,000,000 of funds available to the
14 Forest Service shall be transferred to the Working Capital
15 Fund of the Department of Agriculture and not more than
16 \$14,500,000 of funds available to the Forest Service shall
17 be transferred to the Department of Agriculture for De-
18 partment Reimbursable Programs, commonly referred to
19 as Greenbook charges. Nothing in this paragraph shall
20 prohibit or limit the use of reimbursable agreements re-
21 quested by the Forest Service in order to obtain services
22 from the Department of Agriculture’s National Informa-
23 tion Technology Center. Nothing in this paragraph shall
24 limit the Forest Service portion of implementation costs

1 to be paid to the Department of Agriculture for the Inter-
2 national Technology Service.

3 Of the funds available to the Forest Service, up to
4 \$5,000,000 shall be available for priority projects within
5 the scope of the approved budget, which shall be carried
6 out by the Youth Conservation Corps and shall be carried
7 out under the authority of the Public Lands Corps Act
8 of 1993, Public Law 103–82, as amended by Public Lands
9 Corps Healthy Forests Restoration Act of 2005, Public
10 Law 109–154.

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

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

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

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

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

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

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

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

8 Funds available to the Forest Service, not to exceed
9 \$65,000,000, shall be assessed for the purpose of per-
10 forming fire, administrative and other facilities mainte-
11 nance and decommissioning. Such assessments shall occur
12 using a square foot rate charged on the same basis the
13 agency uses to assess programs for payment of rent, utili-
14 ties, and other support services.

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

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

3 An eligible individual who is employed in any project
4 funded under title V of the Older Americans Act of 1965
5 (42 U.S.C. 3056 et seq.) and administered by the Forest
6 Service shall be considered to be a Federal employee for
7 purposes of chapter 171 of title 28, United States Code.

8 DEPARTMENT OF HEALTH AND HUMAN
9 SERVICES

10 INDIAN HEALTH SERVICE

11 INDIAN HEALTH SERVICES

12 For expenses necessary to carry out the Act of Au-
13 gust 5, 1954 (68 Stat. 674), the Indian Self-Determina-
14 tion and Education Assistance Act, the Indian Health
15 Care Improvement Act, and titles II and III of the Public
16 Health Service Act with respect to the Indian Health Serv-
17 ice, \$3,539,523,000, together with payments received dur-
18 ing the fiscal year pursuant to 42 U.S.C. 238(b) and
19 238b, for services furnished by the Indian Health Service:
20 *Provided*, That funds made available to tribes and tribal
21 organizations through contracts, grant agreements, or any
22 other agreements or compacts authorized by the Indian
23 Self-Determination and Education Assistance Act of 1975
24 (25 U.S.C. 450), shall be deemed to be obligated at the
25 time of the grant or contract award and thereafter shall

1 remain available to the tribe or tribal organization without
2 fiscal year limitation: *Provided further*, That,
3 \$915,347,000 for Purchased/Referred Care, including
4 \$51,500,000 for the Indian Catastrophic Health Emer-
5 gency Fund, shall remain available until expended: *Pro-*
6 *vided further*, That, of the funds provided, up to
7 \$36,000,000 shall remain available until expended for im-
8 plementation of the loan repayment program under section
9 108 of the Indian Health Care Improvement Act: *Provided*
10 *further*, That, of the funds provided, \$2,000,000 shall be
11 for operational shortfalls at health clinics previously au-
12 thorized under the “Administrative Provisions, Indian
13 Health Service” heading. *Provided further*, That the
14 amounts collected by the Federal Government as author-
15 ized by sections 104 and 108 of the Indian Health Care
16 Improvement Act (25 U.S.C. 1613a and 1616a) during
17 the preceding fiscal year for breach of contracts shall be
18 deposited to the Fund authorized by section 108A of the
19 Act (25 U.S.C. 1616a–1) and shall remain available until
20 expended and, notwithstanding section 108A(c) of the Act
21 (25 U.S.C. 1616a–1(c)), funds shall be available to make
22 new awards under the loan repayment and scholarship
23 programs under sections 104 and 108 of the Act (25
24 U.S.C. 1613a and 1616a): *Provided further*, That, not-
25 withstanding any other provision of law, the amounts

1 made available within this account for the methamphet-
2 amine and suicide prevention and treatment initiative, and
3 for the domestic violence prevention initiative, and to im-
4 prove collections from public and private insurance at In-
5 dian Health Service and tribally operated facilities shall
6 be allocated at the discretion of the Director of the Indian
7 Health Service and shall remain available until expended:
8 *Provided further*, That funds provided in this Act may be
9 used for annual contracts and grants that fall within 2
10 fiscal years, provided the total obligation is recorded in
11 the year the funds are appropriated: *Provided further*,
12 That the amounts collected by the Secretary of Health and
13 Human Services under the authority of title IV of the In-
14 dian Health Care Improvement Act shall remain available
15 until expended for the purpose of achieving compliance
16 with the applicable conditions and requirements of titles
17 XVIII and XIX of the Social Security Act, except for those
18 related to the planning, design, or construction of new fa-
19 cilities: *Provided further*, That funding contained herein
20 for scholarship programs under the Indian Health Care
21 Improvement Act (25 U.S.C. 1613) shall remain available
22 until expended: *Provided further*, That amounts received
23 by tribes and tribal organizations under title IV of the In-
24 dian Health Care Improvement Act shall be reported and
25 accounted for and available to the receiving tribes and

1 tribal organizations until expended: *Provided further*, That
2 the Bureau of Indian Affairs may collect from the Indian
3 Health Service, tribes and tribal organizations operating
4 health facilities pursuant to Public Law 93–638, such in-
5 dividually identifiable health information relating to dis-
6 abled children as may be necessary for the purpose of car-
7 rying out its functions under the Individuals with Disabil-
8 ities Education Act (20 U.S.C. 1400, et seq.): *Provided*
9 *further*, That the Indian Health Care Improvement Fund
10 may be used, as needed, to carry out activities typically
11 funded under the Indian Health Facilities account.

12 CONTRACT SUPPORT COSTS

13 For payments to tribes and tribal organizations for
14 contract support costs associated with Indian Self-Deter-
15 mination and Education Assistance Act agreements with
16 the Indian Health Service for fiscal year 2016, such sums
17 as may be necessary: *Provided*, That amounts obligated
18 but not expended by a tribe or tribal organization for con-
19 tract support costs for such agreements for the current
20 fiscal year shall be applied to contract support costs other-
21 wise due for such agreements for subsequent fiscal years:
22 *Provided further*, That, notwithstanding any other provi-
23 sion of law, no amounts made available under this heading
24 shall be available for transfer to another budget account.

1 INDIAN HEALTH FACILITIES

2 For construction, repair, maintenance, improvement,
3 and equipment of health and related auxiliary facilities,
4 including quarters for personnel; preparation of plans,
5 specifications, and drawings; acquisition of sites, purchase
6 and erection of modular buildings, and purchases of trail-
7 ers; and for provision of domestic and community sanita-
8 tion facilities for Indians, as authorized by section 7 of
9 the Act of August 5, 1954 (42 U.S.C. 2004a), the Indian
10 Self-Determination Act, and the Indian Health Care Im-
11 provement Act, and for expenses necessary to carry out
12 such Acts and titles II and III of the Public Health Serv-
13 ice Act with respect to environmental health and facilities
14 support activities of the Indian Health Service,
15 \$521,818,000, to remain available until expended: *Pro-*
16 *vided*, That, notwithstanding any other provision of law,
17 funds appropriated for the planning, design, construction,
18 renovation or expansion of health facilities for the benefit
19 of an Indian tribe or tribes may be used to purchase land
20 on which such facilities will be located: *Provided further*,
21 That not to exceed \$500,000 may be used by the Indian
22 Health Service to purchase TRANSAM equipment from
23 the Department of Defense for distribution to the Indian
24 Health Service and tribal facilities: *Provided further*, That
25 none of the funds appropriated to the Indian Health Serv-

1 ice may be used for sanitation facilities construction for
2 new homes funded with grants by the housing programs
3 of the United States Department of Housing and Urban
4 Development: *Provided further*, That not to exceed
5 \$2,700,000 from this account and the “Indian Health
6 Services” account may be used by the Indian Health Serv-
7 ice to obtain ambulances for the Indian Health Service
8 and tribal facilities in conjunction with an existing inter-
9 agency agreement between the Indian Health Service and
10 the General Services Administration: *Provided further*,
11 That not to exceed \$500,000 may be placed in a Demoli-
12 tion Fund, to remain available until expended, and be used
13 by the Indian Health Service for the demolition of Federal
14 buildings.

15 ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

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

1 Secretary; uniforms or allowances therefor as authorized
2 by 5 U.S.C. 5901–5902; and for expenses of attendance
3 at meetings that relate to the functions or activities of the
4 Indian Health Service: *Provided*, That, in accordance with
5 the provisions of the Indian Health Care Improvement
6 Act, non-Indian patients may be extended health care at
7 all tribally administered or Indian Health Service facili-
8 ties, subject to charges, and the proceeds along with funds
9 recovered under the Federal Medical Care Recovery Act
10 (42 U.S.C. 2651–2653) shall be credited to the account
11 of the facility providing the service and shall be available
12 without fiscal year limitation: *Provided further*, That, not-
13 withstanding any other law or regulation, funds trans-
14 ferred from the Department of Housing and Urban Devel-
15 opment to the Indian Health Service shall be administered
16 under Public Law 86–121, the Indian Sanitation Facilities
17 Act and Public Law 93–638: *Provided further*, That funds
18 appropriated to the Indian Health Service in this Act, ex-
19 cept those used for administrative and program direction
20 purposes, shall not be subject to limitations directed at
21 curtailing Federal travel and transportation: *Provided fur-*
22 *ther*, That none of the funds made available to the Indian
23 Health Service in this Act shall be used for any assess-
24 ments or charges by the Department of Health and
25 Human Services unless identified in the budget justifica-

1 tion and provided in this Act, or approved by the House
2 and Senate Committees on Appropriations through the re-
3 programming process: *Provided further*, That, notwith-
4 standing any other provision of law, funds previously or
5 herein made available to a tribe or tribal organization
6 through a contract, grant, or agreement authorized by
7 title I or title V of the Indian Self-Determination and
8 Education Assistance Act of 1975 (25 U.S.C. 450), may
9 be deobligated and reobligated to a self-determination con-
10 tract under title I, or a self-governance agreement under
11 title V of such Act and thereafter shall remain available
12 to the tribe or tribal organization without fiscal year limi-
13 tation: *Provided further*, That none of the funds made
14 available to the Indian Health Service in this Act shall
15 be used to implement the final rule published in the Fed-
16 eral Register on September 16, 1987, by the Department
17 of Health and Human Services, relating to the eligibility
18 for the health care services of the Indian Health Service
19 until the Indian Health Service has submitted a budget
20 request reflecting the increased costs associated with the
21 proposed final rule, and such request has been included
22 in an appropriations Act and enacted into law: *Provided*
23 *further*, That, with respect to functions transferred by the
24 Indian Health Service to tribes or tribal organizations, the
25 Indian Health Service is authorized to provide goods and

1 services to those entities on a reimbursable basis, includ-
2 ing payments in advance with subsequent adjustment, and
3 the reimbursements received therefrom, along with the
4 funds received from those entities pursuant to the Indian
5 Self-Determination Act, may be credited to the same or
6 subsequent appropriation account from which the funds
7 were originally derived, with such amounts to remain
8 available until expended: *Provided further*, That reim-
9 bursements for training, technical assistance, or services
10 provided by the Indian Health Service will contain total
11 costs, including direct, administrative, and overhead asso-
12 ciated with the provision of goods, services, or technical
13 assistance: *Provided further*, That the appropriation struc-
14 ture for the Indian Health Service may not be altered
15 without advance notification to the House and Senate
16 Committees on Appropriations.

17 NATIONAL INSTITUTES OF HEALTH

18 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH

19 SCIENCES

20 For necessary expenses for the National Institute of
21 Environmental Health Sciences in carrying out activities
22 set forth in section 311(a) of the Comprehensive Environ-
23 mental Response, Compensation, and Liability Act of
24 1980 (42 U.S.C. 9660(a)) and section 126(g) of the

1 Superfund Amendments and Reauthorization Act of 1986,
2 \$77,349,000.

3 AGENCY FOR TOXIC SUBSTANCES AND DISEASE

4 REGISTRY

5 TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC

6 HEALTH

7 For necessary expenses for the Agency for Toxic Sub-
8 stances and Disease Registry (ATSDR) in carrying out
9 activities set forth in sections 104(i) and 111(c)(4) of the
10 Comprehensive Environmental Response, Compensation,
11 and Liability Act of 1980 (CERCLA) and section 3019
12 of the Solid Waste Disposal Act, \$74,691,000, of which
13 up to \$1,000 per eligible employee of the Agency for Toxic
14 Substances and Disease Registry shall remain available
15 until expended for Individual Learning Accounts: *Pro-*
16 *vided*, That, notwithstanding any other provision of law,
17 in lieu of performing a health assessment under section
18 104(i)(6) of CERCLA, the Administrator of ATSDR may
19 conduct other appropriate health studies, evaluations, or
20 activities, including, without limitation, biomedical testing,
21 clinical evaluations, medical monitoring, and referral to
22 accredited healthcare providers: *Provided further*, That, in
23 performing any such health assessment or health study,
24 evaluation, or activity, the Administrator of ATSDR shall
25 not be bound by the deadlines in section 104(i)(6)(A) of

1 CERCLA: *Provided further*, That none of the funds appro-
 2 priated under this heading shall be available for ATSDR
 3 to issue in excess of 40 toxicological profiles pursuant to
 4 section 104(i) of CERCLA during fiscal year 2016, and
 5 existing profiles may be updated as necessary.

6 OTHER RELATED AGENCIES

7 EXECUTIVE OFFICE OF THE PRESIDENT

8 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF
 9 ENVIRONMENTAL QUALITY

10 For necessary expenses to continue functions as-
 11 signed to the Council on Environmental Quality and Office
 12 of Environmental Quality pursuant to the National Envi-
 13 ronmental Policy Act of 1969, the Environmental Quality
 14 Improvement Act of 1970, and Reorganization Plan No.
 15 1 of 1977, and not to exceed \$750 for official reception
 16 and representation expenses, \$3,000,000: *Provided*, That
 17 notwithstanding section 202 of the National Environ-
 18 mental Policy Act of 1970, the Council shall consist of
 19 one member, appointed by the President, by and with the
 20 advice and consent of the Senate, serving as chairman and
 21 exercising all powers, functions, and duties of the Council.

22 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD
 23 SALARIES AND EXPENSES

24 For necessary expenses in carrying out activities pur-
 25 suant to section 112(r)(6) of the Clean Air Act, including

1 hire of passenger vehicles, uniforms or allowances there-
2 for, as authorized by 5 U.S.C. 5901–5902, and for serv-
3 ices authorized by 5 U.S.C. 3109 but at rates for individ-
4 uals not to exceed the per diem equivalent to the maximum
5 rate payable for senior level positions under 5 U.S.C.
6 5376, \$10,700,000: *Provided*, That the Chemical Safety
7 and Hazard Investigation Board (Board) shall have not
8 more than three career Senior Executive Service positions:
9 *Provided further*, That, notwithstanding any other provi-
10 sion of law, the individual appointed to the position of In-
11 spector General of the Environmental Protection Agency
12 (EPA) shall, by virtue of such appointment, also hold the
13 position of Inspector General of the Board: *Provided fur-*
14 *ther*, That, notwithstanding any other provision of law, the
15 Inspector General of the Board shall utilize personnel of
16 the Office of Inspector General of EPA in performing the
17 duties of the Inspector General of the Board, and shall
18 not appoint any individuals to positions within the Board.

19 OFFICE OF NAVAJO AND HOPI INDIAN RELOCATION

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Office of Navajo and
23 Hopi Indian Relocation as authorized by Public Law 93–
24 531, \$7,341,000, to remain available until expended: *Pro-*
25 *vided*, That funds provided in this or any other appropria-

1 tions Act are to be used to relocate eligible individuals and
2 groups including evictees from District 6, Hopi-partitioned
3 lands residents, those in significantly substandard hous-
4 ing, and all others certified as eligible and not included
5 in the preceding categories: *Provided further*, That none
6 of the funds contained in this or any other Act may be
7 used by the Office of Navajo and Hopi Indian Relocation
8 to evict any single Navajo or Navajo family who, as of
9 November 30, 1985, was physically domiciled on the lands
10 partitioned to the Hopi Tribe unless a new or replacement
11 home is provided for such household: *Provided further*,
12 That no relocatee will be provided with more than one new
13 or replacement home: *Provided further*, That the Office
14 shall relocate any certified eligible relocatees who have se-
15 lected and received an approved homesite on the Navajo
16 reservation or selected a replacement residence off the
17 Navajo reservation or on the land acquired pursuant to
18 25 U.S.C. 640d-10: *Provided further*, That \$200,000 shall
19 be transferred to the Office of Inspector General of the
20 Department of the Interior, to remain available until ex-
21 pended, for audits and investigations of the Office of Nav-
22 ajo and Hopi Indian Relocation, consistent with the In-
23 spector General Act of 1978 (5 U.S.C. App.).

1 INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE
2 CULTURE AND ARTS DEVELOPMENT
3 PAYMENT TO THE INSTITUTE

4 For payment to the Institute of American Indian and
5 Alaska Native Culture and Arts Development, as author-
6 ized by title XV of Public Law 99–498 (20 U.S.C. 56 part
7 A), \$11,619,000, to remain available until September 30,
8 2017.

9 SMITHSONIAN INSTITUTION
10 SALARIES AND EXPENSES

11 For necessary expenses of the Smithsonian Institu-
12 tion, as authorized by law, including research in the fields
13 of art, science, and history; development, preservation, and
14 documentation of the National Collections; presentation of
15 public exhibits and performances; collection, preparation,
16 dissemination, and exchange of information and publica-
17 tions; conduct of education, training, and museum assist-
18 ance programs; maintenance, alteration, operation, lease
19 agreements of no more than 30 years, and protection of
20 buildings, facilities, and approaches; not to exceed
21 \$100,000 for services as authorized by 5 U.S.C. 3109; and
22 purchase, rental, repair, and cleaning of uniforms for em-
23 ployees, \$689,566,000, to remain available until Sep-
24 tember 30, 2017, except as otherwise provided herein; of
25 which not to exceed \$48,387,000 for the instrumentation

1 program, collections acquisition, exhibition reinstallation,
2 the National Museum of African American History and
3 Culture, and the repatriation of skeletal remains program
4 shall remain available until expended; and including such
5 funds as may be necessary to support American overseas
6 research centers: *Provided*, That funds appropriated here-
7 in are available for advance payments to independent con-
8 tractors performing research services or participating in
9 official Smithsonian presentations.

10 FACILITIES CAPITAL

11 For necessary expenses of repair, revitalization, and
12 alteration of facilities owned or occupied by the Smithso-
13 nian Institution, by contract or otherwise, as authorized
14 by section 2 of the Act of August 22, 1949 (63 Stat. 623),
15 and for construction, including necessary personnel,
16 \$129,975,000, to remain available until expended, of
17 which not to exceed \$10,000 shall be for services as au-
18 thorized by 5 U.S.C. 3109.

19 NATIONAL GALLERY OF ART

20 SALARIES AND EXPENSES

21 For the upkeep and operations of the National Gal-
22 lery of Art, the protection and care of the works of art
23 therein, and administrative expenses incident thereto, as
24 authorized by the Act of March 24, 1937 (50 Stat. 51),
25 as amended by the public resolution of April 13, 1939

1 (Public Resolution 9, Seventy-sixth Congress), including
2 services as authorized by 5 U.S.C. 3109; payment in ad-
3 vance when authorized by the treasurer of the Gallery for
4 membership in library, museum, and art associations or
5 societies whose publications or services are available to
6 members only, or to members at a price lower than to the
7 general public; purchase, repair, and cleaning of uniforms
8 for guards, and uniforms, or allowances therefor, for other
9 employees as authorized by law (5 U.S.C. 5901–5902);
10 purchase or rental of devices and services for protecting
11 buildings and contents thereof, and maintenance, alter-
12 ation, improvement, and repair of buildings, approaches,
13 and grounds; and purchase of services for restoration and
14 repair of works of art for the National Gallery of Art by
15 contracts made, without advertising, with individuals,
16 firms, or organizations at such rates or prices and under
17 such terms and conditions as the Gallery may deem prop-
18 er, \$122,500,000, to remain available until September 30,
19 2017, of which not to exceed \$3,578,000 for the special
20 exhibition program shall remain available until expended.

21 REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

22 For necessary expenses of repair, restoration and
23 renovation of buildings, grounds and facilities owned or
24 occupied by the National Gallery of Art, by contract or
25 otherwise, for operating lease agreements of no more than

1 10 years, with no extensions or renewals beyond the 10
2 years, that address space needs created by the ongoing
3 renovations in the Master Facilities Plan, as authorized,
4 \$16,000,000, to remain available until expended: *Pro-*
5 *vided*, That contracts awarded for environmental systems,
6 protection systems, and exterior repair or renovation of
7 buildings of the National Gallery of Art may be negotiated
8 with selected contractors and awarded on the basis of con-
9 tractor qualifications as well as price.

10 JOHN F. KENNEDY CENTER FOR THE PERFORMING
11 ARTS

12 OPERATIONS AND MAINTENANCE

13 For necessary expenses for the operation, mainte-
14 nance and security of the John F. Kennedy Center for
15 the Performing Arts, \$21,660,000.

16 CAPITAL REPAIR AND RESTORATION

17 For necessary expenses for capital repair and restora-
18 tion of the existing features of the building and site of
19 the John F. Kennedy Center for the Performing Arts,
20 \$11,140,000, to remain available until expended.

21 WOODROW WILSON INTERNATIONAL CENTER FOR
22 SCHOLARS

23 SALARIES AND EXPENSES

24 For expenses necessary in carrying out the provisions
25 of the Woodrow Wilson Memorial Act of 1968 (82 Stat.

1 1356) including hire of passenger vehicles and services as
2 authorized by 5 U.S.C. 3109, \$10,500,000, to remain
3 available until September 30, 2017.

4 NATIONAL FOUNDATION ON THE ARTS AND THE
5 HUMANITIES

6 NATIONAL ENDOWMENT FOR THE ARTS
7 GRANTS AND ADMINISTRATION

8 For necessary expenses to carry out the National
9 Foundation on the Arts and the Humanities Act of 1965,
10 \$146,021,000 shall be available to the National Endow-
11 ment for the Arts for the support of projects and produc-
12 tions in the arts, including arts education and public out-
13 reach activities, through assistance to organizations and
14 individuals pursuant to section 5 of the Act, for program
15 support, and for administering the functions of the Act,
16 to remain available until expended.

17 NATIONAL ENDOWMENT FOR THE HUMANITIES
18 GRANTS AND ADMINISTRATION

19 For necessary expenses to carry out the National
20 Foundation on the Arts and the Humanities Act of 1965,
21 \$146,021,000 to remain available until expended, of which
22 \$135,121,000 shall be available for support of activities
23 in the humanities, pursuant to section 7(c) of the Act and
24 for administering the functions of the Act; and
25 \$10,900,000 shall be available to carry out the matching

1 grants program pursuant to section 10(a)(2) of the Act,
2 including \$8,500,000 for the purposes of section 7(h):
3 *Provided*, That appropriations for carrying out section
4 10(a)(2) shall be available for obligation only in such
5 amounts as may be equal to the total amounts of gifts,
6 bequests, devises of money, and other property accepted
7 by the chairman or by grantees of the National Endow-
8 ment for the Humanities under the provisions of sections
9 11(a)(2)(B) and 11(a)(3)(B) during the current and pre-
10 ceding fiscal years for which equal amounts have not pre-
11 viously been appropriated.

12 ADMINISTRATIVE PROVISIONS

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

1 grantmaking purposes per year: *Provided further*, That
 2 such small grant actions are taken pursuant to the terms
 3 of an expressed and direct delegation of authority from
 4 the National Council on the Arts to the Chairperson.

5 COMMISSION OF FINE ARTS

6 SALARIES AND EXPENSES

7 For expenses of the Commission of Fine Arts under
 8 Chapter 91 of title 40, United States Code, \$2,653,000:
 9 *Provided*, That the Commission is authorized to charge
 10 fees to cover the full costs of its publications, and such
 11 fees shall be credited to this account as an offsetting col-
 12 lection, to remain available until expended without further
 13 appropriation: *Provided further*, That the Commission is
 14 authorized to accept gifts, including objects, papers, art-
 15 work, drawings and artifacts, that pertain to the history
 16 and design of the Nation's Capital or the history and ac-
 17 tivities of the Commission of Fine Arts, for the purpose
 18 of artistic display, study or education.

19 NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

20 For necessary expenses as authorized by Public Law
 21 99-190 (20 U.S.C. 956a), \$2,000,000.

22 ADVISORY COUNCIL ON HISTORIC PRESERVATION

23 SALARIES AND EXPENSES

24 For necessary expenses of the Advisory Council on
 25 Historic Preservation (Public Law 89-665), \$6,080,000.

1 NATIONAL CAPITAL PLANNING COMMISSION
2 SALARIES AND EXPENSES

3 For necessary expenses of the National Capital Plan-
4 ning Commission under chapter 87 of title 40, United
5 States Code, including services as authorized by 5 U.S.C.
6 3109, \$7,948,000: *Provided*, That one-quarter of 1 per-
7 cent of the funds provided under this heading may be used
8 for official reception and representational expenses associ-
9 ated with hosting international visitors engaged in the
10 planning and physical development of world capitals.

11 UNITED STATES HOLOCAUST MEMORIAL MUSEUM
12 HOLOCAUST MEMORIAL MUSEUM

13 For expenses of the Holocaust Memorial Museum, as
14 authorized by Public Law 106–292 (36 U.S.C. 2301–
15 2310), \$52,385,000, of which \$865,000 shall remain
16 available until September 30, 2018, for the Museum’s
17 equipment replacement program; and of which \$2,200,000
18 for the Museum’s repair and rehabilitation program and
19 \$1,264,000 for the Museum’s outreach initiatives program
20 shall remain available until expended.

21 DWIGHT D. EISENHOWER MEMORIAL COMMISSION
22 SALARIES AND EXPENSES

23 For necessary expenses, including the costs of con-
24 struction design, of the Dwight D. Eisenhower Memorial

1 Commission, \$1,000,000, to remain available until ex-
2 pended.

3 TITLE IV

4 GENERAL PROVISIONS

5 (INCLUDING TRANSFERS OF FUNDS)

6 RESTRICTION ON USE OF FUNDS

7 SEC. 401. No part of any appropriation contained in
8 this Act shall be available:

9 (1) for any activity or the publication or dis-
10 tribution of literature that in any way tends to pro-
11 mote public support or opposition to any legislative
12 proposal on which Congressional action is not com-
13 plete or other than to communicate to Members of
14 Congress as described in 18 U.S.C. 1913; or,

15 (2) for publicity or propaganda purposes for the
16 preparation, distribution or use of any communica-
17 tion designed to support or defeat any proposed or
18 pending regulation, administrative action, or order
19 issued by an executive branch agency, except in
20 presentation to the executive branch itself or to Con-
21 gress.

22 OBLIGATION OF APPROPRIATIONS

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

1 DISCLOSURE OF ADMINISTRATIVE EXPENSES

2 SEC. 403. The amount and basis of estimated over-
3 head charges, deductions, reserves or holdbacks, including
4 working capital fund and cost pool charges, from pro-
5 grams, projects, activities and subactivities to support gov-
6 ernment-wide, departmental, agency, or bureau adminis-
7 trative functions or headquarters, regional, or central op-
8 erations shall be presented in annual budget justifications
9 and subject to approval by the Committees on Appropria-
10 tions of the House of Representatives and the Senate.
11 Changes to such estimates shall be presented to the Com-
12 mittees on Appropriations for approval.

13 MINING APPLICATIONS

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

19 (b) EXCEPTIONS.—Subsection (a) shall not apply if
20 the Secretary of the Interior determines that, for the claim
21 concerned (1) a patent application was filed with the Sec-
22 retary on or before September 30, 1994; and (2) all re-
23 quirements established under sections 2325 and 2326 of
24 the Revised Statutes (30 U.S.C. 29 and 30) for vein or
25 lode claims, sections 2329, 2330, 2331, and 2333 of the

1 Revised Statutes (30 U.S.C. 35, 36, and 37) for placer
2 claims, and section 2337 of the Revised Statutes (30
3 U.S.C. 42) for mill site claims, as the case may be, were
4 fully complied with by the applicant by that date.

5 (c) REPORT.—On September 30, 2017, the Secretary
6 of the Interior shall file with the House and Senate Com-
7 mittees on Appropriations and the Committee on Natural
8 Resources of the House and the Committee on Energy and
9 Natural Resources of the Senate a report on actions taken
10 by the Department under the plan submitted pursuant to
11 section 314(c) of the Department of the Interior and Re-
12 lated Agencies Appropriations Act, 1997 (Public Law
13 104–208).

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

1 Bureau of Land Management in the retention of third-
2 party contractors.

3 CONTRACT SUPPORT COSTS, PRIOR YEAR LIMITATION

4 SEC. 405. Sections 405 and 406 of division F of the
5 Consolidated and Further Continuing Appropriations Act,
6 2015 (Public Law 113–235) shall continue in effect in fis-
7 cal year 2016.

8 CONTRACT SUPPORT COSTS, FISCAL YEAR 2016

9 LIMITATION

10 SEC. 406. Amounts provided by this Act for fiscal
11 year 2016 under the headings “Department of Health and
12 Human Services, Indian Health Service, Contract Support
13 Costs” and “Department of the Interior, Bureau of Indian
14 Affairs and Bureau of Indian Education, Contract Sup-
15 port Costs” are the only amounts available for contract
16 support costs arising out of self-determination or self-gov-
17 ernance contracts, grants, compacts, or annual funding
18 agreements for fiscal year 2016 with the Bureau of Indian
19 Affairs or the Indian Health Service: *Provided*, That such
20 amounts provided by this Act are not available for pay-
21 ment of claims for contract support costs for prior years,
22 or for repayments of payments for settlements or judg-
23 ments awarding contract support costs for prior years.

1 FOREST MANAGEMENT PLANS

2 SEC. 407. The Secretary of Agriculture shall not be
3 considered to be in violation of subparagraph 6(f)(5)(A)
4 of the Forest and Rangeland Renewable Resources Plan-
5 ning Act of 1974 (16 U.S.C. 1604(f)(5)(A)) solely because
6 more than 15 years have passed without revision of the
7 plan for a unit of the National Forest System. Nothing
8 in this section exempts the Secretary from any other re-
9 quirement of the Forest and Rangeland Renewable Re-
10 sources Planning Act (16 U.S.C. 1600 et seq.) or any
11 other law: *Provided*, That if the Secretary is not acting
12 expeditiously and in good faith, within the funding avail-
13 able, to revise a plan for a unit of the National Forest
14 System, this section shall be void with respect to such plan
15 and a court of proper jurisdiction may order completion
16 of the plan on an accelerated basis.

17 PROHIBITION WITHIN NATIONAL MONUMENTS

18 SEC. 408. No funds provided in this Act may be ex-
19 pended to conduct preleasing, leasing and related activities
20 under either the Mineral Leasing Act (30 U.S.C. 181 et
21 seq.) or the Outer Continental Shelf Lands Act (43 U.S.C.
22 1331 et seq.) within the boundaries of a National Monu-
23 ment established pursuant to the Act of June 8, 1906 (16
24 U.S.C. 431 et seq.) as such boundary existed on January
25 20, 2001, except where such activities are allowed under

1 the Presidential proclamation establishing such monu-
2 ment.

3 LIMITATION ON TAKINGS

4 SEC. 409. Unless otherwise provided herein, no funds
5 appropriated in this Act for the acquisition of lands or
6 interests in lands may be expended for the filing of dec-
7 larations of taking or complaints in condemnation without
8 the approval of the House and Senate Committees on Ap-
9 propriations: *Provided*, That this provision shall not apply
10 to funds appropriated to implement the Everglades Na-
11 tional Park Protection and Expansion Act of 1989, or to
12 funds appropriated for Federal assistance to the State of
13 Florida to acquire lands for Everglades restoration pur-
14 poses.

15 TIMBER SALE REQUIREMENTS

16 SEC. 410. No timber sale in Alaska's Region 10 shall
17 be advertised if the indicated rate is deficit (defined as
18 the value of the timber is not sufficient to cover all logging
19 and stumpage costs and provide a normal profit and risk
20 allowance under the Forest Service's appraisal process)
21 when appraised using a residual value appraisal. The west-
22 ern red cedar timber from those sales which is surplus
23 to the needs of the domestic processors in Alaska, shall
24 be made available to domestic processors in the contiguous
25 48 United States at prevailing domestic prices. All addi-

1 tional western red cedar volume not sold to Alaska or con-
2 tiguous 48 United States domestic processors may be ex-
3 ported to foreign markets at the election of the timber sale
4 holder. All Alaska yellow cedar may be sold at prevailing
5 export prices at the election of the timber sale holder.

6 PROHIBITION ON NO-BID CONTRACTS

7 SEC. 411. None of the funds appropriated or other-
8 wise made available by this Act to executive branch agen-
9 cies may be used to enter into any Federal contract unless
10 such contract is entered into in accordance with the re-
11 quirements of Chapter 33 of title 41, United States Code,
12 or Chapter 137 of title 10, United States Code, and the
13 Federal Acquisition Regulation, unless—

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

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

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

1 POSTING OF REPORTS

2 SEC. 412. (a) Any agency receiving funds made avail-
3 able in this Act, shall, subject to subsections (b) and (c),
4 post on the public website of that agency any report re-
5 quired to be submitted by the Congress in this or any
6 other Act, upon the determination by the head of the agen-
7 cy that it shall serve the national interest.

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

9 (1) the public posting of the report com-
10 promises national security; or

11 (2) the report contains proprietary information.

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

16 NATIONAL ENDOWMENT FOR THE ARTS GRANT

17 GUIDELINES

18 SEC. 413. Of the funds provided to the National En-
19 dowment for the Arts—

20 (1) The Chairperson shall only award a grant
21 to an individual if such grant is awarded to such in-
22 dividual for a literature fellowship, National Herit-
23 age Fellowship, or American Jazz Masters Fellow-
24 ship.

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

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

13 NATIONAL ENDOWMENT FOR THE ARTS PROGRAM

14 PRIORITIES

15 SEC. 414. (a) In providing services or awarding fi-
16 nancial assistance under the National Foundation on the
17 Arts and the Humanities Act of 1965 from funds appro-
18 priated under this Act, the Chairperson of the National
19 Endowment for the Arts shall ensure that priority is given
20 to providing services or awarding financial assistance for
21 projects, productions, workshops, or programs that serve
22 underserved populations.

23 (b) In this section:

24 (1) The term “underserved population” means
25 a population of individuals, including urban minori-

1 ties, who have historically been outside the purview
2 of arts and humanities programs due to factors such
3 as a high incidence of income below the poverty line
4 or to geographic isolation.

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

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

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

23 (1) the Chairperson shall establish a grant cat-
24 egory for projects, productions, workshops, or pro-

1 grants that are of national impact or availability or
2 are able to tour several States;

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

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

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

14 STATUS OF BALANCES OF APPROPRIATIONS

15 SEC. 415. The Department of the Interior, the Envi-
16 ronmental Protection Agency, the Forest Service, and the
17 Indian Health Service shall provide the Committees on
18 Appropriations of the House of Representatives and Sen-
19 ate quarterly reports on the status of balances of appro-
20 priations including all uncommitted, committed, and unob-
21 ligated funds in each program and activity.

22 REPORT ON USE OF CLIMATE CHANGE FUNDS

23 SEC. 416. Not later than 120 days after the date on
24 which the President's fiscal year 2017 budget request is
25 submitted to the Congress, the President shall submit a

1 comprehensive report to the Committees on Appropria-
2 tions of the House of Representatives and the Senate de-
3 scribing in detail all Federal agency funding, domestic and
4 international, for climate change programs, projects, and
5 activities in fiscal years 2015 and 2016, including an ac-
6 counting of funding by agency with each agency identi-
7 fying climate change programs, projects, and activities
8 and associated costs by line item as presented in the Presi-
9 dent's Budget Appendix, and including citations and link-
10 ages where practicable to each strategic plan that is driv-
11 ing funding within each climate change program, project,
12 and activity listed in the report.

13 PROHIBITION ON FEDERAL IMPLEMENTATION PLANS

14 SEC. 417. None of the funds made available by this
15 Act, or any other Act for any fiscal year, shall be used
16 to develop, propose, finalize, implement, or enforce section
17 111(d)(2) of the Clean Air Act (42 U.S.C. 7411(d)(2))
18 in the case of States that have failed to submit a satisfac-
19 tory plan to implement section 111(d)(1) of that Act (42
20 U.S.C. 7411(d)(1)), in the case of any air pollutant being
21 regulated as part of any proposed or final rule to address
22 carbon dioxide emissions from existing sources that are
23 fossil fuel-fired electric utility generating units under sec-
24 tion 111 of that Act (42 U.S.C. 7411), including any final
25 rule that succeeds—

1 (1) the proposed rule entitled “Carbon Pollu-
 2 tion Emission Guidelines for Existing Stationary
 3 Sources: Electric Utility Generating Units” (79 Fed.
 4 Reg. 34830 (June 18, 2014)); or

5 (2) the supplemental proposed rule entitled
 6 “Carbon Pollution Emission Guidelines for Existing
 7 Stationary Sources: EGUs in Indian Country and
 8 U.S. Territories; Multi-Jurisdictional Partnerships”
 9 (79 Fed. Reg. 65482 (November 4, 2014)).

10 PROHIBITION ON USE OF FUNDS

11 SEC. 418. Notwithstanding any other provision of
 12 law, none of the funds made available in this Act or any
 13 other Act may be used to promulgate or implement any
 14 regulation requiring the issuance of permits under title V
 15 of the Clean Air Act (42 U.S.C. 7661 et seq.) for carbon
 16 dioxide, nitrous oxide, water vapor, or methane emissions
 17 resulting from biological processes associated with live-
 18 stock production.

19 GREENHOUSE GAS REPORTING RESTRICTIONS

20 SEC. 419. Notwithstanding any other provision of
 21 law, none of the funds made available in this or any other
 22 Act may be used to implement any provision in a rule,
 23 if that provision requires mandatory reporting of green-
 24 house gas emissions from manure management systems.

1 RECREATION FEE

2 SEC. 420. Section 810 of the Federal Lands Recre-
3 ation Enhancement Act (16 U.S.C. 6809) is amended by
4 striking “September 30, 2016” and inserting “September
5 30, 2017”.

6 WATERS OF THE UNITED STATES

7 SEC. 421. None of the funds made available in this
8 Act or any other Act for any fiscal year may be used to
9 develop, adopt, implement, administer, or enforce any
10 change to the regulations and guidance in effect on Octo-
11 ber 1, 2012, pertaining to the definition of waters under
12 the jurisdiction of the Federal Water Pollution Control
13 Act (33 U.S.C. Sec. 1251, et seq.), including the provi-
14 sions of the rules dated November 13, 1986 and August
15 25, 1993, relating to said jurisdiction, and the guidance
16 documents dated January 15, 2003 and December 2,
17 2008, relating to said jurisdiction.

18 MODIFICATION OF AUTHORITIES

19 SEC. 422. (a) Section 8162(m)(3) of the Department
20 of Defense Appropriations Act, 2000 (40 U.S.C. 8903
21 note; Public Law 106–79) is amended by striking “Sep-
22 tember 30, 2015” and inserting “September 30, 2016”.

23 (b) For fiscal year 2016, the authority provided by
24 the provisos under the heading “Dwight D. Eisenhower

1 Memorial Commission—Capital Construction” in division
2 E of Public Law 112–74 shall not be in effect.

3 USE OF AMERICAN IRON AND STEEL

4 SEC. 423. (a)(1) None of the funds made available
5 by a State water pollution control revolving fund as au-
6 thorized by section 1452 of the Safe Drinking Water Act
7 (42 U.S.C. 300j–12) shall be used for a project for the
8 construction, alteration, maintenance, or repair of a public
9 water system or treatment works unless all of the iron and
10 steel products used in the project are produced in the
11 United States.

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

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

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

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

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

7 (c) If the Administrator receives a request for a waiv-
8 er under this section, the Administrator shall make avail-
9 able to the public on an informal basis a copy of the re-
10 quest and information available to the Administrator con-
11 cerning the request, and shall allow for informal public
12 input on the request for at least 15 days prior to making
13 a finding based on the request. The Administrator shall
14 make the request and accompanying information available
15 by electronic means, including on the official public Inter-
16 net Web site of the Environmental Protection Agency.

17 (d) This section shall be applied in a manner con-
18 sistent with United States obligations under international
19 agreements.

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

1 (f) This section does not apply with respect to a
2 project if a State agency approves the engineering plans
3 and specifications for the project, in that agency's capacity
4 to approve such plans and specifications prior to a project
5 requesting bids, prior to the date of the enactment of this
6 Act.

7 NATIONAL AMBIENT AIR QUALITY STANDARD FUNDING
8 LIMITATION

9 SEC. 424. None of the funds made available by this
10 Act, or any other Act for any fiscal year, shall be used
11 to develop, adopt, implement, administer, or enforce a na-
12 tional primary or secondary ambient air quality standard
13 for ozone that is lower than the standard established
14 under section 50.15 of title 40, Code of Federal Regula-
15 tions (as in effect on January 1, 2015), until at least 85
16 percent of the counties that, as of January 30, 2015, were
17 in nonattainment areas under the standard established
18 under section 50.15 of title 40, Code of Federal Regula-
19 tions (as in effect on January 1, 2015), achieve full com-
20 pliance with that standard.

21 FUNDING PROHIBITION

22 SEC. 425. None of the funds made available by this
23 or any other Act may be used to regulate the lead content
24 of ammunition, ammunition components, or fishing tackle

1 under the Toxic Substances Control Act (15 U.S.C. 2601
2 et seq.) or any other law.

3 CONTRACTING AUTHORITIES

4 SEC. 426. Section 412 of Division E of Public Law
5 112–74 is amended by striking “fiscal year 2015,” and
6 inserting “fiscal year 2017,”.

7 CHESAPEAKE BAY INITIATIVE

8 SEC. 427. Section 502(c) of the Chesapeake Bay Ini-
9 tiative Act of 1998 (Public Law 105–312; 16 U.S.C. 461
10 note) is amended by striking “2015” and inserting
11 “2017”.

12 PROHIBITION OF SEWAGE DUMPING INTO THE GREAT
13 LAKES

14 SEC. 428. (a) Section 402 of the Federal Water Pol-
15 lution Control Act (33 U.S.C. 1342) is amended by adding
16 at the end the following:

17 “(s) PROHIBITION ON SEWAGE DUMPING INTO THE
18 GREAT LAKES.—

19 “(1) DEFINITIONS.—In this subsection:

20 “(A) BYPASS.—The term ‘bypass’ means
21 an intentional diversion of waste streams to by-
22 pass any portion of a treatment facility which
23 results in a discharge into the Great Lakes.

24 “(B) DISCHARGE.—

1 “(i) IN GENERAL.—The term ‘dis-
2 charge’ means a direct or indirect dis-
3 charge of untreated sewage or partially
4 treated sewage from a treatment works
5 into the Great Lakes or a tributary of the
6 Great Lakes.

7 “(ii) INCLUSIONS.—The term ‘dis-
8 charge’ includes a bypass and a combined
9 sewer overflow.

10 “(C) GREAT LAKES.—The term ‘Great
11 Lakes’ has the meaning given the term in sec-
12 tion 118(a)(3).

13 “(D) PARTIALLY TREATED SEWAGE.—The
14 term ‘partially treated sewage’ means any sew-
15 age, sewage and storm water, or sewage and
16 wastewater, from domestic or industrial sources
17 that—

18 “(i) is not treated to national sec-
19 ondary treatment standards for waste-
20 water; or

21 “(ii) is treated to a level less than the
22 level required by the applicable national
23 pollutant discharge elimination system per-
24 mit.

1 “(E) TREATMENT FACILITY.—The term
2 ‘treatment facility’ includes all wastewater
3 treatment units used by a publicly owned treat-
4 ment works to meet secondary treatment stand-
5 ards or higher, as required to attain water qual-
6 ity standards, under any operating conditions.

7 “(F) TREATMENT WORKS.—The term
8 ‘treatment works’ has the meaning given the
9 term in section 212.

10 “(2) PROHIBITION.—A publicly owned treat-
11 ment works is prohibited from performing a bypass
12 unless—

13 “(A)(i) the bypass is unavoidable to pre-
14 vent loss of life, personal injury, or severe prop-
15 erty damage;

16 “(ii) there is not a feasible alternative to
17 the bypass, such as the use of auxiliary treat-
18 ment facilities, retention of untreated wastes, or
19 maintenance during normal periods of equip-
20 ment downtime; and

21 “(iii) the treatment works provides notice
22 of the bypass in accordance with this sub-
23 section; or

24 “(B) the bypass does not cause effluent
25 limitations to be exceeded, and the bypass is for

1 essential maintenance to ensure efficient oper-
2 ation of the treatment facility.

3 “(3) LIMITATION.—The requirement of para-
4 graph (2)(A)(ii) is not satisfied if—

5 “(A) adequate back-up equipment should
6 have been installed in the exercise of reasonable
7 engineering judgment to prevent the bypass;
8 and

9 “(B) the bypass occurred during normal
10 periods of equipment downtime or preventive
11 maintenance.

12 “(4) IMMEDIATE NOTICE REQUIREMENTS.—

13 “(A) IN GENERAL.—The Administrator
14 shall work with States having publicly owned
15 treatment works subject to the requirements of
16 this subsection to create immediate notice re-
17 quirements in the event of discharge that pro-
18 vide for the method, contents, and requirements
19 for public availability of the notice.

20 “(B) MINIMUM REQUIREMENTS.—

21 “(i) IN GENERAL.—At a minimum,
22 the contents of the notice shall include—

23 “(I) the exact dates and times of
24 the discharge;

1 “(II) the volume of the discharge;

2 and

3 “(III) a description of any public
4 access areas impacted.

5 “(ii) CONSISTENCY.—Minimum re-
6 quirements shall be consistent for all
7 States.

8 “(C) ADDITIONAL REQUIREMENTS.—The
9 Administrator and States described in subpara-
10 graph (A) shall include—

11 “(i) follow-up notice requirements
12 that provide a more full description of each
13 event, the cause, and plans to prevent reoc-
14 currence; and

15 “(ii) annual publication requirements
16 that list each treatment works from which
17 the Administrator or the State receive a
18 follow-up notice.

19 “(D) TIMING.—The notice and publication
20 requirements described in this paragraph shall
21 be implemented not later than 2 years after the
22 date of enactment of this subsection.

23 “(5) SEWAGE BLENDING.—Bypasses prohibited
24 by this section include bypasses resulting in dis-
25 charges from a publicly owned treatment works that

1 consist of effluent routed around treatment units
2 and thereafter blended together with effluent from
3 treatment units prior to discharge.

4 “(6) IMPLEMENTATION.—As soon as prac-
5 ticable, the Administrator shall establish procedures
6 to ensure that permits issued under this section (or
7 under a State permit program approved under this
8 section) to a publicly owned treatment works include
9 requirements to implement this subsection.

10 “(7) INCREASE IN MAXIMUM CIVIL PENALTY
11 FOR VIOLATIONS OCCURRING AFTER JANUARY 1,
12 2035.—Notwithstanding section 309, in the case of a
13 violation of this subsection occurring on or after
14 January 1, 2035, or any violation of a permit limita-
15 tion or condition implementing this subsection occur-
16 ring after that date, the maximum civil penalty that
17 shall be assessed for the violation shall be \$100,000
18 per day for each day the violation occurs.

19 “(8) APPLICABILITY.—This subsection shall
20 apply to a bypass occurring after the last day of the
21 1-year period beginning on the date of enactment of
22 this subsection.”.

23 (b) GREAT LAKES CLEANUP FUND.—(1) Title V of
24 the Federal Water Pollution Control Act (33 U.S.C. 1361
25 et seq.) is amended—

1 (A) by redesignating section 519 (33 U.S.C.
2 1251 note) as section 520; and

3 (B) by inserting after section 518 (33 U.S.C.
4 1377) the following:

5 **“SEC. 519. ESTABLISHMENT OF GREAT LAKES CLEANUP**
6 **FUND.**

7 “(a) DEFINITIONS.—In this section:

8 “(1) FUND.—The term ‘Fund’ means the Great
9 Lakes Cleanup Fund established by subsection (b).

10 “(2) GREAT LAKES; GREAT LAKES STATES.—
11 The terms ‘Great Lakes’ and ‘Great Lakes States’
12 have the meanings given the terms in section
13 118(a)(3).

14 “(b) ESTABLISHMENT OF FUND.—There is estab-
15 lished in the Treasury of the United States a trust fund
16 to be known as the ‘Great Lakes Cleanup Fund’ (referred
17 to in this section as the ‘Fund’).

18 “(c) TRANSFERS TO FUND.—Effective January 1,
19 2035, there are authorized to be appropriated to the Fund
20 amounts equivalent to the penalties collected for violations
21 of section 402(s).

22 “(d) ADMINISTRATION OF FUND.—The Adminis-
23 trator shall administer the Fund.

24 “(e) USE OF FUNDS.—The Administrator shall—

1 “(1) make the amounts in the Fund available
2 to the Great Lakes States for use in carrying out
3 programs and activities for improving wastewater
4 discharges into the Great Lakes, including habitat
5 protection and wetland restoration; and

6 “(2) allocate those amounts among the Great
7 Lakes States based on the proportion that—

8 “(A) the amount attributable to a Great
9 Lakes State for penalties collected for violations
10 of section 402(s); bears to

11 “(B) the total amount of those penalties
12 attributable to all Great Lakes States.

13 “(f) PRIORITY.—In selecting programs and activities
14 to be funded using amounts made available under this sec-
15 tion, a Great Lakes State shall give priority consideration
16 to programs and activities that address violations of sec-
17 tion 402(s) resulting in the collection of penalties.”.

18 (2) Section 607 of the Federal Water Pollution Con-
19 trol Act (33 U.S.C. 1387) is amended—

20 (A) by striking “There is” and inserting “(a) In
21 General.—There is”; and

22 (B) by adding at the end the following:

23 “(b) TREATMENT OF GREAT LAKES CLEANUP
24 FUND.—For purposes of this title, amounts made avail-
25 able from the Great Lakes Cleanup Fund under section

1 519 shall be treated as funds authorized to be appro-
2 priated to carry out this title and as funds made available
3 under this title, except that the funds shall be made avail-
4 able to the Great Lakes States in accordance with section
5 519.”.

6 STEWARDSHIP CONTRACTING AMENDMENTS

7 SEC. 429. Section 604(d) of the Healthy Forest Res-
8 toration Act of 2003 (16 U.S.C. 6591), as amended by
9 the Agricultural Act of 2014 (Public Law 113–79), is fur-
10 ther amended—

11 (a) in paragraph (5), by adding at the end the fol-
12 lowing: “Notwithstanding the Materials Act of 1947 (30
13 U.S.C. 602(a)), the Director may enter into an agreement
14 or contract under subsection (b).”; and

15 (b) in paragraph (7), by striking “and the Director”.

16 EXTENSION OF GRAZING PERMITS

17 SEC. 430. The terms and conditions of section 325
18 of Public Law 108–108 (117 Stat. 1307), regarding graz-
19 ing permits issued by the Forest Service on any lands not
20 subject to administration under section 402 of Federal
21 Lands Policy and Management Act (43 U.S.C. 1752),
22 shall remain in effect for fiscal year 2016.

23 FINANCIAL ASSURANCE

24 SEC. 431. None of the funds made available by this
25 Act may be used to develop, propose, finalize, implement,

1 enforce, or administer any regulation that would establish
2 new financial responsibility requirements pursuant to sec-
3 tion 108(b) of the Comprehensive Environmental Re-
4 sponse, Compensation, and Liability Act of 1980 (42
5 U.S.C. 9608(b)).

6 NEPA GUIDANCE

7 SEC. 432. None of the funds made available in this
8 Act may be used by any Federal agency to develop, adopt,
9 implement, enforce, or administer guidance or regulations
10 published in (1) 79 Fed. Reg. 77,802 dated December 24,
11 2014; and (2) 79 Fed. Reg. 76,986, dated December 23,
12 2014.

13 GOOD NEIGHBOR AUTHORITY

14 SEC. 433. Section 8206(b)(2) of the Agricultural Act
15 of 2014 (16 USC 2113a(b)(2)) is amended by adding at
16 the end of the following:

17 “(C) FOREST DEVELOPMENT ROADS.—

18 “(i) IN GENERAL.—Notwithstanding
19 subsection (a)(3)(B), existing roads shall
20 be repaired or reconstructed to a satisfac-
21 tory condition to perform authorized res-
22 toration services including removal of tim-
23 ber.”.

1 **TITLE V—WILDFIRE DISASTER**
2 **FUNDING**

3 **SEC. 501. WILDFIRE DISASTER FUNDING AUTHORITY.**

4 (a) **DISASTER FUNDING.**—Section 251(b)(2)(D) of
5 the Balanced Budget and Emergency Deficit Control Act
6 of 1985 (2 U.S.C. 901(b)(2)(D)) is amended—

7 (1) in clause (i)—

8 (A) in subclause (I), by striking “and” at
9 the end and inserting “plus”;

10 (B) in subclause (II), by striking the pe-
11 riod at the end and inserting “; less”; and

12 (C) by adding the following:

13 “(III) the additional new budget
14 authority provided in an appropriation
15 Act for wildfire suppression operations
16 pursuant to subparagraph (E) for the
17 preceding fiscal year.”; and

18 (2) by adding at the end the following:

19 “(v) Beginning in fiscal year 2018,
20 and for each fiscal year thereafter, the cal-
21 culation of the ‘average funding provided
22 for disaster relief over the previous 10
23 years’ shall include, for each year within
24 that average, the additional new budget
25 authority provided in an appropriation Act

1 for wildfire suppression operations pursu-
 2 ant to subparagraph (E) for the preceding
 3 fiscal year.”.

4 (b) WILDFIRE SUPPRESSION.—Section 251(b)(2) of
 5 the Balanced Budget and Emergency Deficit Control Act
 6 of 1985 (2 U.S.C. 901(b)(2)) is amended by adding at
 7 the end the following:

8 “(E) WILDFIRE SUPPRESSION.—

9 “(i) DEFINITIONS.—In this subpara-
 10 graph:

11 “(I) ADDITIONAL NEW BUDGET
 12 AUTHORITY.—The term ‘additional
 13 new budget authority’ means the
 14 amount provided for a fiscal year in
 15 an appropriation Act that is—

16 “(aa) in excess of 100 per-
 17 cent of the average costs for wild-
 18 fire suppression operations over
 19 the previous 10 years; and

20 “(bb) specified to pay for
 21 the costs of wildfire suppression
 22 operations.

23 “(II) WILDFIRE SUPPRESSION
 24 OPERATIONS.—The term ‘wildfire sup-
 25 pression operations’ means the emer-

1 agency and unpredictable aspects of
2 wildland firefighting, including—

3 “(aa) support, response, and
4 emergency stabilization activities;

5 “(bb) other emergency man-
6 agement activities; and

7 “(cc) the funds necessary to
8 repay any transfers needed for
9 the costs of wildfire suppression
10 operations.

11 “(ii) ADDITIONAL NEW BUDGET AU-
12 THORITY.—If a bill or joint resolution
13 making appropriations for a fiscal year is
14 enacted that specifies an amount for wild-
15 fire suppression operations in the Wildland
16 Fire Management accounts at the Depart-
17 ment of Agriculture or the Department of
18 the Interior, then the adjustments for that
19 fiscal year shall be the amount of addi-
20 tional new budget authority provided in
21 that Act for wildfire suppression operations
22 for that fiscal year, but shall not exceed—

23 “(I) for fiscal year 2016,
24 \$1,460,000,000 in additional new
25 budget authority;

1 “(II) for fiscal year 2017,
2 \$1,557,000,000 in additional new
3 budget authority;

4 “(III) for fiscal year 2018,
5 \$1,778,000,000 in additional new
6 budget authority;

7 “(IV) for fiscal year 2019,
8 \$2,030,000,000 in additional new
9 budget authority;

10 “(V) for fiscal year 2020,
11 \$2,319,000,000 in additional new
12 budget authority; and

13 “(VI) for fiscal year 2021,
14 \$2,650,000,000 in additional new
15 budget authority.

16 “(iii) AVERAGE COST CALCULATION.—
17 The average costs for wildfire suppression
18 operations over the previous 10 years shall
19 be calculated annually and reported in the
20 budget of the President submitted under
21 section 1105(a) of title 31, United States
22 Code, for each fiscal year.”.

23 **SEC. 502. REPORTING REQUIREMENTS.**

24 (a) SUPPLEMENTAL APPROPRIATIONS.—If the Sec-
25 retary of the Interior or the Secretary of Agriculture de-

1 terminates that supplemental appropriations are necessary
2 for a fiscal year for wildfire suppression operations, a re-
3 quest for the supplemental appropriations shall promptly
4 be submitted to Congress.

5 (b) NOTICE OF NEED FOR ADDITIONAL FUNDS.—

6 Prior to the obligation of any of the additional new budget
7 authority for wildfire suppression operations specified for
8 purposes of section 251(b)(2)(E)(ii) of the Balanced
9 Budget and Emergency Deficit Control Act of 1985 (2
10 U.S.C. 901(b)(2)(E)(ii)), the Secretary of the Interior or
11 the Secretary of Agriculture, as applicable, shall submit
12 to the Committees on Appropriations and the Budget of
13 the House of Representatives and the Committees on Ap-
14 propriations and the Budget of the Senate written notifi-
15 cation that describes—

16 (1) that the amount for wildfire suppression op-
17 erations to meet the terms of section 251(b)(2)(E)
18 of that Act for that fiscal year will be exhausted im-
19 minently; and

20 (2) the need for additional new budget author-
21 ity for wildfire suppression operations.

22 (c) ACCOUNTING, REPORTS AND ACCOUNTABILITY.—

23 (1) ACCOUNTING AND REPORTING REQUIRE-
24 MENTS.—For each fiscal year, the Secretary of the
25 Interior and the Secretary of Agriculture shall ac-

1 count for and report on the amounts used from the
2 additional new budget authority for wildfire suppres-
3 sion operations provided to the Secretary of the In-
4 terior or Secretary of Agriculture, as applicable, in
5 an appropriations Act pursuant to section
6 251(b)(2)(E)(ii) of the Balanced Budget and Emer-
7 gency Deficit Control Act of 1985 (2 U.S.C.
8 901(b)(2)(E)(ii)).

9 (2) ANNUAL REPORT.—

10 (A) IN GENERAL.—Not later than 180
11 days after the end of the fiscal year for which
12 additional new budget authority is used, pursu-
13 ant to section 251(b)(2)(E)(ii) of the Balanced
14 Budget and Emergency Deficit Control Act of
15 1985 (2 U.S.C. 901(b)(2)(E)(ii)), the Secretary
16 of the Interior or the Secretary of Agriculture,
17 as applicable, shall—

18 (i) prepare an annual report with re-
19 spect to the additional new budget author-
20 ity;

21 (ii) submit to the Committees on Ap-
22 propriations, the Budget, and Natural Re-
23 sources of the House of Representatives
24 and the Committees on Appropriations, the
25 Budget, and Energy and Natural Re-

1 sources of the Senate the annual report
2 prepared under clause (i); and

3 (iii) make the report prepared under
4 clause (i) available to the public.

5 (B) COMPONENTS.—The annual report
6 prepared under subparagraph (A) shall—

7 (i) document risk-based factors that
8 influenced management decisions with re-
9 spect to wildfire suppression operations;

10 (ii) analyze a statistically significant
11 sample of large fires, including an analysis
12 for each fire of—

13 (I) cost drivers;

14 (II) the effectiveness of risk man-
15 agement techniques and whether fire
16 operations strategy tracked the risk
17 assessment;

18 (III) any resulting ecological or
19 other benefits to the landscape;

20 (IV) the impact of investments in
21 wildfire suppression operations pre-
22 paredness;

23 (V) effectiveness of wildfire sup-
24 pression operations, including an anal-

- 1 ysis of resources lost versus dollars in-
2 vested;
- 3 (VI) effectiveness of any fuel
4 treatments on fire behavior and sup-
5 pression expenditures;
- 6 (VII) suggested corrective ac-
7 tions; and
- 8 (VIII) any other factors the Sec-
9 retary of the Interior or Secretary of
10 Agriculture determines to be appro-
11 priate;
- 12 (iii) include an accounting of overall
13 fire management and spending by the De-
14 partment of the Interior or the Depart-
15 ment of Agriculture, which shall be ana-
16 lyzed by fire size, cost, regional location,
17 and other factors;
- 18 (iv) describe any lessons learned in
19 the conduct of wildfire suppression oper-
20 ations; and
- 21 (v) include any other elements that
22 the Secretary of the Interior or the Sec-
23 retary of Agriculture determines to be nec-
24 essary.

1 This Act may be cited as the “Department of the In-
2 terior, Environment, and Related Agencies Appropriations
3 Act, 2016”.

Calendar No. 126

114TH CONGRESS
1ST Session

S. 1645

[Report No. 114-70]

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.

JUNE 23, 2015

Read twice and placed on the calendar